

**FISCAL NOTE**  
**LEGISLATIVE FISCAL ANALYST ESTIMATE**

Updated to include a revised estimate from the Department of Health and Human Services.

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2015-16</b>		<b>FY 2016-17</b>	
	<b>EXPENDITURES</b>	<b>REVENUE</b>	<b>EXPENDITURES</b>	<b>REVENUE</b>
GENERAL FUNDS	81,225		64,014	
CASH FUNDS				
FEDERAL FUNDS	142,266		64,014	
OTHER FUNDS				
<b>TOTAL FUNDS</b>	<b>223,491</b>		<b>128,028</b>	

**Any Fiscal Notes received from state agencies and political subdivisions are attached following the Legislative Fiscal Analyst Estimate.**

This bill would suspend medical assistance provided to persons who become inmates of public institutions.

The Department of Health and Human Services estimates the following impact from this bill:

ITEMS	FY2015-16	FY2016-17	FY2015-16	FY2016-17
	Number of Positions		Expenditures	
Social Services Worker (Beginning 9/1/2015)	1.00	1.00	28,910	34,692
Payments Reviewer (Beginning 9/1/2015)	1.00	1.00	25,265	30,318
Benefits			18,801	22,560
Medicaid System Changes			98,800	0
Other Operating			33,715	40,458
<b>Total</b>	<b>2.00</b>	<b>2.00</b>	<b>205,491</b>	<b>128,028</b>
By Fund Source:				
GENERAL FUNDS			63,225	64,014
CASH FUNDS				
FEDERAL FUNDS			142,266	64,014
OTHER FUNDS				
<b>TOTAL FUNDS</b>			<b>205,491</b>	<b>128,028</b>

The Department of Correctional Services (DCS) estimates a one-time cost of \$18,000 to change their case management system. The Supreme Court notes that the provision of the bill eliminating the period of Medicaid ineligibility could decrease expenditures, but this amount cannot be estimated at this time. Additionally, the provision for information sharing could increase expenditures, but no fiscal impact is estimated at this time.

The Crime Commission estimates no fiscal impact from this bill.

Lancaster County states that they would need to hire a Correctional Records Technician for \$24,723. This position would spend about half of her/his time notifying the Department of Health and Human Services regarding inmate intake and release.

Douglas County estimates it will need a Records Technician II at \$58,700 for salary and benefits.

Please see the attached responses for details that were summarized above.

<b>ADMINISTRATIVE SERVICES-STATE BUDGET DIVISION: REVIEW OF AGENCY &amp; POLT. SUB. RESPONSES</b>			
LB:12	AM:	AGENCY/POLT. SUB: Lancaster County	
REVIEWED BY: Elton Larson		DATE: 1/28/15	PHONE: 471-4173
COMMENTS: No basis to disagree with county estimate.			

**ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION**

State Agency or Political Subdivision Name:(2) Department of Health and Human Services

Prepared by: (3) Mike Mason

Date Prepared:(4) 1-23-16

Phone: (5) 471-0676

	<u>FY 2015-2016</u>		<u>FY 2016-2017</u>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
<b>GENERAL FUNDS</b>	\$63,225		\$64,014	
<b>CASH FUNDS</b>				
<b>FEDERAL FUNDS</b>	\$142,266		\$64,014	
<b>OTHER FUNDS</b>				
<b>TOTAL FUNDS</b>	\$205,491		\$128,028	

Return by date specified or 72 hours prior to public hearing, whichever is earlier.

**Explanation of Estimate:**

LB 12 would provide for suspension of Medicaid for inmates of public institutions. Currently, Federal Financial Participation is not available to inmates of public institutions. The Department of Health and Human Services does provide Medicaid coverage for eligible inmates who become "inpatient" when they are admitted to a hospital for 24 hours or more (CFR 435.1010). Coverage is termed for only the time period the inmate is in the medical institution.

This bill would require system changes to Medicaid at a cost of \$98,800 total (\$9,880 GF, \$88,920 FF) in SFY16. Additional Medicaid staffing needs to monitor and review cases would require 1 additional Social Services Worker and 1 Payments Reviewer, both beginning 9/1/2015 at a cost of \$106,691 total funds (\$53,345 GF, \$53,346 FF) in SFY16 and \$128,028 total (\$64,014 GF, \$64,014 FF) in SFY17.

**MAJOR OBJECTS OF EXPENDITURE**

PERSONAL SERVICES:	POSITION TITLE	NUMBER OF POSITIONS		2015-2016	2016-2017
		15-16	16-17	EXPENDITURES	EXPENDITURES
	Social Services Worker	1	1	\$28,910	\$34,692
	Payments Reviewer	1	1	\$25,265	\$30,318
	Benefits.....			\$18,801	\$22,560
	Operating.....			\$132,515	\$40,458
	Travel.....				
	Capital Outlay.....				
	Aid.....				
	Capital Improvements.....				
	<b>TOTAL.....</b>			<b>\$205,491</b>	<b>\$128,028</b>

Please complete ALL (5) blanks in the first three lines.

**2015**

**LB<sup>(1)</sup> 12**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> Nebraska Department of Corrections

Prepared by: <sup>(3)</sup> Chris Peters Date Prepared: <sup>(4)</sup> 1/26/2015 Phone: <sup>(5)</sup> (402) 479-5702

**ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION**

	<u>FY 2015-16</u>		<u>FY 2016-17</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	<u>\$18,000</u>	<u>0</u>	<u>0</u>	<u>0</u>
CASH FUNDS	<u></u>	<u></u>	<u></u>	<u></u>
FEDERAL FUNDS	<u></u>	<u></u>	<u></u>	<u></u>
OTHER FUNDS	<u></u>	<u></u>	<u></u>	<u></u>
<b>TOTAL FUNDS</b>	<u><b>\$18,000</b></u>	<u><b>0</b></u>	<u><b>0</b></u>	<u><b>0</b></u>

**Explanation of Estimate:**

LB 12 would suspend Medicaid for individuals incarcerated in NDCS facilities for a period of up to one year. If released during that year, the benefits would be reinstated. Otherwise, enrollment is terminated, and must be reapplied for during re-entry preparation. As currently written, the bill requires NDCS to notify DHHS at time of intake when a current recipient is incarcerated and to notify the Attorney General, prosecuting attorney and county attorney in the county they are incarcerated 45 days prior to their release.

A new field will need to be programmed into the case management system to indicate Medicaid participation and automate the notice process at an estimated cost of \$18,000.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2015-16</u>	<u>2016-17</u>
	<u>15-16</u>	<u>16-17</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefits.....	<u></u>	<u></u>	<u></u>	<u></u>
Operating.....	<u></u>	<u></u>	<u>\$18,000</u>	<u></u>
Travel.....	<u></u>	<u></u>	<u></u>	<u></u>
Capital outlay.....	<u></u>	<u></u>	<u></u>	<u></u>
Aid.....	<u></u>	<u></u>	<u></u>	<u></u>
Capital improvements.....	<u></u>	<u></u>	<u></u>	<u></u>
<b>TOTAL.....</b>	<u></u>	<u></u>	<u><b>\$18,000</b></u>	<u><b>0</b></u>

Please complete ALL (5) blanks in the first three lines.

**2015**

**LB<sup>(1)</sup> 12**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup>

NE Comm on Law Enforcement and Criminal Justice

Prepared by: <sup>(3)</sup> Bruce Ayers

Date Prepared: <sup>(4)</sup> 1-16-2015

Phone: <sup>(5)</sup> 471-0359

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2015-16</u>		<u>FY 2016-17</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

Explanation of Estimate: **No fiscal impact.**

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2015-16</u>	<u>2016-17</u>
	<u>15-16</u>	<u>16-17</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____

Please complete ALL (5) blanks in the first three lines.

**2015**

**LB<sup>(1)</sup> 12**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup>

Supreme Court

Prepared by: <sup>(3)</sup> Eric Asboe

Date Prepared: <sup>(4)</sup> 1/26/15

Phone: <sup>(5)</sup> 471-4138

**ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION**

	<u>FY 2015-16</u>		<u>FY 2016-17</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

**Explanation of Estimate:**

LB 12 affects juveniles who enter detention and adults who enter jail, Medicaid eligible, and the services that Probation provides such youth and adults after release. Currently, after a youth or adult is released from detention or jail there can be gap in time before the person becomes Medicaid eligible again and approved for payment. During that time, State funds are used to pay for needed services. Therefore, LB 12 has the potential to decrease General and/or Cash Fund expenditures for probation services since the period of ineligibility is eliminated. However, since the number of persons, periods of ineligibility and services provided are unknown, any decrease cannot be estimated.

LB 12 also requires the Office of Probation Administration to cooperate for purposes of facilitating information sharing. There could be a potential increase in General and/or Cash Fund expenditures if significant technology changes are needed to meet this requirement. At this time, however, no fiscal impact is estimated.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2015-16</u>	<u>2016-17</u>
	<u>15-16</u>	<u>16-17</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____

Please complete ALL (5) blanks in the first three lines.

**2015**

**LB<sup>(1)</sup> 12**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup>

Lancaster County Department of Corrections

Prepared by: <sup>(3)</sup> LT Will McGlothlin

Date Prepared: <sup>(4)</sup> 1/14/15

Phone: <sup>(5)</sup> 402-441-1919

**ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION**

	<u>FY 2015-16</u>		<u>FY 2016-17</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	\$24,723		\$24,723	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
<b>TOTAL FUNDS</b>	<u>\$24,723</u>		<u>\$24,723</u>	

Explanation of Estimate: This represents the cost of employing a Correctional Records Technician who would dedicate half of their time to monitoring inmate intake and release for the purpose or reporting to HHS.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2015-16 EXPENDITURES</u>	<u>2016-17 EXPENDITURES</u>
	<u>15-16</u>	<u>16-17</u>		
Benefits.....				
Operating.....				
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
<b>TOTAL.....</b>				

Please complete ALL (5) blanks in the first three lines.

2015

**LB12**<sup>(1)</sup>

Suspend medical assistance provided to persons who become inmates of public institutions

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup>

DOUGLAS COUNTY CORRECTIONS, NEBRASKA

Prepared by: <sup>(3)</sup> MARK FOXALL, DIRECTOR OF CORRECTIONS

Date 1/26/15  
Prepared: <sup>(4)</sup>

Phone: <sup>(5)</sup> 402.599.2316

MARCOS SAN MARTIN,  
DOUGLAS COUNTY  
ADMINISTRATION

402.444.5116

**ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION**

	<u>FY 2015-16</u>		<u>FY 2016-17</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	\$58,700	\$0.00	\$58,700	\$0.00
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
<b>TOTAL FUNDS</b>	<u>\$58,700</u>	<u>\$0.00</u>	<u>\$58,700</u>	<u>\$0.00</u>

*Explanation of Estimate:*

Explanation of Estimate: There are approximately 18,000 admissions per year to the Douglas County Department of Corrections. One Records Technician II will be required to:

- Determine if the inmate is enrolled in the medical assistance program and if enrolled:
- Notify the Department of Health and Human Services of entry into our institution and:
- Notify the Department of Health and Human Services when the inmate is released from our institution.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2015-16</u>	<u>2016-17</u>
	<u>15-16</u>	<u>16-17</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Records Technician II	1	1	\$43,500	\$43,500
Benefits.....			\$15,200	\$15,200
Operating.....				
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
<b>TOTAL.....</b>			<u>\$58,700</u>	<u>\$58,700</u>