

FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

Updated for amendments adopted through April 9, 2018.

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2018-19		FY 2019-20	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

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

LB670, as amended by AM2093, includes the following bills:

LB670, as introduced: This bill would change membership, powers, and duties of the Nebraska Coalition for Juvenile Justice.

Although AM2093 originally included the provisions of LB708 (juvenile court bridge orders), AM2822 removed the LB708 provisions from LB670, as amended. LB708 as a stand-alone bill was passed on Final Reading on April 10, 2018.

LB516 as advanced from the Judiciary Committee with AM562: This bill would change provisions relating to a report on juvenile facilities. Any person who fails to comply with this provision of the bill shall be guilty of a Class V misdemeanor (Maximum — no imprisonment, one hundred dollars fine; Minimum — none). The amendment serves to clarify that placement of a juvenile in a room alone constitutes room confinement, even if the juvenile is monitored by video. The amendment adjusts the penalty provisions by making failure to comply with the reporting requirement subject the disciplinary action outlined in current statute, including closing of the facility for a period of time or revocation or refusal to renew a license of a licensed residential child-caring agency.

LB774 as advanced from the Judiciary Committee: This bill would change peace officers' duties regarding encounters with certain juveniles.

LB673: This bill would strike a requirement that a preliminary hearing be held before an impartial person when a juvenile has been confined or detained in response to a violation of the juvenile's probation.

AM2714 amends LB826 into LB670. LB826 would provide for jurisdiction to make factual findings under the Uniform Child Custody Jurisdiction and Enforcement Act.

AM2874 adds provisions similar to LB1112 as amended by the Judiciary Committee. This amendment would change provisions relating to placement and detention of juveniles. It would authorize the use of Community-based Juvenile Services Aid Program funds for one-time use by an aid recipient to convert existing juvenile detention facilities to use as an alternative to detention, to invest in capital construction for a facility for use as an alternative to detention, or for the lease of a facility for use as an alternative to detention. The amendment also includes language regarding an examination of disproportionate minority contact for purposes of the Commission Grant Program or the Community-based Juvenile Services Aid Program.

The bill, as amended, has the emergency clause.

The Supreme Court states that the Final Reading copy of LB670 is estimated to have a minimal fiscal impact on them, and that they will not need any additional resources at this time.

The University of Nebraska states that AM2874 adds duties for the UNO Juvenile Justice Institute. They believe they can wrap these additional duties into their current workload and their existing allocation of the Community-based Juvenile Services funds (5%) so there would be no additional fiscal impact to the University.

The Crime Commission has contacted the Legislative Fiscal Office (LFO) stating that there is no fiscal impact from AM2874.

The Nebraska Association of County Officials (NACO) states that there are three aspects with various potential fiscal implications to counties from the bill, as amended by AM2874:

The first relates to the prohibition of placing a juvenile in detention under certain circumstances. The fiscal impact is unknown but it would likely be affected in large part by the availability or lack of availability of other placement options. The availability of options would be less in the rural counties generally and therefore the fiscal impacts potentially higher in certain situations.

The second aspect relates to the utilization of funds under the Community-based Juvenile Services Aid Program. NACO estimates that there will be no fiscal impact to counties regarding this aspect.

Finally, NACO states that it is unknown what the fiscal impact will be to examine disproportionate minority contact and data collection information for purposes of developing a comprehensive juvenile services plan costs.

The University of Nebraska and the Crime Commission estimate no fiscal impact from this bill, as amended by AM2093.

The Department of Health and Human Services (HHS) has contacted LFO and stated that there is no fiscal impact from AM2093.

Lancaster County estimates no fiscal impact from this bill, as amended by AM2093.

AM2714 amends LB826 into LB670. In the fiscal note to LB826, the Supreme Court estimated a minimal fiscal impact, and the Department of Health and Human Services (HHS) estimated no fiscal impact.

A provision of this bill, as amended by AM2093, imposes a Class V misdemeanor (Maximum — no imprisonment, one hundred dollars fine; Minimum — none). See LB516 summarized above. Any fines assessed pursuant to convictions will accrue to the county where the violation occurs to be used for the support of public schools. This amount is not known at this time.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 670	AM: 2874	AGENCY/POLT. SUB: University of Nebraska (051)	
REVIEWED BY: Joe Wilcox		DATE: 04/10/2018	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the University of Nebraska estimate of No additional Fiscal Impact to the University from AM 2874 to LB 670.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 670	AM: 2874	AGENCY/POLT. SUB: Nebraska Association of County Officials (NACO)	
REVIEWED BY: Joe Wilcox		DATE: 04/10/2018	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Nebraska Association of County Officials (NACO) estimate of No Fiscal Impact to Indeterminate Fiscal Impact to Nebraska Counties from the provisions of AM 2874 to LB 670.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 670	AM: 2093	AGENCY/POLT. SUB: University of Nebraska (051)	
REVIEWED BY: Joe Wilcox		DATE: 04/03/2018	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the University of Nebraska estimate of No Direct Impact to the University from AM 2093 to LB 670.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 670	AM: 2093	AGENCY/POLT. SUB: Nebraska Commission on Law Enforcement and Criminal Justice (078)
REVIEWED BY: Joe Wilcox	DATE: 03/02/2018	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Nebraska Commission on Law Enforcement and Criminal Justice (Crime Commission) estimate of potential Fiscal Impact to the Agency from AM 2093 to LB 670.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 670	AM: 2093	AGENCY/POLT. SUB: Nebraska Department of Health and Human Services (025)
REVIEWED BY: Joe Wilcox	DATE: 03/22/2018	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Nebraska Department of Health and Human Services estimate of No Fiscal Impact to the Agency from AM 2093 to LB 670.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 670	AM: 2093	AGENCY/POLT. SUB: Lancaster County
REVIEWED BY: Joe Wilcox	DATE: 03/08/2018	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Lancaster County estimate of No Fiscal Impact to the County from AM 2093 to LB670.		

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

2018

LB⁽¹⁾ 670, Final Reading Copy

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ 05 Supreme Court

Prepared by: ⁽³⁾ Eric Asboe Date Prepared: ⁽⁴⁾ 4/11/18 Phone: ⁽⁵⁾ 1-4138

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2018-19</u>		<u>FY 2019-20</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:

The Final Reading copy of LB670 is estimated to have a minimal fiscal impact on the judicial branch. No additional resources needed at this time.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2018-19 EXPENDITURES</u>	<u>2019-20 EXPENDITURES</u>
	<u>18-19</u>	<u>19-20</u>		
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____

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

2018

LB⁽¹⁾ 670 AM 2874

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ University of Nebraska

Prepared by: ⁽³⁾ Michael Justus Date Prepared: ⁽⁴⁾ April 10, 2018 Phone: ⁽⁵⁾ 402-472-2191

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2018-19</u>		<u>FY 2019-20</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:

The amendment modifies some of the requirements of the UNO Juvenile Justice Institute. We believe we can wrap these additional duties into our current workload and the existing 5% allocation of the appropriation (lines 27-31 on page 6). Therefore, no additional fiscal impact to the University.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2018-19</u>	<u>2019-20</u>
	<u>18-19</u>	<u>19-20</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.

2018

LB⁽¹⁾ 670 --- AM 2874

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska Association of County Officials

Prepared by: ⁽³⁾ Elaine Menzel Date Prepared: ⁽⁴⁾ 4/10/2018 Phone: ⁽⁵⁾ 402-434-5660

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2018-19</u>		<u>FY 2019-20</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:

Based on the revised fiscal note request form we received this morning, I further reviewed LB 670 with AM 2874 that was adopted. There are three aspects to the bill with various potential fiscal implications to counties, including no fiscal impact.

The first relates to the prohibition of placing a juvenile in detention under certain circumstances. The fiscal impact is unknown but it would likely be affected in large part by the availability or lack of availability of other placement options. The availability of options would be less in the rural counties generally and therefore the fiscal impacts potentially higher in given situations.

The second aspect relates to the utilization of funds by communities (counties and Tribes) under the Community-based Juvenile Services Aid Program. No fiscal impact to the counties.

It is unknown what the fiscal impact will be to communities, including counties to examine disproportionate minority contact (DMC) and data collection information for purposes of developing a comprehensive juvenile services plan costs.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2018-19</u>	<u>2019-20</u>
	<u>18-19</u>	<u>19-20</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.

2018

LB⁽¹⁾ 670 AM 2093

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ University of Nebraska

Prepared by: ⁽³⁾ Michael Justus Date Prepared: ⁽⁴⁾ 03/29/2018 Phone: ⁽⁵⁾ 402-472-2191

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2018-19</u>		<u>FY 2019-20</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:

There is no direct fiscal impact to the University (UNO) for the Juvenile Justice Institute (JJI) related to LB 670 AM 2093. However, with UNO as the consultant on the Community-based Aid Plans, it is important to note that JJI training and our work on the training manual re-writes is contingent upon funding through these service contracts.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2018-19</u>	<u>2019-20</u>
	<u>18-19</u>	<u>19-20</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.

2018

LB⁽¹⁾ 670 as amended by AM2093

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ NE Comm On Law Enf (Crime Commission)

Prepared by: ⁽³⁾ Bruce Ayers Date Prepared: ⁽⁴⁾ 3-1-2018 Phone: ⁽⁵⁾ 471-0359

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2018-19</u>		<u>FY 2019-20</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 670, as amended by AM 2093, has no fiscal impact on the Crime Commission.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2018-19</u>	<u>2019-20</u>
	<u>18-19</u>	<u>19-20</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.

2018

LB⁽¹⁾ 670 AM2039

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ LANCASTER COUNTY

Prepared by: ⁽³⁾ Michelle Schindler 3/7/2018 Phone: ⁽⁵⁾ 4024417093

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2018-19</u>		<u>FY 2019-20</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

Explanation of Estimate: I anticipate no fiscal impact

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2018-19</u>	<u>2019-20</u>
	<u>18-19</u>	<u>19-20</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____