

PREPARED BY: Clinton Verner
 DATE PREPARED: January 14, 2025
 PHONE: 402-471-0056

LB 36

Revision: 00

FISCAL NOTE
 LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2025-26		FY 2026-27	
	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.

LB36 amends the Wellhead Protection Act to add a new section requiring certain political subdivisions within the state to notify the controlling entity of a wellhead protection area of any land-use or zoning regulation or building permit within the wellhead protection area and sets terms.

No fiscal impact to the state.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 36	AM:	AGENCY/POLT. SUB: Department of Environment and Energy	
REVIEWED BY: Ryan Walton	DATE: 1/14/2025	PHONE: (402) 471-4174	
COMMENTS: The Department of Environment and Energy's assessment of no fiscal impact from LB 36, appears reasonable.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 36	AM:	AGENCY/POLT. SUB: Douglas County	
REVIEWED BY: Joe Massey	DATE: 1/28/2025	PHONE: (402) 471-4181	
COMMENTS: No basis to disagree with the Douglas County assessment of fiscal impact from LB 36			

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

2025

LB36⁽¹⁾ Provide for notification of certain regulations and permits to controlling entities by counties, cities, and villages under the Wellhead Protection Area Act

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Douglas County

Prepared by: ⁽³⁾ Kent E. Holm Date Prepared: ⁽⁴⁾ 27 Jan 2025 Phone: ⁽⁵⁾ 402-444-3959

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2025-26</u>		<u>FY 2026-27</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	<u>360</u>	<u>0</u>	<u>360</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>
TOTAL FUNDS	<u><u>360</u></u>	<u><u>0</u></u>	<u><u>360</u></u>	<u><u>0</u></u>

Explanation of Estimate:

Additional notification requirements will be dependent on the number of land use applications and building permit applications received. The estimate of \$30 per additional notification is the additional official notice cost. The review and issuance of building permits is currently not subject to any notification requirement so potentially every building permit issued in a wellhead protection area would require an additional notice. To do so imparts a substantial delay on the issuance of a building permit and creates potential liability for the County, which would then involve the County Attorney and legal expenses, none of which can be determined at this point.

Personnel Services estimated for one (1) additional notification per month at a current wage of \$36.60, with a to be determined wage step increase for the second FY. Benefits calculated @ 30%. Should the County incur additional liability due to the delay in issuing a building permit then those potential additional legal costs would be added to this estimate.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2025-26</u>	<u>2026-27</u>
	<u>25-26</u>	<u>26-27</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
<u>Planning & Zoning Coordinator</u>	<u>1</u>	<u>1</u>	<u>440</u>	<u>450</u>
<u>Benefits.....</u>			<u>132</u>	<u>135</u>
<u>Operating.....</u>			<u> </u>	<u> </u>
<u>Travel.....</u>			<u> </u>	<u> </u>
<u>Capital outlay.....</u>			<u> </u>	<u> </u>
<u>Aid.....</u>			<u> </u>	<u> </u>
<u>Capital improvements.....</u>			<u> </u>	<u> </u>
<u>TOTAL.....</u>			<u><u>572</u></u>	<u><u>585</u></u>

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

2025

LB⁽¹⁾ 36

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Department of Environment and Energy

Prepared by: ⁽³⁾ Kevin Stoner Date Prepared: ⁽⁴⁾ January 14, 2025 Phone: ⁽⁵⁾ 402 471-2186

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2025-26</u>		<u>FY 2026-27</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 36 would require any county, city, or village with zoning, land-use, planning, or permit-granting authority over any wellhead protection area to notify the controlling entity of such wellhead protection area of any proposed land-use or zoning regulation or building permit within such wellhead protection area.

No fiscal impact

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2025-26</u>	<u>2026-27</u>
	<u>25-26</u>	<u>26-27</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____