

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2022-23		FY 2023-24	
	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.

LB815 establishes the Diaper Changing Accommodation Act with an operative date of January 1, 2023. The bill:

- States legislative findings and declarations
- Provides definitions
- Establishes requirements for diaper changing stations to be placed in places of public accommodation with a public use restroom when a public accommodation is constructed or substantially renovated
- Provides for exemptions by a local permitting entity or it's building inspector
- Requires signage for the presence of a diaper changing station
- Establishes a requirement to maintain, repair, and replace a diaper changing station as necessary
- Provides the act does not create a private right of action

The Nebraska Department of Transportation indicates it is able to absorb anticipated additional expenses within their existing appropriation.

The Department of Administrative Services (DAS) indicates they currently include diaper changing stations as part of any restroom renovation projects. As such, a fiscal impact is absent.

The Game and Parks Commission (NGPC) does not anticipate a fiscal impact based on the assumption that primitive standalone restroom facilities without running water (i.e. vault toilets) would not be subject to the act. As the bill is written, the requirements would apply to these facilities. The NGPC and DAS provided estimates for changing stations that would be placed in new/renovated facilities which range from \$250-\$525 per unit. The range in price is due to the different options for facility construction (i.e. precast concrete vs. standard construction). The fiscal impact is indeterminate as the number of facilities subject to the provisions of the bill that are replaced/renovated or newly constructed each fiscal year varies. However, it is anticipated the impact is able to be absorbed within existing resources.

Dodge County provided a fiscal note expressing an impact may be present if polling places would be subject to the act. No fiscal impact was provided.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 815	AM:	AGENCY/POLT. SUB: Nebraska Department of Transportation (27)
REVIEWED BY: Joe Wilcox	DATE: 01/13/2022	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Nebraska Department of Transportation estimate of potential impact to the Agency from LB 815. The Agency indicates it can absorb any such additional cost within existing resources.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 815 - REVISED	AM:	AGENCY/POLT. SUB: Department of Administrative Services (65)
REVIEWED BY: Joe Wilcox	DATE: 01/19/2022	PHONE: (402) 471-4178
COMMENTS: No disagreement with the Department of Administrative Services (DAS) REVISED estimate of No Fiscal Impact to the Agency from LB 815.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 815	AM:	AGENCY/POLT. SUB: Nebraska Game and Parks Commission (33)
REVIEWED BY: Joe Wilcox	DATE: 01/12/2022	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Nebraska Game and Parks Commission estimate of No Fiscal Impact to the Agency from LB 815.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 815	AM:	AGENCY/POLT. SUB: Dodge County Clerk
REVIEWED BY: Joe Wilcox	DATE: 01/10/2022	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Dodge County Clerk estimate of potential, but undetermined Fiscal Impact to the County from LB 815.		

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

2022

LB⁽¹⁾ 815 _____

FISCAL NOTE

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

Prepared by: ⁽³⁾ Jenessa Boynton Date Prepared: ⁽⁴⁾ 1/12/2022 Phone: ⁽⁵⁾ 402-479-4691

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2022-23</u>		<u>FY 2023-24</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 815 requires every place of public accommodations constructed or substantially renovated after January 1, 2023 with public restrooms to have at least one baby diaper changing station available for use by both women and men. Signage near the entrance of the public restroom indicating the presence of a baby diaper changing station shall be included and each baby diaper changing station shall be maintained, repaired, and replaced as necessary to ensure safety and ease of use.

NDOT anticipates additional expenses can be accomplished within existing appropriation.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2022-23</u>	<u>2023-24</u>
	<u>22-23</u>	<u>23-24</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.

2022

LB⁽¹⁾ 815 – REVISED 01-19-2022

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Department of Administrative Services (DAS) -State Building Division, Office of the Capitol Commission (OCC) and the Task Force for Building Renewal (TFBN)

Prepared by: ⁽³⁾ Michelle Potts
 Bob Ripley
 Sarah Skinner

Date Prepared: ⁽⁴⁾ 1/11/2022

Phone: ⁽⁵⁾ 531-207-9029
 402-471-0419
 402-419-4229

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2022-23</u>		<u>FY 2023-24</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 815 would require that all public accommodation restrooms remodeled after January 1, 2023, have at least one baby diaper changing station available in a men’s restroom and a women’s restroom, or to at least have one diaper changing station available for both men and women to use. The bill also requires signage indicating the presence of a baby diaper changing station.

The Task Force for Building Renewal currently includes a baby diaper changing station as part of any current restroom renovation projects.

Cost estimates for the baby diaper changing station average \$525 each (installed, materials and installation labor). Two to six restroom improvement projects are estimated annually.

State Building Division has no restroom renovations planned between January 2023 and June 2023, so there is no anticipated fiscal impact in the current biennium.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2022-23</u>	<u>2023-24</u>
	<u>22-23</u>	<u>23-24</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____

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2022

LB⁽¹⁾ 815 Diaper changing accommodation act

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska Game and Parks Commission

Prepared by: ⁽³⁾ Christina Peters Date Prepared: ⁽⁴⁾ 1-11-2022 Phone: ⁽⁵⁾ (402) 471-5403

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2022-23</u>		<u>FY 2023-24</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>

Explanation of Estimate:

The proposed legislation requires any public facility either newly constructed or substantially renovated after January 1, 2023 with public restrooms to have at least one baby diaper changing station.

Nebraska Game and Parks has already incorporated such accommodations on recently completed construction (Crete Carrier Riverview Lodge at Eugene T. Mahoney State Park) and construction projects in progress or planning.

It is unclear if the intent of this legislation applies to primitive standalone restroom facilities without running water (aka, vault toilets).

Assuming exemption of the primitive facilities, we anticipate no new fiscal impact based on the passage of this legislation.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2022-23 EXPENDITURES</u>	<u>2023-24 EXPENDITURES</u>
	<u>22-23</u>	<u>23-24</u>		
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>

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2022

LB⁽¹⁾ 815

FISCAL NOTE

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

Prepared by: ⁽³⁾ Fred Mytty Date Prepared: ⁽⁴⁾ 1/10/22 Phone: ⁽⁵⁾ _____

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2022-23</u>		<u>FY 2023-24</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:

Most of our building are equipment with diaper changing stations. My concern is whether polling places would be affected by this, which would put an extra burden on us as Election Commissioners.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2022-23</u>	<u>2023-24</u>
	<u>22-23</u>	<u>23-24</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____