

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	See Below		See Below	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	See Below		See Below	

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

LB700 revises policies for juveniles and young adults in the criminal and juvenile justice systems. It begins by requiring that any criminal prosecution of individuals under eighteen be kept confidential at every stage of the process. The bill then prohibits the imposition of the death penalty or life imprisonment on persons who were under twenty-two when their offenses occurred and adjusts sentencing guidelines for Class IA and IB felonies committed by those under twenty-two, placing upper limits on both minimum and maximum prison terms. It also clarifies arrest procedures for individuals under eighteen, ensuring that parents or guardians receive timely notification.

Further revisions address how courts sentence offenders under twenty-two, creating a structure that aligns with the new requirements and preserves the option for juvenile court dispositions in certain cases. LB700 extends the juvenile court's jurisdiction to include individuals under twenty-six in cases involving Class IA or IB felonies, and it updates definitions to reflect these changes. To protect individuals under eighteen during custodial interrogations, it mandates clear, developmentally appropriate advisements of rights and requires law enforcement to honor requests for parents, guardians, or attorneys to be present.

The bill also directs the Department of Health and Human Services (DHHS) and the Office of Probation Administration to utilize day and evening reporting centers as needed, providing an alternative to secure detention. It further limits sending adjudicated juveniles out of state, except in emergencies for medical or mental health treatment. Finally, it incorporates these amendments into the Nebraska Juvenile Code and repeals the original statutes in favor of these updated provisions.

The Supreme Court states sections 1 and 14 require confidentiality measures, leading to an estimated one-time cost of \$200,000 in General Funds for FY26. Section 7 changes the age of majority for certain offenses, potentially increasing General Fund expenditures if individuals remain on juvenile probation beyond age 19, though the impact is expected to be minimal. Section 13 restricts out-of-state placements, but the fiscal effect is unclear. Other sentencing and juvenile procedure provisions would require only minor judicial and staff education, with no additional resources needed.

DHHS did not provide a fiscal note response; however, it is anticipated that the agency will be impacted by LB 700.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 700	AM:	AGENCY/POLT. SUB: Supreme Court	
REVIEWED BY:	Jacob Leaver	DATE: 3/25/2025	PHONE: (402) 471-4173
COMMENTS: Concur with the Supreme Court's estimated fiscal impact as a result of LB 700.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 700	AM:	AGENCY/POLT. SUB: Crime Commission	
REVIEWED BY:	Jacob Leaver	DATE: 1/24/2025	PHONE: (402) 471-4173
COMMENTS: Concur with the Crime Commission's estimate of no fiscal impact as a result of LB 700.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 700	AM:	AGENCY/POLT. SUB: State Patrol	
REVIEWED BY:	Jacob Leaver	DATE: 2/4/2025	PHONE: (402) 471-4173
COMMENTS: Concur with the State Patrol's estimate of no fiscal impact as a result of LB 700.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 700	AM:	AGENCY/POLT. SUB: Omaha Police Department	
REVIEWED BY:	Jacob Leaver	DATE: 2/4/2025	PHONE: (402) 471-4173
COMMENTS: No basis to dispute the Omaha Police Department's estimate of no fiscal impact as a result of LB 700.			

State Agency OR Political Subdivision Name: ⁽²⁾ Crime Commission

Prepared by: ⁽³⁾ Bryan Tuma

Date Prepared: ⁽⁴⁾ 1/23/25

Phone: ⁽⁵⁾ 531-893-0405

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	FY 2025-26		FY 2026-27	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

Explanation of Estimate:

NO FISCAL IMPACT

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

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

State Agency OR Political Subdivision Name: ⁽²⁾ Omaha Police Department

Prepared by: ⁽³⁾ D/C S. Cervený #1521

Date Prepared: ⁽⁴⁾ 1/27/25

Phone: ⁽⁵⁾ 402-444-5861

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	FY 2025-26		FY 2026-27	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	0		0	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

Explanation of Estimate:

LB 700: Requirements for Juvenile Justice & Young Adults.
The Omaha Police Department would not anticipate any fiscal impact related to LB 700.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:				
POSITION TITLE	NUMBER OF POSITIONS		2025-26	2026-27
	25-26	26-27	EXPENDITURES	EXPENDITURES
Benefits.....				
Operating.....				
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
TOTAL.....				

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska State Patrol

Prepared by: ⁽³⁾ Carol Aversman

Date Prepared: ⁽⁴⁾ 01/30/2025

Phone: ⁽⁵⁾ 402-471-4545

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION				
	FY 2025-26		FY 2026-27	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

Explanation of Estimate:

No Fiscal Impact.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE				
Personal Services:				
POSITION TITLE	NUMBER OF POSITIONS		2025-26	2026-27
	25-26	26-27	EXPENDITURES	EXPENDITURES
Benefits.....				
Operating.....			\$25,000	
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
TOTAL.....			\$25,000	

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

2025

LB⁽¹⁾ 700

FISCAL NOTE

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

Prepared by: ⁽³⁾ Eric Asboe Date Prepared: ⁽⁴⁾ 3/21/2025 Phone: ⁽⁵⁾ 402-326-9215

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	See below		See below	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

Explanation of Estimate:

LB700 sections with a fiscal impact.

1. Sections 1 and 14 require certain information be kept confidential. Multiple modifications to court and Probation IT systems would be necessary. Estimated one-time impact: \$200,000 General Funds FY26. Note. all modifications may not be completed by the January 1, 2026, beginning date.
2. Section 7 changes the age of majority under the Nebraska Juvenile Code for certain offenses. Estimated impact: potential General Fund expenditure increase if a person remains on Juvenile Probation beyond age 19 and services must continue. The number of youth and type of services is unknown. However, at this time, the impact is not anticipated to be significant.
3. Section 13 restricts out-of-state placements with some exceptions. Estimated impact: cannot be determined since the number of youth that would be under Juvenile Probation and the cost comparison between in-state and out-of-state placements is unknown.
4. Multiple sections regarding sentencing and juvenile procedures. Minimal fiscal impact to provide judicial and staff education. No additional resources required.

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.....				