

**FISCAL NOTE**

**LEGISLATIVE FISCAL ANALYST ESTIMATE**

Updated for amendments adopted through May 15, 2019.

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)</b>				
	<b>FY 2019-20</b>		<b>FY 2020-21</b>	
	<b>EXPENDITURES</b>	<b>REVENUE</b>	<b>EXPENDITURES</b>	<b>REVENUE</b>
GENERAL FUNDS				
CASH FUNDS	200,000		0	
FEDERAL FUNDS				
OTHER FUNDS				
<b>TOTAL FUNDS</b>	200,000		0	

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

This bill, as amended by AM1737, strikes the original provisions of LB686, and combines portions of seven bills. The seven bills include LB91 addressing deferred judgement and probation, LB233 regarding cell phones or other devices in correctional facilities, LB240 about mental competency to stand trial, LB262 addressing the long-term restrictive housing work group, LB684 and LB90 changing post-release supervision for Class IV felonies, and LB739 modifying restrictive housing provisions.

The Legislative Council estimates no significant impact from this bill, as amended by AM1737.

The Supreme Court states that additional programming and modification of the Probation and Court case management systems would be required by provisions of AM1737 relating to deferred judgments (LB91).

The Supreme Court states that changes to the Probation case management system are currently General Funded, and changes to the Court case management system are currently Cash Funded.

They estimate \$75,000 General Funds for changes to the Probation case management system, and \$125,000 Cash Funds for changes to the Court case management system.

This fiscal note shows the entire \$200,000 coming from Cash Funds.

The Supreme Court states that the impact regarding changes to post-release supervision is indeterminate at this time.

See the Supreme Court’s response attached for additional details not included in this fiscal note.

The Board of Parole estimates no significant impact from this bill, as amended by AM1737.

<b>ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY &amp; POLT. SUB. RESPONSE</b>		
<b>LB: 686</b>	<b>AM: 1737</b>	<b>AGENCY/POLT. SUB: Nebraska Legislative Council (003)</b>
REVIEWED BY: Joe Wilcox	DATE: 05/15/2019	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Nebraska Legislative Council estimate of No significant Fiscal Impact to the Agency from LB 686, as amended by the Judiciary Committee Amendment – AM 1737, which incorporates provisions of seven other bills into LB 686.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
<b>LB: 686</b>	<b>AM: 1737</b>	AGENCY/POLT. SUB: <b>Nebraska Supreme Court (005)</b>
REVIEWED BY: Joe Wilcox	DATE: 05/15/2019	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Nebraska Supreme Court estimate of potential Fiscal Impact to the Agency from LB686, as amended by the Judiciary Committee Amendment – AM 1737, which incorporates provisions of seven other bills into LB 686.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
<b>LB: 686</b>	<b>AM: 1737</b>	AGENCY/POLT. SUB: <b>Nebraska Board of Parole (015)</b>
REVIEWED BY: Joe Wilcox	DATE: 05/15/2019	PHONE: (402) 471-4178
COMMENTS: The Nebraska Board of Parole fiscal note on LB 686 estimates no significant Fiscal Impact to the Agency from LB 686, as amended by the Judiciary Committee Amendment – AM 1737. Any impact to the Board of Parole would depend on the steps required to be taken in the event such an emergency is declared.		

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

**2019**

**LB<sup>(1)</sup> 686 (AM1737)**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> 03 LEGISLATIVE COUNCIL

Prepared by: <sup>(3)</sup> DIANE NICKOLITE Date Prepared: <sup>(4)</sup> 5/15/2019 Phone: <sup>(5)</sup> 402-471-2226

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2019-20</u>		<u>FY 2020-21</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 significant fiscal impact.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2019-20</u>	<u>2020-21</u>
	<u>19-20</u>	<u>20-21</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.

**2019**

**LB<sup>(1)</sup> 686, AM1737**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> 05 Supreme Court

Prepared by: <sup>(3)</sup> Eric Asboe Date Prepared: <sup>(4)</sup> 5/15/19 Phone: <sup>(5)</sup> 1-4138

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

	<u>FY 2019-20</u>		<u>FY 2020-21</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	<u>75,000</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
CASH FUNDS	<u>125,000</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>	<b><u>200,000</u></b>	<b><u>                    </u></b>	<b><u>                    </u></b>	<b><u>                    </u></b>

**Explanation of Estimate:**

LB686, as amended by AM1737, continues the fiscal impact of bills incorporated into the amendment:

1. From LB91, regarding deferred judgment, additional programming and modification of Probation (currently General Funded) and Court (currently Cash Funded) case management systems would be required. Short-term impact: even with additional funding and spending authority, given current infrastructure and project requirements, Judicial Branch IT would not be able to complete programming, by the current operative date. Long term impact: problem-solving courts, judicial workload, and Probation resources may be effected, but the impact is indeterminate at this time.
2. From LB90, regarding post-release supervision (PRS), the impact on judicial, court and Probation resources is indeterminate, at this time. Since release from PRS is currently within a judge's discretion, the effect of making PRS optional is difficult to project. In addition, since the overall number on probation continues to increase, what effect any potential future decrease in PRS clients would have on Probation is unknown.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2019-20</u>	<u>2020-21</u>
	<u>19-20</u>	<u>20-21</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefits.....	<u>                    </u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
Operating.....	<u>                    </u>	<u>                    </u>	<u>200,000</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>	<b><u>                    </u></b>	<b><u>                    </u></b>	<b><u>200,000</u></b>	<b><u>                    </u></b>

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

**2019**

**LB<sup>(1)</sup> 686, AM 1737**

**FISCAL NOTE**

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

Prepared by: <sup>(3)</sup> Rosalyn Cotton Date Prepared: <sup>(4)</sup> May 14, 2019 Phone: <sup>(5)</sup> 402-479-5731

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

	<u>FY 2019-20</u>		<u>FY 2020-21</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
<b>TOTAL FUNDS</b>	<b>=====</b>	<b>=====</b>	<b>=====</b>	<b>=====</b>

Explanation of Estimate:

No significant impact on budget related to LB 686, AM 1737.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2019-20</u>	<u>2020-21</u>
	<u>19-20</u>	<u>20-21</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
<b>TOTAL.....</b>	<b>_____</b>	<b>_____</b>	<b>_____</b>	<b>_____</b>