

**FISCAL NOTE**  
**LEGISLATIVE FISCAL ANALYST ESTIMATE**

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2021-22</b>		<b>FY 2022-23</b>	
	<b>EXPENDITURES</b>	<b>REVENUE</b>	<b>EXPENDITURES</b>	<b>REVENUE</b>
GENERAL FUNDS				
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.**

LB255 establishes the In the Line of Duty Compensation Act for first responders to provide compensation for first responders who are killed in the line of duty. First responders include paid or volunteer firefighters, law enforcement officers and members of an emergency medical services ambulance squad, excluding employees of a private ambulance service. LB255 provides that if a law enforcement officer or firefighter is killed in the line of duty, compensation shall be paid as follows.

- For deaths that occur in calendar year 2022, compensation shall be \$50,000.
- For deaths that occur in calendar year 2023 and each calendar year thereafter, compensation shall be equal to the amount from the previous calendar year, increased by the Consumer Price Index.

To receive compensation, a claim must be filed with the Department of Administrative Services (DAS) Risk Manager by the designated relation within 1 year after the date of death. The claim is to be processed under the State Miscellaneous Claims Act. Approved claims are to be paid in accordance with subsection (3) of section 81-8,300.

The cost of these claims under or equal to \$50,000 can be approved by the Claims Board and processed by the Department of Administrative Services. As per 81-8,224, any claims that are in excess of \$50,000 require Legislature approval and are appropriated through the annual claims bill. However, the actual cost cannot be determined since the number of claims that may occur in the future is unknown.

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

**2021**

**LB<sup>(1)</sup> 255**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> Dept of Administrative Services (DAS) – Risk Management Division

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

	<u>FY 2021-22</u>		<u>FY 2022-23</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
REVOLVING FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

**Explanation of Estimate:**

LB 255 provides compensation to specified designees of first responders who are killed in the line of duty. The compensation will be \$50,000 starting in 2022 and then increase by the percentage increase, if any, in the Consumer Price Index for All Urban Consumers, as published by the United States Department of Labor, Bureau of Labor Statistics.

Claims under or equal to \$50,000 can be approved by the Claims Board and processed by the Department of Administrative Services (DAS) - Risk Management for payment if funds are available. If funds aren't available, the claim is included in the annual Claims Bill that is reviewed and approved by the Legislature.

81-8,224 states no portion in excess of \$50,000 of any award or judgement shall be paid until it reviewed by the Legislature and specific appropriation is provided. Thus, any claim in excess of \$50,000 would also be included in the annual Claims Bill.

Funding for any award/settlement included in the Claims Bill is only available once a year following the signing of the bill.

Assuming that one to two first responders are killed in the line of duty, as defined in LB 255, the fiscal impact per year is estimated to be \$50,000 to \$100,000, however the exact impact is unknown.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2021-22</u>	<u>2022-23</u>
	<u>21-22</u>	<u>21-23</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____