

FISCAL NOTE
 LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2021-22		FY 2022-23	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
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.

This bill raises the age of majority to twenty-one for juvenile court jurisdiction for any juvenile who committed an act other than a traffic offense which would constitute a misdemeanor, who committed an act which would constitute a felony or who committed an act which would constitute a traffic offense.

This bill would have a substantial cost to the Department of Health and Human Services under the Office of Juvenile Services. Under Standard 115.114 of the Prison Rape Elimination Act (PREA), “no youthful inmate may be placed in a housing unit where he/she will have contact with any adult inmate through use of a shared day room or other common space, shower area, or sleeping quarters. Outside of housing units, agencies must either maintain “sight and sound separation” between youthful inmates and adult inmates—i.e., prevent adult inmates from seeing or communicating with youth—or provide direct staff supervision when youthful inmates and adult inmates are together.” If the Youth Rehabilitation and Treatment Centers (YRTC) were utilized, new buildings might be required or extensive renovation would be needed to accommodate the “sight and sound” separation for both males and females. Additionally there would need to be around the clock staffing plus the costs of food, clothing and medical services.

There would be savings in the Department of Corrections. Further study would be needed to determine the amount that may offset the higher costs to the Department of Health and Human Services and Probation.

The bill would shift some court cases and probation caseloads from county and district courts to juvenile court. The juvenile court cases may be more time-consuming, but an impact cannot be determined and would vary across jurisdictions. The Supreme Court would need to reprogram the JUSTICE case management system. The cost is estimated to be \$50,000.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 330	AM:	AGENCY/POLT. SUB: Nebraska Supreme Court (05)
REVIEWED BY: Joe Wilcox	DATE: 01/26/2021	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Nebraska Supreme Court estimate of one-time expense for updating the Judicial Branch Case Management System, and the potential fiscal impact to the Agency for increased Court cases and the need for judicial Education from LB 330.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 330	AM:	AGENCY/POLT. SUB: Nebraska Department of Health and Human Services (25)
REVIEWED BY: Joe Wilcox	DATE: 01/26/2021	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Nebraska Department of Health and Human Services (DHHS) estimate of potential, but Indeterminate Fiscal Impact to the Agency from LB 330.		

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

2021

LB⁽¹⁾ 330

FISCAL NOTE

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

Prepared by: ⁽³⁾ Eric Asboe Date Prepared: ⁽⁴⁾ 1/25/2021 Phone: ⁽⁵⁾ 402-326-9215

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	<u>50,000</u>	<u> </u>	<u> </u>	<u> </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>50,000</u>	<u> </u>	<u> </u>	<u> </u>

Explanation of Estimate:

LB330 fiscal impact as follows:

1. \$50,000 GF one-time expenditure to modify JUSTICE, the Judicial Branch case management system, to implement LB330 sealing requirements.
2. Court hearings are estimated to increase. However, the impact cannot be determined at this time.
3. Education will be required for judges and court staff. In addition, changes will need to be made to court forms and processes. No additional resources required for this portion of the impact.

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>22-23</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefits.....	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Operating.....	<u> </u>	<u> </u>	<u>50,000</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>
TOTAL.....	<u> </u>	<u> </u>	<u>50,000</u>	<u> </u>

