

PREPARED BY: Liz Hruska
 DATE PREPARED: March 28, 2022
 PHONE: 402-471-0053

LB 741

Revision: 03

Revised based on amendments adopted through 3-23-22

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	\$139,592		\$140,789	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$139,592		\$140,789	

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

Under this bill, the State Child and Maternal Death Review Team would be given the additional responsibility to develop an understanding of the causes and incidences of stillbirths and develop recommendations for changes to prevent stillbirths as well as advise policymakers and the public on practices that will prevent stillbirths. The team is given the authority but not required to review all stillbirths occurring on or after January 1, 2023, including death certificates and other documentation to allow the team to identify preventable causes of stillbirths.

The reviews are authorized to begin for stillbirths occurring on or after January 1, 2023. The Vital Records Division provides the State Child and Maternal Death Review Team with records in October of the following calendar year and the team begins reviews in January. The increase in workload would require an abstractor to be added to the review team. The costs would not occur until FY 2025. The estimated annual cost is \$129,000.

The bill as amended establishes the Domestic Abuse Death Review Act. The 19-member Domestic Violence Abuse Death Review Team is created. The review team shall: 1) conduct investigations to understand contributing factors in domestic violence abuse deaths, 2) examine the incidence, causes and contributing factors of domestic abuse deaths and 3) develop recommendations for changes. The Attorney General's Office is responsible for administering the act and hiring or contracting for a coordinator. The cost for the coordinator and operating expensed of the committee is \$116,837 in FY 2023 and \$118,034 in FY 2024.

This bill updates the state's adoption statutes. It incorporates and defines all categories of fathers identified by the Supreme Court in case law and increases the time for a putative father to file an objection to an adoption.

The Supreme Court will have minor expenses related to judicial education which will be handled within their existing resources. The Department of Health and Human Services estimates this could delay the adoption of some children in the child welfare system. The delay on average could be between five to 15 days. The average daily rate for foster care is \$30.49. Assuming the delays average 10 for up to 75 children the cost would be \$22,755 annually.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 741	AM: 1683	AGENCY/POLT. SUB: Nebraska Department of Health and Human Services	
REVIEWED BY: Ann Linneman	DATE: 3-14-2022	PHONE: (402) 471-4180	
COMMENTS: The Nebraska Department of Health and Human Services' analysis and estimate of fiscal impact to the department appears reasonable.			

CONTINUED

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 741	AM: 2309	AGENCY/POLT. SUB: Attorney General	
REVIEWED BY: Ann Linneman	DATE: 3-28-2022	PHONE: (402) 471-4180	
COMMENTS: No basis to disagree with the Nebraska Attorney General's analysis and estimate of fiscal impact.			

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

State Agency or Political Subdivision Name:(2) Department of Health and Human Services

Prepared by: (3) John Meals

Date Prepared 3-14-2022

Phone: (5) 471-6719

	<u>FY 2022-2023</u>		<u>FY 2023-2024</u>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$0	\$0	\$0	\$0

Return by date specified or 72 hours prior to public hearing, whichever is earlier.

Explanation of Estimate:

This bill would add stillbirth reviews to the Child and Maternal Death Review Team (CMDRT) authority. Currently, the CMDRT reviews approximately 250 deaths of children ages 0-17 and 10 maternal deaths per year. In the past five years, stillbirths have ranged from 108-174 occurrences annually.

LB 741 states that reviews may begin on all stillbirths occurring on or after January 1, 2023. The current process of death reviews begins in October of the following year. Vital Records releases the final files for death reviews to the CMDRT by October of the following calendar year with CMDRT beginning reviews in January. Therefore, stillbirths that occur in the calendar year 2023 would not begin review until January of 2025.

The amended bill (AM 1683) requires DHHS to provide a coordinator for each Team (Child and Maternal) and one data abstractor total. Currently, the program has the equivalent of two coordinators and a 0.2 FTE nurse abstractor. If this bill passes, the program would at a minimum increase the nurse abstractor by .80 FTE to a full FTE. The current abstractor has other assigned duties, so the program would need to hire/procure a new abstractor.

AM 1683 strikes the impact of an additional 1.0 FTE Health Surveillance Specialist and 0.5 FTE Epidemiologist.

The estimated cost based on the current FY21-22 pay plan is provided below to represent future fiscal years FY 2024-2025 and FY 2025-2026.

POSITION TITLE	NUMBER OF POSITIONS		2024-2025	2025-2026
	24-25	25-26	EXPENDITURES	EXPENDITURES
V74650 DHHS Nurse Consultant	1	1	\$74,718	\$74,718
Benefits.....			\$25,576	\$25,576
Operating.....			\$28,885	\$28,885
TOTAL.....			\$129,179	\$129,179

MAJOR OBJECTS OF EXPENDITURE

PERSONAL SERVICES:

POSITION TITLE	NUMBER OF POSITIONS		2022-2023	2023-2024
	22-23	23-24	EXPENDITURES	EXPENDITURES

Benefits.....		
Operating.....		
Travel.....		
Capital Outlay.....		
Aid.....		
Capital Improvements.....		
TOTAL.....	\$0	\$0

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2022

LB⁽¹⁾ 741 AM2309

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Attorney General

Prepared by: ⁽³⁾ Josh Shasserre Date Prepared: ⁽⁴⁾ 3-25-22 Phone: ⁽⁵⁾ 402-471-2687

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	<u>116,837.</u>	<u> </u>	<u>118,034.</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><u>116,837.</u></u>	<u><u> </u></u>	<u><u>118,034.</u></u>	<u><u> </u></u>

Explanation of Estimate:

LB741 as amended by AM2309 contains provisions of LB1009. LB1009 creates the State Domestic Abuse Death Review Team and specifies representatives to be included on the Team. The DADRT is charged with preventing future domestic abuse deaths by: Conducting investigations to understand the contributing factors in domestic abuse deaths; Examining the incidence, causes, and contributing factors of domestic abuse deaths; and developing recommendations for changes within communities, public and private agencies, institutions, and systems, based on an analysis of these causes and contributing factors of domestic abuse deaths which may serve to prevent future domestic abuse deaths.

The Attorney General estimates the need for 1.0 FTE to administer the provisions of LB1009. The Attorney General's Office agrees with the Legislative Fiscal Office's assessment stated in the fiscal note to LB1009 that LB741 as amended by AM2309 will require additional funding beyond the salary and benefits of the administrator such as travel and operating costs of the Team and secure storage for electronic data.

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>
DADRT Administrator	<u>1.0</u>	<u>1.0</u>	<u>52,000.</u>	<u>53,040.</u>
Benefits.....			<u>34,837.</u>	<u>34,994.</u>
Operating.....			<u>15,000.</u>	<u>15,000.</u>
Travel.....			<u>15,000.</u>	<u>15,000.</u>
Capital outlay.....			<u> </u>	<u> </u>
Aid.....			<u> </u>	<u> </u>
Capital improvements.....			<u> </u>	<u> </u>
TOTAL.....			<u><u>116,837.</u></u>	<u><u>118,034.</u></u>