PREPARED BY: DATE PREPARED: PHONE: John Wiemer January 25, 2024 402-471-0051

LB 1093

Revision: 00

FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)							
	FY 202	24-25	FY 2025-26				
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE			
GENERAL FUNDS	\$71,400		\$66,400				
CASH FUNDS		(\$137,202)		(\$138,475)			
FEDERAL FUNDS							
OTHER FUNDS							
TOTAL FUNDS	\$71,400	(\$137,202)	\$66,400	(\$138,475)			

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

LB 1093 would make changes to provide limited certificates for law enforcement officers.

LB 1093 would also make changes to the First Responder Recruitment and Retention Act. The bill would expand eligibility for the tuition waivers and make changes to definitions and responsibilities for the applicant and higher education institutions regarding tuition waivers in the Act. The bill would require that before December 31 of each year, each state university, state college, and community college would need to provide to the Department of Revenue (DOR) a list of the legal dependents who received a tuition waiver pursuant to the Act during the year. The DOR would maintain a record of the legal dependents who have received tuition waivers pursuant to The Act. The DOR would also need to provide a report to each state university, state college, and community college indicating which tuition waiver recipients have failed to file a tax return with the department to document that such recipients still resided in Nebraska.

The DOR estimates a need for 1 FTE Revenue Agent Senior from this bill. There is no basis to disagree with this estimate. However, the DOR does not assume any salary or benefits increases for FY25-26 and FY-26-27 for the additional personnel needed pursuant to this bill's provisions. While the actual salary and health insurance increases for FY25-26 and thereafter are not yet determined, it is important to note that any additional personnel in FY24-25 will have ongoing rising costs associated with salary and health insurance increases, which are normally addressed in the biennial budget process for all bargaining and non-bargaining employees.

The Crime Commission estimates no fiscal impact from this bill. There is no basis to disagree with this estimate.

The University of Nebraska System and State College System estimate reductions in revenue from added eligibility for tuition waivers under the bill. An estimate of this Cash Fund reduction is provided below using methodology from the State College System in their fiscal note response. This estimate does not include scholarships and grants that could be awarded as those can vary by individual but could reduce the Cash Fund fiscal impact by an indeterminate amount.

	State College S	ystem	University of NE System
Estimate of Qualifying Individuals		400	400
Assume 2% will go to college		8	8
Estimate of Qualifying Individuals		400	400
Estimated First Responders with Children (40%)		160	160
Estimated Dependents (*1.94)		310	310
Estimated Dependents aged 12-17 (*.34)		106	106
Estimated Dependents aged 16-17 (divide by 3)		35	35
Estimated # go to college (*.67)		24	24
Estimated Enrollment of Dependents (*.092;*.37)		2	9
Total Estimated Enrollment		10	17
Full-time Students		2	9
Student Credit Hours (SCHs) Per Year		30	30
Total SCHs taken		60	270
Base SCH Tuition Rate	\$	198.00	\$ 259.00
Total Cost for Full-time students	\$	11,880	\$ 69,930
Total Estimated Enrollment		32	17
Part-time Students		8	8
Student Credit Hours (SCHs) Per Year		12	12
Total SCHs taken		96	96
Base SCH Tuition Rate	\$	318.00	\$ 259.00
Total Cost for Firefighters; Part-Time Students	\$	30,528	\$ 24,864
Total Estimated Revenue Reduction from Tuition			
Waivers-FY25	\$	42,408	\$ 94,794
Total Estimated Revenue Reduction from Tuition			
Waivers-FY26	\$	43,681	\$ 94,794

We assume there will be reductions in tuition revenue and minimal costs at community colleges, too, as a result of the bill. As community colleges are political subdivisions, any fiscal impact to those entities are not reflected in the chart at the top of the fiscal note.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE						
LB: 1093 AM: AGENCY/POLT. SUB: Nebraska Department of Revenue (016)						
REVIEWED B	Y: Joe Wilcox	DATE: 01/24/2024	PHONE: (402) 471-4178			
COMMENTS: No disagreement with the Nebraska Department of Revenue estimate of No Impact to General Fund Revenues and potential FTE cost impact to the Agency from LB 1093.						

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE						
LB: 1093	AM:	AGENCY/POLT. SUB: Nebraska State Colleges System (050)				
REVIEWED B	BY: Joe Wilcox	DATE: 01/18/2024	PHONE: (402) 471-4178			
COMMENTS: The Nebraska State Colleges System (NSCS) estimate of potential Fiscal Impact to the State Colleges from LB 1093, appears reasonable.						

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE

LB: 1093 AM: AGENCY/POLT. SUB: University of Nebraska System (051)

REVIEWED BY: Joe Wilcox DATE: 01/23/2024 PHONE: (402) 471-4178

COMMENTS: No disagreement with the University of Nebraska estimate of potential Fiscal Impact to the University System from LB 1093.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE

LB: 1093 AM: AGENCY/POLT. SUB: Department of Administrative Services (065)

REVIEWED BY: Joe Wilcox DATE: 01/17/2024 PHONE: (402) 471-4178

COMMENTS: No disagreement with the Department of Administrative Services (DAS) estimate of No Fiscal Impact to the Agency from LB 1093.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT, SUB, RESPONSE

LB: 1093 AM: AGENCY/POLT. SUB: Nebraska Commission on Law Enforcement and Criminal Justice (078)

REVIEWED BY: Joe Wilcox DATE: 01/17/2024 PHONE: (402) 471-4178

COMMENTS: No disagreement with the Nebraska Commission on Law Enforcement and Criminal Justice (Crime Commission) estimate of No Fiscal Impact to the Agency from LB 1093.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE

LB: 1093 AM: AGENCY/POLT. SUB: Nebraska Community Colleges Association (083)

REVIEWED BY: Joe Wilcox DATE: 01/17/2024 PHONE: (402) 471-4178

COMMENTS: The Nebraska Community Colleges Association estimate of potential Fiscal Impact to Community Colleges from LB 1093, appears reasonable.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE

LB: 1093 AM: AGENCY/POLT. SUB: Metropolitan Community College

REVIEWED BY: Joe Wilcox DATE: 01/17/2024 PHONE: (402) 471-4178

COMMENTS: No disagreement with the Metropolitan Community College estimate of potential Fiscal Impact to the Community College from LB 1093.

LB ⁽¹⁾ 1093			FISCAL NOTE				
State Agency OR Political Subdivision Name	. (2) Nebraska Communi	Nebraska Community College Association					
Prepared by: (3) Courtney Wittstruck	Date Prepared: (4)	lan. 16, 2024 Phone: (402-381-2084				
ESTIMATE PR	OVIDED BY STATE AGENC	Y OR POLITICAL SUBDIV	ISION				
	FY 2024-25	FY 209	<u>25-26</u>				
EXPENDITU	RES REVENUE	EXPENDITURES	<u>REVENUE</u>				
GENERAL FUNDS	-\$70,000		-\$72,100				
CASH FUNDS							
FEDERAL FUNDS							
OTHER FUNDS							
TOTAL FUNDS	-\$70,000		-\$72,100				
Explanation of Estimate:							
Estimated number of participants: 20 Approximate yearly tuition: \$3,500 20 x \$3,500 = \$70,000)						
Estimated 3% increase in tuition in y	ear 2.						
<u>BREAKE</u> Personal Services:	OOWN BY MAJOR OBJECTS	<u>OF EXPENDITURE</u>					
POSITION TITLE	NUMBER OF POSITIONS 24-25 25-26	2024-25 EXPENDITURES	2025-26 EXPENDITURES				
Benefits							
Operating							
Travel							
Capital outlay							
Aid							
Capital improvements							
TOTAL							

TOTAL.....

LB (1)	1093						FISCAL NOTE
State Ag	gency OR Po	olitical Subdivision Name: (2)	Nebra	aska Crime C	Commission		
Prepare	ed by: (3)	Amanda Limbach	Dat	e Prepared: ⁽⁴⁾	01/17/2024	Phone: (5)	402-471-8799
		ESTIMATE PROVI	IDED BY	STATE AGEN	NCY OR POLITICA	L SUBDIVIS	SION
		FY	<u> 2024-25</u>			FY 2025	<u>-26</u>
		EXPENDITURES	_	<u>REVENUE</u>	EXPENDIT	<u>JRES</u>	<u>REVENUE</u>
GENEF	RAL FUND	OS			<u> </u>		
CASH I	FUNDS						
FEDER	AL FUND	s					
ОТНЕ	R FUNDS				-		
TOTAI	L FUNDS	0	- <u>-</u>	0	0		0
Evnlana	ation of Es	timata.					
Persona	al Services		VN BY M	AJOR OBJECT	S OF EXPENDITU	<u>URE</u>	
			UMBER (<u>24-25</u>	OF POSITIONS 25-26	S 2024-23 <u>EXPENDIT</u>		2025-26 EXPENDITURES
Benefit	s			_			
Capital	outlay						
Aid							
Capital	improvem	ents					

LB ⁽¹⁾ 1093			FISCAL NOTE
State Agency OR Political Subdivision Name: (2)		ministrative Services (DA	S) – State
Prepared by: (3) Sean Davis	Date Prepared: (4)	1/10/24 Phone: (5	402-471-4439
ESTIMATE PROV	TDED BY STATE AGEN	NCY OR POLITICAL SUBDIV	ISION
FY	2024-25	FY 202	25-26
EXPENDITURES		<u>EXPENDITURES</u>	REVENUE
GENERAL FUNDS	_	<u> </u>	
CASH FUNDS			
FEDERAL FUNDS			
REVOLVING FUNDS	_		
TOTAL FUNDS			
Explanation of Estimate:			
LB 1093 provides for limited law enforce Recruitment and Retention Act. This program is currently managed by t There is no fiscal impact to the Departm	he Department of Reve	enue.	·
BREAKDOV Personal Services:	WN BY MAJOR OBJECT	CS OF EXPENDITURE	-
	NUMBER OF POSITIONS 24-25 25-26	S 2024-25 EXPENDITURES	2025-26 EXPENDITURES
Benefits		<u> </u>	
Operating			
Travel			
Capital outlay			
Aid			
Capital improvements TOTAL			

LB ⁽¹⁾ 1093					FISCAL NOTE
State Agency OR Political S	ubdivision Name: ⁽²⁾	Metropolitan Com	munity College		
Prepared by: (3) Brenda	a Schumacher	Date Prepared: (4)	1/11/24	Phone: (5)	(531)622-2406
	ESTIMATE PROVI	DED BY STATE AGEN	ICY OR POLITICAL	<u>SUBDIVIS</u>	ION
	<u>FY :</u> EXPENDITURES	2024-25 <u>REVENUE</u>	EXPENDITUR	<u>FY 2025</u> RES	-26 <u>REVENUE</u>
GENERAL FUNDS	2500.00		2500.00		
CASH FUNDS	0		0		
FEDERAL FUNDS	0		0		
OTHER FUNDS	0		0		
TOTAL FUNDS	2500.00		2500.00		
Explanation of Estimate:					
There would only be madministrative tasks that dependents who received create some minimal in	at will need to be o red tuition waivers	completed in order to p	provide a report to the	he Depart	ment of Revenue of

<u>BREA</u>	<u>AKDOWN BY MA.</u>	<u>IOR OBJECTS O</u>	<u>F EXPENDITURE</u>	
Personal Services:				
	NUMBER OF	POSITIONS	2024-25	2025-26
POSITION TITLE	<u>24-25</u>	<u>25-26</u>	EXPENDITURES	EXPENDITURES
				-
Benefits				
Operating				
Travel				
Capital outlay				
Aid			<u> </u>	
Capital improvements				
ТОТАІ				

LB 1093 Fiscal Note 2024

State Agency Estimate						
State Agency Name: Department o	f Revenue				Date Due LFO:	
Approved by: James R. Kamm		Date Prepared:	01/23/2024		Phone: 471-5896	
	FY 2024-	2025	FY 2025	<u>-2026</u>	FY 2026-	2027
	Expenditures	Revenue	<u>Expenditures</u>	Revenue	Expenditures	Revenue
General Funds	\$71,400	\$ 0	\$66,400	\$ 0	\$66,400	\$ 0
Cash Funds						
Federal Funds						
Other Funds						
Total Funds	\$71,400	\$ 0	\$66,400	\$ 0	\$66,400	\$ 0

LB 1093 provides for limited law enforcement officer certificates and change provisions relating to tuition waivers under the First Responder Recruitment and Retention Act.

LB 1093 requires the educational institutions to provide the Department of Revenue (DOR), on or before December 31st each year, a list of the legal dependents who received tuition waivers during the year. DOR is required to maintain a record of the legal dependents who received tuition waivers under the Act. It also required DOR to provide an annual report to educational institutions that awarded tuition waivers that lists any tuition waiver recipient who failed to file a tax return.

The operative date for LB 1093 is three months after enactment.

It is estimated that LB 1093 will have no impact on General Fund revenues.

LB 1093 will require 1 FTE of Revenue Agent Sr to track and verify data and correspondence between DOR and education institutions.

Major Objects of Expenditure							
Class Code	Classification Title	24-25 <u>FTE</u>	25-26 <u>FTE</u>	26-27 <u>FTE</u>	24-25 Expenditures	25-26 Expenditures	26-27 Expenditures
X29223	Revenue Agent Senior	1.0	1.0	1.0	\$49,900	\$49,900	\$49,900
Benefits					\$16,500	\$16,500	\$16,500
Operating Costs Travel							
Capital Improveme	ents.				\$5,000	Ф.C. 100	0.66.400
Total		• • • • • • • • • • • • • • • • • • • •	• • • • • • • • • • • • • • • • • • • •	•••••	\$71,400	\$66,400	\$66,400

LB ⁽¹⁾ 1093	3			FISCAL NOTE
State Agency OR I	Political Subdivision Name: (2)	Nebraska State Co	ollege System	
Prepared by: (3)	Monte Kramer	Date Prepared: (4)	1-17-24 Pho	ne: (5) 402-471-2507
	ESTIMATE PROVI	DED BY STATE AGEN	NCY OR POLITICAL SUB	DIVISION
	<u>FY :</u> EXPENDITURES	2024-25 <u>REVENUE</u>	<u>FY</u> EXPENDITURES	2025-26 <u>REVENUE</u>
GENERAL FUN	DS			
CASH FUNDS		(\$42,408.00)		(\$43,681.00)
FEDERAL FUN	DS			
OTHER FUNDS				
TOTAL FUNDS		(\$42,408.00)		(\$43,681.00)
Explanation of E	stimate:			

The number of eligible individuals under the expanded definition is not clear. Looking at the various groups that would now qualify for tuition waivers, we estimate the eligible population to grow by 400. The individuals that would be eligible under this bill would include the following:

- 1. State Patrol Officers
- 2. County Sheriffs and their officers
- 3. Municipal/Village police officers
- 4. Game and Parks Commission conservation officers
- 5. Deputy state sheriffs
- 6. Arson Investigators
- 7. Law enforcement reserve force
- 8. Class I railroad police officer
- 9. Noncertified conditional officers
- 10. Investigators holding a limited certificate per 81-1414(2)(d) Note: Highlighted groups would be new under this bill.

It is difficult to project the impact for a particular population of citizens, as each eligible family has a different situation. The cost of one waiver is around \$6,000, and the impact changes quickly if more individuals and their dependents qualify than we estimate.

Based on our calculations, the potential fiscal impact to the NSCS is approximately \$42,408 for FY25 and \$43,681 for FY25. The estimates and assumptions are set forth below. Per NSCS policy, each college is permitted to use a maximum of 22% of its gross tuition for student tuition waivers. Providing additional awards will mean a loss of additional revenue or reducing other waivers which are used to attract students to the colleges. Providing waivers to students can only be done by increasing the cost of education on the other students paying tuition.

For the purpose of calculating the potential impact, we conservatively estimate that only a small number of those eligible under the expanded definition will pursue a degree, so we have reduced the likely number to only 2% of the total population, or 8 possible waiver recipients.

Given the percentage of U.S. adults that have children (40%) and an average of 1.94 children under

18 per family in the U.S., it is estimated that (99 children) 32% will be between the ages of 12-17. Of that number, (33 children) 33%, would be college-age. Currently, 67% of high school graduates attend college in Nebraska (22 children), with 9% (2 children) attending one of the Nebraska State Colleges annually. This results in 2 additional dependent tuition waivers.

The total impact with these assumptions would be 8 law enforcement officers and 2 dependents for a total of 10 tuition waivers annually. We estimate the eligible law officers would attend part-time (12 credits per year) and the dependent would attend full time (30 credits per year). Using these assumptions and the tuition rates inflated by 3% per year, the impact for FY25 would be \$42,408 and FY26 would be \$43,681. The calculations and assumptions follow.

Calculations for Estimated Fiscal Impact of LB1093 Tuition Waivers Using Expanded Definition of Law Officers

Estimate of Quailifying Individuals	400	(1)
Estimate of 2% will attend college	8	
Potential Waiver Number	8	
<u>Calculation of Dependents</u>		
Estimate of Qualifying Individuals	400	
Estimated First Responders with Children - 40%	160	(2)
Estimated Dependents - 1.94	310	(3)
Estimated % of Children ages 12-17 - 32%	99	(4)
Estimate of Children aged 16-17 - 33%	33	
Proportion that will go to College - 67%	22	(5)
Estimated Number Enrolled at NSCS - 9.0%	2	(6)
Potential Waiver Number	2	
Estimate of Potential Dependent Waivers	2	
Full Time Student Credit Hours Per Year	30	
Total Credit Hours Waived	60	
Current Tuition Rate of \$192.00 Inflated by 3% and Rounded	\$198.00	
Estimate of Total Dependent Impact in FY25	\$11,880.00	
	Estimate	
	of	
	Qualified	
	Individuals	
Part Time Student Credit Hours Per Year	12	
Total Credit Hours Waived	96	
Current On-Line Tuition Rate of \$309.00 Inflated by 3% and Rounded	\$318.00	
Estimate of Total Dependent Impact in FY25	\$30,528.00	
FY25 Total Estimated Impact of LB1032	\$42,408.00	
FY26 Total Estimated Impact of LB1032 - Plus 3%	\$43,681.00	

Assumptions

(2) Percentage of U.S. adults that have children https://www.statista.com/statistics/242074/percentages-of-us-family-household-with-children-by-type/#:~:text=in%202021%2C%20about%2040.02%20percent,18%20living%20in%20the%household	40%
(3) Average number of children under 18 per family in US https://www.statista.com/statistics/718084/average-number-of-own-children-per-family/#:~:text=The%20tyical%20American%20picture%20of,18%20per%20family%20in%201960	1.94
(4) Estimated % of children ages 12-17	32%
https://www.childstats.gov/americaschildren/tables/pop1.asp	
(5) % of Nebraska High School Graduates that go to college	67%
https://ccpe.nebraska.gov/sites/ccpe.nebraska.gov/files/PR_Presentation.pdf	
(6) % of college enrollments at NSCS	9%
Https://ccpe.nebraska.gov/sites/ccpe.nebraska.gov/files/FS_2021_Prelim_Enroll.pdf	

BREAKI	DOWN BY MA	JOR OBJECTS O	F EXPENDITURE	
Personal Services:				
POSITION TITLE	NUMBER O	F POSITIONS <u>25-26</u>	2024-25 EXPENDITURES	2025-26 EXPENDITURES
Benefits			,	
Operating				
Travel	•••			
Capital outlay	•••			
Aid				
Capital improvements				
TOTAL	••••			

LB (1)1093 Provide for limited law enforcement officer certificates and change provisions relating to tuition waivers under the First Responder Recruitment and Retention Act

FISCAL NOTE

State Agency OR Political S		University of Nebraska		
Prepared by: (3) Chris Kal	bourek	Date Prepared: ⁽⁴⁾ 0	1/19/2024 Phone: ⁽⁵	(402) 472-7102
	ESTIMATE PROV	/IDED BY STATE AGEN	ICY OR POLITICAL SUBDIVIS	ION
		′ 2024 - 25		25 - 26
GENERAL FUNDS	<u>58,000.00</u>	REVENUE 0.00	<u>EXPENDITURES</u> 58.000.00	REVENUE 0.00
CASH FUNDS	0.00	0.00	0.00_	0.00_
FEDERAL FUNDS	0.00	0.00	0.00	0.00
OTHER FUNDS	0.00	0.00	0.00	0.00
TOTAL FUNDS	58,000.00	0.00	58,000.00_	0.00
Explanation of Estimate:				
nave not previously received a The assumptions used are sun CALCULATIONS FOR ESTIMATED FI TUITION REMISSIONS FOR FIREFIG	nmarized below. SCAL IMPACT OF LB 109			
ADDING LB 1093 Qualifiers FULL TIME Total Paid First Responder Dependents Estimated First Responders with Children Estimated Dependents Estimated Dependents aged 12-17 Estimated Dependents aged 16-17 Estimated #go to college Estimated # enrolled at NU Estimate: Full-time students % Estimated Students Student Credit Hours per Year Total SCHs taken UNL Base SCH Tuition Rate Total Cost PART TIME Estimate: Part-time students % Estimated Students Student Credit Hours per Year Total SCHs taken UNL Base SCH Tuition Rate Total SCHs taken UNL Base SCH Tuition Rate Total Cost TOTAL FISCAL IMPACT Personal Services:	160 (B) (A): 310 (C) (B): 102 (D) (C): 34 (E) (D): 23 (F) (E): 10 (G) (F): 47 (6): 48 80 x 30S \$ 259 \$ 47,000 Line G x 33% 4 1/3rd of 12 SCHs 43 40 x 12S \$ 259 \$ 11,000 \$ 58,000	UNL Base tuition rate F line (G) CHs	ECTS OF EXPENDITURE	
POSITION TITL		NUMBER OF POSITION 24 - 25 25 - 2		2025 - 26 EXPENDITURES
		0 0		
		0 0	 - <u></u>	
Benefits				
Operating				
Travel				
Capital outlay				
Aid			58,000.00	58,000.00
Capital improvements				E0 000 00
TOTAL			58,000.00	58,000.00

ASSUMPTIONS

- (1) Additionla Officers 400 1/19/24 email from Kristen H.
- (2) Not applicable -
- (3) Percentage of U.S. adults that have children 40.0% https://www.statista.com/statistics/242074/percentages-of-us-family-households-with-children-by-type/#:~:text=In%202021%2C%20about%2040.02%20percent,18%20living%20in%20the%20household.
- (4) Average number of children under 18 per family in U.S. 1.94 https://www.statista.com/statistics/718084/average-number-of-own-children-per-family/#:":text=The%20typical%20American%20picture%20of,18%20per%20family%20in%201960.
- (5) Estimated % of children ages 12-17 34% https://www.childstats.gov/americaschildren/tables/pop1.asp
 (6) % of Nebraska High School Graduates that go to college 67%
- (7) % of Nebraska College enrollment at NU 37% https://ccpe.nebraska.gov/sites/ccpe.nebraska.gov/files/FS_2021_Prelim_Enroll.pdf

https://ccpe.nebraska.gov/sites/ccpe.nebraska.gov/files/PR_Presentation.pdf