

PREPARED BY: Kenneth Boggs  
 DATE PREPARED: January 30, 2024  
 PHONE: 402-471-0050

**LB 1167**

Revision: 00

**FISCAL NOTE**  
 LEGISLATIVE FISCAL ANALYST ESTIMATE

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2024-25</b>		<b>FY 2025-26</b>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

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

LB1167 requires that an accused individual, if arrested without a warrant, is arraigned within fourteen calendar days, in accordance with section 29-404.02.

The Supreme Court states that the judicial workload is dependent on the interpretation and application of the 14-day deadline. The process involves multiple parties, including law enforcement, county jails, and county attorneys, who play a crucial role prior to an individual's arraignment in court.

There are two possible interpretations of the deadline's implementation:

- Should the courts be responsible for scheduling and conducting arraignments within a 14-day timeframe, the agency anticipates that the judicial workload could increase significantly. The fiscal impact is indeterminable at this time.
- Alternatively, if the responsibility of meeting the 14-day deadline falls on local entities before an individual's court appearance, it is expected that the increase in judicial workload would be minimal. In this scenario, there would be no need for additional resources needed for the courts, but there could be costs to counties.

<b>ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY &amp; POLT. SUB. RESPONSE</b>		
<b>LB: 1167</b>	<b>AM:</b>	<b>AGENCY/POLT. SUB: Nebraska Supreme Court (005)</b>
REVIEWED BY: Joe Wilcox	DATE: 01/30/2024	PHONE: (402) 471-4178
COMMENTS: No disagreement with the Supreme Court estimate of Potential, but Indeterminate Fiscal Impact to the Agency from LB 1167.		

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

**2024**

**LB<sup>(1)</sup> 1167**

**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> 1/29/2024 Phone: <sup>(5)</sup> 402-326-9215

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

	<u>FY 2024-25</u>		<u>FY 2025-26</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:**

The impact of LB1167 on judicial workload is dependent on the intent of the 14-day deadline. Law enforcement, county jails and county attorneys are all involved before a person comes to court to be arraigned.

1. If arraignment is to be scheduled and completed within 14 days by the court, the impact on judicial workload could be significant although no reasonable estimate of the impact can be determined at this time.
2. If the 14-day deadline is to be completed by local entities before a person appears in court, the impact on judicial workload should not be significant. No additional resources would be necessary.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2024-25</u>	<u>2025-26</u>
	<u>24-25</u>	<u>25-26</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
<b>TOTAL.....</b>	_____	_____	_____	_____