

PREPARED BY: Shelly Glaser
 DATE PREPARED: March 03, 2023
 PHONE: 402-471-0052

LB 166

Revision: 00

FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2023-24		FY 2024-25	
	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.

LB166 changes provisions relating to design-build, construction manager-general contractor, and public-private-partnership proposals under the Transportation Innovation Act. This bill amends the relative weight given to certain items during the Nebraska Department of Transportation's (NDOT's) scoring process. This bill also requires disclosure by the agency on how they intend to evaluate requests for proposals criterion. This includes experience, available resources and historic reasonableness of costs (which will be given a relative weight of 50%), for projects using any alternative delivery method.

The Nebraska Department of Transportation (NDOT) has indicated a minimal fiscal impact from LB166, which they can accommodate within existing appropriations.

There is no basis to disagree with the minimal fiscal impact estimated by NDOT.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB:	166	AM:	AGENCY/POLT. SUB: University of Nebraska
REVIEWED BY:	Lee Will	DATE:	1/22/2023
		PHONE:	(402) 471-4175
COMMENTS: Concur with the University of Nebraska's assessment of no fiscal impact.			

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

2023

LB⁽¹⁾ 166

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska Department of Transportation

Prepared by: ⁽³⁾ Liza Alderman Date Prepared: ⁽⁴⁾ 2/27/23 Phone: ⁽⁵⁾ 402-479-4692

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2023-24</u>		<u>FY 2024-25</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:

LB 166 proposes evaluation criteria for progressive design-build contracts, construction manager-general contractor contracts and public-private partnership contracts. Progressive design-build contracts historic reasonableness of costs and expenses shall be given a relative weight of at least fifty percent.

Construction manager-general contractor proposal evaluation criteria shall include, but not limited to, construction management experience, construction experience, financial, personnel, and equipment resources and shall include historical reasonableness of costs and expenses. Construction manager-general contractor contracts shall have at least a fifty percent relative weight given towards historical reasonableness of costs and expenses, with at least one-half the cost evaluation based on competitiveness based on projects procured by traditional design-bid-build procurement.

Public-private partnerships proposal evaluation criteria shall include each private partner's experience, financial, personnel, and equipment resources and shall include historical reasonableness of costs and expenses. Public-private partnerships contracts shall have at least a fifty percent relative weight given towards historical reasonableness of costs and expenses, with at least one-half the cost evaluation based on competitiveness based on projects procured by traditional open bidding to a lowest responsible bidder under section 39-1348 to 39-1354.

If LB 166 is enacted, Nebraska Department of Transportation will be able to administer the proposed changes within existing resources.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2023-24</u>	<u>2024-25</u>
	<u>23-24</u>	<u>24-25</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____

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

2023

LB ⁽¹⁾ 0166 Change provisions relating to design-build, construction manager-general contractor, and public-private-partnership proposals under the Transportation Innovation Act

FISCAL NOTE

State Agency OR Political Subdivision Name:⁽²⁾ University of Nebraska System

Prepared by:⁽³⁾ Chris Kabourek Date Prepared:⁽⁴⁾ 01/17/2023 Phone:⁽⁵⁾ (402) 472-7102

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	FY 2023 - 24		FY 2024 - 25	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
CASH FUNDS	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
FEDERAL FUNDS	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
OTHER FUNDS	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>
TOTAL FUNDS	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>

Explanation of Estimate:

The Transportation Innovation Act (TIA) applies to Nebraska Department of Transportation projects, which LB 166 seeks to amend. There is no apparent impact on the University of Nebraska System.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2023 - 24</u>	<u>2024 - 25</u>
	<u>23 - 24</u>	<u>24 - 25</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
	<u>0</u>	<u>0</u>		
	<u>0</u>	<u>0</u>		
Benefits.....				
Operating.....				
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
TOTAL.....				