

PREPARED BY: Kenneth Boggs
 DATE PREPARED: April 03, 2024
 PHONE: 402-471-0050

LB 870

Revision: 02

Revised to reflect AM 2533

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2024-25		FY 2025-26	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	\$8,820			
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$8,820			

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

LB 870 amends Section 29-4313, stipulating that any healthcare provider conducting a medical forensic examination for a sexual assault is required to notify law enforcement of the reported assault and submit the forensic evidence for analysis within 30 days.

Additionally, the bill mandates that upon the request of the victim the law enforcement agency responsible for the investigation must retain all sexual assault forensic evidence for at least 20 years from the date of collection.

AM 2533 states that law enforcement agencies would no longer need to notify about the planned destruction or disposal of sexual assault forensic evidence if it was submitted anonymously. Additionally, the obligation to inform victims about any changes in the status of their cases would now be dependent upon a request made by the victims themselves.

Expenditures:

LB 870 proposes extending the retention of sexual assault forensic evidence by an additional 20 years, requiring more freezers for storage. The Nebraska State Patrol (NSP) expects to add one freezer per Troop Area evidence facility, totaling six. The cost for each freezer and its remote temperature monitor is approximately \$1,470, leading to a total cost of around \$8,820 for this equipment upgrade.

The Supreme Court would have minimal fiscal impact from LB 870.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 870	AM: 2533	AGENCY/POLT. SUB: Supreme Court	
REVIEWED BY:	Jacob Leaver	DATE: 4/5/2024	PHONE: (402) 471-4173
COMMENTS: No basis to dispute the Supreme Court's estimate of no fiscal impact as a result of LB 870 AM 2533.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 870	AM: 2533	AGENCY/POLT. SUB: Nebraska State Patrol	
REVIEWED BY:	Jacob Leaver	DATE: 4/5/2024	PHONE: (402) 471-4173
COMMENTS: Concur with the Nebraska State Patrol's estimated fiscal impact as a result of LB 870 AM 2533.			

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

2024

LB⁽¹⁾ 870, AM 2533

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska State Patrol

Prepared by: ⁽³⁾ Carol Aversman Date Prepared: ⁽⁴⁾ 04-03-2024 Phone: ⁽⁵⁾ 402-479-4545

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	<u>\$8,820</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>\$8,820</u>	<u> </u>	<u> </u>	<u> </u>

Explanation of Estimate:

There is no change to the original fiscal note filed as a result of amendment 2533.

LB 870 includes a provision that could result in forensic evidence related to sexual assaults to be retained for an additional 20 years beyond what is currently required. The majority of this evidence must be stored in freezers. Accordingly, the State Patrol estimates that one additional freezer would need to be added to each Troop Area evidence facility (6 total). The cost of a freezer is estimated at \$1,200, plus a remote temperature monitor at a cost of \$270. This results in added equipment totaling a cost of \$8,820 for 6 additional freezers and monitors.

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.....	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Operating.....	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Travel.....	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Capital outlay.....	<u> </u>	<u> </u>	<u>\$8,820</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>\$8,820</u>	<u> </u>

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

2024

LB⁽¹⁾ 870, AM2533

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ 05 Supreme Court

Prepared by: ⁽³⁾ Eric Asboe Date Prepared: ⁽⁴⁾ 4/4/2024 Phone: ⁽⁵⁾ 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:

LB870, as amended by AM2533, would have a minimal fiscal impact to provide judicial education. No additional resources required.

Note: For purposes of this fiscal note, "victim's case" in subsection (7) is assumed to refer to a law enforcement investigation or a medical examination and NOT to a court case.

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.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____