

PREPARED BY: Scott Danigole
 DATE PREPARED: January 29, 2025
 PHONE: 402-471-0055

LB 525

Revision: 00

FISCAL NOTE
 LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2025-26		FY 2026-27	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	\$184,298		\$187,752	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$184,298		\$187,752	

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

LB 525 is the Agricultural Data Privacy Act. The purpose of the act is to protect the privacy of agricultural producers and the agriculture industry in Nebraska.

Section 3 provides definitions for the act.

Under LB 525, a controller shall not:

- Require submission to any processing of a person’s agricultural data without written consent;
- Provide any difference in any service, good, benefit, or reward to any person who does not consent to the collection or possession of agricultural data; and,
- Sell, provide, or use the agricultural data without authorization

A controller shall delete the agricultural data if a written notice rescinding authorization is provided.

The Attorney General has exclusive authority to enforce the act and may bring an action against any controller or processor to seek injunctive relief or recover a civil penalty in an unspecified (“XXXX”) dollar amount for each separate violation. Any such civil penalties shall be remitted to the State Treasurer for distribution in accordance with Article VII, section 5, of the Constitution of Nebraska (to the Permanent School Fund).

The Attorney General estimates the need for 1.0 Assistant Attorney General and related operating costs to administer the provisions of the act. \$30,000 in expenditure authority is estimated to update the website and database. Additionally, \$10,000 per year is estimated for hosting, managing, and maintaining the database.

There is no basis to disagree with these estimates.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 525	AM:	AGENCY/POLT. SUB: Attorney General	
REVIEWED BY: Joe Massey	DATE: 1/30/2025	PHONE: (402) 471-4181	
COMMENTS: No basis to disagree with the Attorney General assessment of fiscal impact from LB 525			

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

2025

LB⁽¹⁾ 525

FISCAL NOTE

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

Prepared by: ⁽³⁾ Bebe Strnad Date Prepared: ⁽⁴⁾ 1-27-25 Phone: ⁽⁵⁾ 402-471-2687

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2025-26</u>		<u>FY 2026-27</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	<u>184,298</u>	<u> </u>	<u>187,752</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>184,298</u>	<u> </u>	<u>187,752</u>	<u> </u>

Explanation of Estimate:

LB525 requires the Attorney General handle data privacy matters on an individual reporting basis. The Attorney General does not have a dedicated or funded data privacy practice. The Attorney General requires at least one full-time attorney to manage its growing data privacy duties and mandates. Further, website updates will cause the Attorney General to incur \$30K in expenses to update its website and database, as well as \$10K in expenses the years following for hosting, managing, and maintaining the database.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2025-26</u>	<u>2026-27</u>
	<u>25-26</u>	<u>26-27</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Assistant Attorney General	<u>1.0</u>	<u>1.0</u>	<u>100,000</u>	<u>103,000</u>
Benefits.....			<u>44,298</u>	<u>44,752</u>
Operating.....			<u>40,000</u>	<u>40,000</u>
Travel.....			<u> </u>	<u> </u>
Capital outlay.....			<u> </u>	<u> </u>
Aid.....			<u> </u>	<u> </u>
Capital improvements.....			<u> </u>	<u> </u>
TOTAL.....			<u>184,298</u>	<u>187,752</u>