

PREPARED BY: Mikayla Findlay
 DATE PREPARED: January 27, 2025
 PHONE: 402-471-0062

LB 83

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				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	See below		See below	

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

This bill adopts the Dentist and Dental Hygienist Compact for a licensing pathway to create reciprocity among participant states. Additional work would be required by the Department of Health and Human Services (DHHS) within Program 178 – Professional Licensure however the costs would be absorbed within current agency appropriations.

Applicants under the Compact, dentists and dental hygienists from other states, would be subject to criminal background check by Nebraska State Patrol. The current rate for a criminal background check by fingerprinting is \$45.25. If required, the fee would be paid by the applicant. NSP estimates needing an additional staff person to process the additional applications which are estimated to be approximately 600 annual licensees. The agency estimates needing additional General Funds to supplement the cash fund revenue anticipated.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE				
LB:	83	AM:	AGENCY/POLT. SUB: Nebraska Dept of Health & Human Services	
REVIEWED BY:	Ann Linneman	DATE:	1-27-2025	PHONE: (402) 471-4180
COMMENTS: Concur with the Nebraska Department of Health and Human Services' assessment of no fiscal impact.				

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE				
LB:	83	AM:	AGENCY/POLT. SUB: Nebraska State Patrol	
REVIEWED BY:	Ann Linneman	DATE:	1-21-2025	PHONE: (402) 471-4180
COMMENTS: Concur with the Nebraska State Patrol's assessment of fiscal impact.				

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

State Agency or Political Subdivision Name:(2) Department of Health and Human Services

Prepared by: (3) John Meals

Date Prepared 1-27-25

Phone: (5) 471-6719

	<u>FY 2025-2026</u>		<u>FY 2026-2027</u>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS	\$0		\$0	
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$0	\$0	\$0	\$0

Return by date specified or 72 hours prior to public hearing, whichever is earlier.

Explanation of Estimate:

LB83 proposes the Department of Health and Human Services (DHHS) to adopt additional Dentist and Dental Hygienist Licensure Compact. This requires DHHS to assign one Commissioner to the Compact Commission.

DHHS, the division of Public Health will submit a uniform data set to the Commission Data System on all individuals to whom the Compact is applicable.

The current IT Business Systems Analyst II in the Occupational Licensure Unit will need to update the current licensing database being used to be able to identify 'single state' versus 'multi-state' license and transferring data to the Commission's Data System. The 80 hours required for the IT Business Systems Analyst to perform this new work will be absorbed by DHHS from the Professional and Occupational Licensing Cash Fund.

POSITION(S)			FIRST FISCAL YEAR					
Job Code	Job Title	Hourly Rate	No. of Hours	FTE	Pay	Benefits (35%)	Operating costs (26.7%)	Total
K07081	Information Technology Business System	26.97	80.00	1.00	\$ 2,158	\$ 755	\$ 576	\$ 3,489
		-	0.00	0.00	\$ -	\$ -	\$ -	\$ -
			80.00	1.00	\$ 2,158	\$ 755	\$ 576	\$ 3,489

MAJOR OBJECTS OF EXPENDITURE

PERSONAL SERVICES:

POSITION TITLE	NUMBER OF POSITIONS		2025-2026 EXPENDITURES	2026-2027 EXPENDITURES
	25-26	26-27		
Benefits.....				
Operating.....				
Travel.....				
Capital Outlay.....				
Aid.....				
Capital Improvements.....				
TOTAL.....			\$0	\$0

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2025

LB⁽¹⁾ 83

FISCAL NOTE

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

Prepared by: ⁽³⁾ Carol Aversman Date Prepared: ⁽⁴⁾ 01/16/2025 Phone: ⁽⁵⁾ 402-471-4545

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	\$29,629		\$30,921	
CASH FUNDS	\$28,236	\$28,236	\$28,236	\$28,236
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$57,865	\$28,236	\$59,157	\$28,236

Explanation of Estimate:

LB 83 adopts the Dentist and Dental Hygienist Compact. In order to join the Compact, and to maintain eligibility as a Member State, a State must complete several requirements as specified in Section 3 of the bill. One of these requirements (Section 3 (A)(5)) is to fully implement a Criminal Background Check requirement.

The bill defines a Criminal Background Check as the submission of fingerprints or other biometric-based information for a License applicant for the purpose of obtaining that applicant’s criminal history record information, as defined in 28 C.F.R. §20.3(d), from the Federal Bureau of Investigation and the state’s criminal history record repository as defined in 28 C.F.R. §20.3(f). The duty to conduct such Criminal Background Check falls under the responsibility of the Nebraska State Patrol.

Note that the State Patrol is already required to perform background checks on applicants applying for a Dentistry license. Accordingly, the only additional background checks that this bill encompasses is for those Dentists that wish to join the compact, and for all new Dental Hygienists that are seeking licensure, as those have previously not been required. In consultation with the Department of Health and Human Services (DHHS), the Patrol has been advised that this bill does not require Dental Hygienists who are already licensed to undergo a retroactive background check unless they choose to join the compact. However, going forward all new Hygienists will be required to submit to a background check regardless of whether or not they choose to join the compact. Based on a 3-year average, DHHS has estimated the number of new licenses to be approximately 624 per year. For purposes of calculating the fiscal note, this amount of new applicants has been used as an estimate for future ongoing costs.

The State Patrol has estimated that 1 additional full-time FTE will be needed in order to process the additional applications. Total salaries and benefits for FY 26 are estimated at \$33,856 and \$12,865 per year respectively. Salaries and benefits for FY 27 are estimated at \$34,872 and \$13,251 per year respectively. Ongoing OCIO charges for laptop leases and support fees total \$2,526 and \$2,616 per year for FY 26 and FY 27, respectively. Office supplies have been estimated at approximately \$150 per year. One-time costs for computer monitors total \$200. Lastly, fees charged by the FBI total \$8,268 per year (\$13.25 per applicant).

Revenues have been estimated at \$28,236 per year which will be deposited in the Nebraska State Patrol Cash Fund (\$45.25 per applicant). Note that the revenues received by the Cash Fund do not cover the full cost of the expenses. Therefore, the shortfall has been reflected as General Fund costs.

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>
Office Specialist	1	1	\$33,856	\$34,872
Benefits.....			\$12,865	\$13,251
Operating.....			\$10,944	\$11,034
Travel.....				
Capital outlay.....			\$200	
Aid.....				
Capital improvements.....				
TOTAL.....			\$57,865	\$59,157