

FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

Revised to include provisions of AM 2766, AM 2977, AM 3119, & AM 3128

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)					
EXPENDITURES	GENERAL	CASH	FEDERAL	REVOLVING	TOTAL
FY2025-2026	0	0	0	0	0
FY2026-2027	0	0	0	0	0
FY2027-2028	0	0	0	0	0
FY2028-2029	1,546,350	0	2,676,685	0	4,223,035
REVENUE	GENERAL	CASH	FEDERAL	REVOLVING	TOTAL
FY2025-2026	0	0	0	0	0
FY2026-2027	0	0	0	0	0
FY2027-2028	0	0	0	0	0
FY2028-2029	0	0	0	0	0

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

As amended by AM 2766, LB 958 defines terms and requires training for assessing need for services within the 1915(c) waiver for Home and Community Based Services (HCBS) provided by the Department of Health and Human Services. The bill add procedural steps to the assessment process including a supervisory review of assessments resulting in reduced services and notification requirements.

Section 3 of AM 2766 requires DHHS to provide the maximum amount of retroactive coverage as permitted by the One Big Beautiful Bill Act (OBBBA) which is two months retroactive coverage for regular Medicaid recipients and one month retroactive coverage for Medicaid expansion recipients. Currently Nebraska DHHS implements three months of retroactive Medicaid coverage and states are permitted to seek federal approval to implement no retroactive coverage. The adjustment from current policy to what is maximally allowed by OBBBA is a savings of approximately \$4.6m in FY26 which is accounted for in the mid-biennium budget adjustments to the medical assistance program, Agency 25 Program 348.

DHHS indicates ability to absorb administrative expenses associated with provisions of LB 958 as amended by AM 2766. There is no basis upon which to disagree.

AM 3119 contains provisions of LB 1033 which authorizes federal Low Income Home Energy Assistance Program (LIHEAP) crisis payments of up to \$800 annually, an increase from the current limit of \$500. This provision does not increase expenditures, however increasing individual assistance payments may result in less funding for end of year supplemental heating or cooling assistance.

AM 2977 contains provisions of LB 773 as amended by AM 2035 which removes the sunset from the Prenatal Plus Program. The program currently is scheduled to terminate on June 30, 2028. The fiscal impact to extending the program into FY29 is \$3,880,000 in total funds with DHHS indicating 63.24% can be federally funded.

AM 3128 contains provisions of LB 701 which requires DHHS to reimburse a provider for doula services by no later than January 1, 2029 with legislative intent to fund the state portion from the vital statistics subfund of the Health and Human Services Cash Fund. A full year of aid cost is estimated to be \$686,070 with 65% federal contribution. Half a year of aid results in \$120,062 state fund cost and \$222,973 federal fund cost. It is unclear if the agency would utilize cash funds therefore the impact is shown here as expenditures from the General Fund.