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PREPARED BY: Doug Nichols  
DATE PREPARED: February 9, 2011  
PHONE: 471-0052

LB 238

Revision: 00

# FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES *				
	FY 2011-12		FY 2012-13	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

\*Does not include any impact on political subdivisions. See narrative for political subdivision estimates.

This bill would eliminate workers' compensation three-judge review and change certain procedural provisions.

AS Risk Management estimates no fiscal impact from the provisions of this bill.

The Workers' Compensation Court estimates no fiscal impact from the provisions of this bill and their response follows:

No fiscal impact is expected for the court as a result of LB 238.

A review hearing before a three judge panel of the Nebraska Workers' Compensation Court is currently the first level of appeal from a decision by a single judge of the compensation court at the original hearing or trial level. A decision of the review panel may then be appealed further to the Nebraska Court of Appeals, and a case may ultimately go to the Nebraska Supreme Court. LB 238 would eliminate the review hearing level, and appeal of a decision by a compensation court judge following an original hearing would then go directly to the Court of Appeals. As a result, there would be some decrease in the workload of the compensation court judges and support staff. However, the reduction in workload would not be sufficient to result in a decrease in expenditures for judges or staff support.

DEPARTMENT OF ADMINISTRATIVE SERVICES

REVIEWED BY	Joe Wilcox	1/21/11	PHONE 471-2526
COMMENTS			
WORKERS' COMPENSATION COURT – No basis to dispute agency analysis.			
ADMINISTRATIVE SERVICE RISK MANAGEMENT – Concur with agency analysis.			

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LEGISLATIVE FISCAL

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**LB<sup>(1)</sup> 238 FISCAL NOTE**

**State Agency OR Political Subdivision Name:<sup>(2)</sup>**

Nebraska Workers' Compensation Court

**Prepared by:<sup>(3)</sup>** Glenn Morton

**Date Prepared:<sup>(4)</sup>** 1/20/11

**Phone:<sup>(5)</sup>** 471-3602

**ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION**

	FY 2011-2012		FY 2012-2013	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

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

Explanation of Estimate:

No fiscal impact is expected for the court as a result of LB 238.

A review hearing before a three judge panel of the Nebraska Workers' Compensation Court is currently the first level of appeal from a decision by a single judge of the compensation court at the original hearing or trial level. A decision of the review panel may then be appealed further to the Nebraska Court of Appeals, and a case may ultimately go to the Nebraska Supreme Court. LB 238 would eliminate the review hearing level, and appeal of a decision by a compensation court judge following an original hearing would then go directly to the Court of Appeals. As a result, there would be some decrease in the workload of the compensation court judges and support staff. However, the reduction in workload would not be sufficient to result in a decrease in expenditures for judges or staff support.

**MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

POSITION TITLE	NUMBER OF POSITIONS		2011-2012 EXPENDITURES	2012-2013 EXPENDITURES
	11-12	12-13		
Benefits .....	_____	_____	_____	_____
Operating .....	_____	_____	_____	_____
Travel .....	_____	_____	_____	_____
Capital outlay .....	_____	_____	_____	_____
Aid .....	_____	_____	_____	_____
Capital improvements .....	_____	_____	_____	_____
Total .....	_____	_____	_____	_____

JAN 24 2011

## 2011 Legislative Bill Proposal Fiscal Note

Bill #: 238

State Agency: Administrative Services – Risk Management

Prepared by: Shannon Anderson

Date Prepared: 01/17/11

LEGISLATIVE FISCAL

Phone: 402-417-4436

Approved by:

### Estimate of Fiscal Impact – State Agencies

	FY 2011-12		FY 2012-13	
	Expenditures	Revenue	Expenditures	Revenue
General Funds				
Cash Funds				
Federal Funds				
Other Funds				
Total Funds				

**Explanation of Estimate:** LB 238 would change certain time frames allowable for timely appeals; allow for the modification of awards and orders and eliminates review by a three judge panel in the Workers Compensation Court.

There would be no fiscal impact to AS Risk Management – Workers Compensation.

### Major Objects of Expenditure

**Personal Services:**

Position Title:	Number of Positions			2011-12	2012-13
	11-12	12-13		Expenditures	Expenditures
Benefits					
Operating					
Travel					
Capital Outlay					
Aid					
Capital Improvements					
<b>TOTAL</b>					