

FISCAL NOTE
 LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2013-14		FY 2014-15	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

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

This bill would eliminate a Nebraska Workers' Compensation Act sunset provision for certain benefits, and the act becomes operative on June 30, 2014.

Section 48-1,111 is outright repealed. This section states that "The changes made by Laws 2010, LB780 to the Nebraska Workers' Compensation Act apply only to personal injuries that occurred on or after July 15, 2010, and before June 30, 2014."

Under LB780, a first responder can qualify for workers' compensation benefits if he or she suffers a mental injury or mental illness, without suffering a physical injury, if

- (1) His or her employment conditions, which caused the mental injury or illness, were extraordinary and unusual in comparison to the normal conditions of his or her employment, and
- (2) The extraordinary and unusual employment conditions caused the mental injury or illness.

A sheriff or deputy sheriff, police officer, Nebraska State Patrol officer, volunteer or paid firefighter, or out-of-hospital emergency care provider is deemed to be a first responder.

The Workers' Compensation Court estimates no fiscal impact from this bill.

The Department of Administrative Services (DAS) response follows and provides details as to why DAS cannot estimate a fiscal impact.

See below for the City of Lincoln response.

ADMINISTRATIVE SERVICES-STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSES			
LB: LB 21	AM:	AGENCY/POLT. SUB: Department of Administrative Services (065)	
REVIEWED BY: Joe Wilcox		DATE: January 21 st , 2013	PHONE: (402) 471-4178
COMMENTS: DAS' fiscal note on LB 21 indicates indeterminable fiscal impact. No basis to dispute DAS agency analysis.			

ADMINISTRATIVE SERVICES-STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSES			
LB: LB 21	AM:	AGENCY/POLT. SUB: Workers' Compensation Court (037)	
REVIEWED BY: Joe Wilcox		DATE: January 16 th , 2013	PHONE: (402) 471-4178
COMMENTS: Concur with agency analysis of no fiscal impact for the Workers' Compensation Court. The bill removes a sunset, so it just continues current practice.			

ADMINISTRATIVE SERVICES-STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSES			
LB: LB 21	AM:	AGENCY/POLT. SUB: City of Lincoln	
REVIEWED BY: Joe Wilcox		DATE: January 23 rd , 2013	PHONE: (402) 471-4178
COMMENTS: No basis to dispute analysis of fiscal impact to the City of Lincoln.			

2013 Legislative Bill Proposal Fiscal Note

Bill #: 21

State Agency: Administrative Services

Prepared by: Shannon Anderson

Date Prepared: 01/16/13

Phone: 402-471-4436

Approved by:

Estimate of Fiscal Impact – State Agencies

	FY 2013-14		FY 2014-15	
	Expenditures	Revenue	Expenditures	Revenue
General Funds				
Cash Funds				
Federal Funds				
Other Funds				
Total Funds				

Explanation of Estimate:

LB 21 would remove the sunset provision and a specific timeframe for acting on such claims as originally contained in LB 780, Laws 2010. LB 780, Laws 2010 defined personal injuries under the Nebraska Workers Compensation Act to mean mental injuries and mental illness unaccompanied by physical injury for an employee who is a first responder under certain circumstances which occurred on or after July 15, 2010, and before June 30, 2014. Department of Administrative Services has not had notice of cases potentially qualifying under this law prior to July 15, 2010 and it would be speculative to suggest a case or number of cases will arise after June 30, 2014. Therefore, we are unable to provide a fiscal impact to our workers' compensation program.

Major Objects of Expenditure

Personal Services:

Position Title:	Number of Positions			2013-14	2014-15
	13-14	14-15		Expenditures	Expenditures
Benefits					
Operating					
Travel					
Capital Outlay					
Aid					
Capital Improvements					
TOTAL		0		-0-	-0-

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

2013

LB⁽¹⁾ 21 FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska Workers' Compensation Court

Prepared by: ⁽³⁾ Glenn Morton Date Prepared: ⁽⁴⁾ 01/15/2013 Phone: ⁽⁵⁾ 402-471-3602

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2013-14</u>		<u>FY 2014-15</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
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

MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2013-14</u>	<u>2014-15</u>
	<u>13-14</u>	<u>14-15</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____

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

2013

LB⁽¹⁾ 21 FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ City Of Lincoln

Prepared by: ⁽³⁾ Jan Bolin Date Prepared: ⁽⁴⁾ 1/17/2013 Phone: ⁽⁵⁾ 402-441-8306

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2013-14</u>		<u>FY 2014-15</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>

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

Explanation of Estimate:

We cannot make an accurate estimate, but there is the potential for additional cost to the City of Lincoln. According to our Worker's Comp Division, we will probably expect to pay more if this extended benefit does not sunset since 1) we know that anti depressant medications make up one of the largest uses of prescription medications to our health insurance plan for all eligible employees, 2) we treat employee with depression and other conditions in our EAP (Employee Assistance Program) and they are presently referred, by the Mental Health Parity Act, through to existing health care providers, 3) this extension of coverage for a mental injury could be extended to all police, fire and medical workers (probably a total of 1/3 to 1/2 of our workforce, 4) we can expect that this will generate additional workers compensation claims as this becomes better known by medical and legal providers and advisors, and 5) we have not calculated this in our existing Police & Fire disability calculations for any resulting disability retirements that may represent themselves from a work related injury.

MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2013-14 EXPENDITURES</u>	<u>2014-15 EXPENDITURES</u>
	<u>13-14</u>	<u>14-15</u>		
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	<u>_____</u>	<u>_____</u>	<u>_____</u>	<u>_____</u>