

PREPARED BY: Scott Danigole  
 DATE PREPARED: January 21, 2014  
 PHONE: 471-0055

**LB 719**

Revision: 00

**FISCAL NOTE**  
**LEGISLATIVE FISCAL ANALYST ESTIMATE**

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2014-15</b>		<b>FY 2015-16</b>	
	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.**

LB 719 changes provisions of the Administrative Procedures Act.

The bill's provisions require an agency to attach to the proposed rule or regulation a written report that includes a summary of the testimony offered at the public hearing and that lists any specific issues or questions that were presented at the hearing or in written testimony submitted as part of the public hearing process. The written report shall also be submitted to the Executive Board of the Legislative Council.

The agencies that were sampled for fiscal impact reported slight costs associated with the bill's provisions. It is anticipated that many agencies would experience such costs, but that they could be borne with current resources.

<b>ADMINISTRATIVE SERVICES-STATE BUDGET DIVISION: REVIEW OF AGENCY &amp; POLT. SUB. RESPONSES</b>			
LB: 719	AM:	AGENCY/POLT. SUB: Department of Revenue	
REVIEWED BY: Matthew Eash		DATE: 1/21/2014	PHONE: <a href="tel:402-471-4175">402-471-4175</a>
COMMENTS: Concur with Department; no fiscal impact.			

<b>ADMINISTRATIVE SERVICES-STATE BUDGET DIVISION: REVIEW OF AGENCY &amp; POLT. SUB. RESPONSES</b>			
LB: 719	AM:	AGENCY/POLT. SUB: Secretary of State	
REVIEWED BY: Matthew Eash		DATE: 1/21/2014	PHONE: <a href="tel:402-471-4175">402-471-4175</a>
COMMENTS: No basis with which to disagree with Secretary's estimated fiscal impact.			

State Agency Estimate

State Agency Name: Department of Revenue	Date Prepared: 1/17/2014	Date Due LFA: 1/21/2014
Approved by: Kim Conroy		Phone: 471-5896

	FY 2014-2015		FY 2015-2016		FY 2016-2017	
	Expenditures	Revenue	Expenditures	Revenue	Expenditures	Revenue
General Funds						
Cash Funds						
Federal Funds						
Other Funds						
Total Funds						

LB 719 would amend Neb. Rev. Stat. § 84-907.04 of the Nebraska Administrative Procedures Act to require agencies proposing new or amended regulations for final adoption to include a report describing the testimony received at the public hearing and any responses from the agencies that addresses questions and issues about the proposal. The report would also have to be submitted to the executive Board of the Legislature.

It is estimated that there is no cost to the Department to implement this bill, and there is no impact to the General Fund.

Major Objects of Expenditure

Class Code	Classification Title	14-15	15-16	16-17	14-15	15-16	16-17
		FTE	FTE	FTE	Expenditures	Expenditures	Expenditures
Benefits.....							
Operating Costs.....							
Travel.....							
Capital Outlay.....							
Aid.....							
Capital Improvements.....							
<b>Total.....</b>							

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

**2014**

**LB<sup>(1)</sup> 719**

**FISCAL NOTE**

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

Nebraska Secretary of State

Prepared by: <sup>(3)</sup> Suzanne Hinzman

Date Prepared: <sup>(4)</sup> 1/17/2014

Phone: <sup>(5)</sup> 402-471-2384

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

	<u>FY 2014-15</u>		<u>FY 2015-16</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	655			
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
<b>TOTAL FUNDS</b>	<b>655</b>	<b>0</b>	<b>0</b>	<b>0</b>

Explanation of Estimate:

Description of Impact:

LB 719 requires each agency promulgating a rule or regulation to attach to the proposed rule or regulation a written report regarding the testimony offered at the public hearing. The Secretary of State's Office is currently working on a technology project to provide for the electronic submission of proposed rules and regulation and associated documents. It is estimated that the additional report will increase the cost of this project by \$655.00.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2014-15</u>	<u>2015-16</u>
	<u>14-15</u>	<u>15-16</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Staff Assistant				
Benefits.....				
Operating.....			655	
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
<b>TOTAL.....</b>			<b>655</b>	

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

**2014**

**LB<sup>(1)</sup> 719**

**FISCAL  
NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> Department of Administrative Services

Prepared by: <sup>(3)</sup> Bo Botelho Date Prepared: <sup>(4)</sup> 1-13-14 Phone: <sup>(5)</sup> 402-471-0972

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

	FY 2014-15		FY 2015-16	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	264.00	_____	268.00	_____
<b>TOTAL FUNDS</b>	<u>264.00</u>	<u>0</u>	<u>268.00</u>	<u>0</u>

**Explanation of Estimate:** LB719 requires an agency to prepare and submit with a proposed rule or regulation a written report that includes a summary of the 1) testimony offered at public hearing; 2) questions or issues raised by the public at said hearing; and 3) agency's response to those questions and issues raised at said hearing. The bill would also require a copy of the final report to be submitted to the Executive Board of the Legislative Council.

In addition to creating a new reporting requirement, this bill would also necessitate the creation of a new administrative process to develop and submit the newly required report. This process will require additional staff time and expense. For the purposes of this fiscal note it is assumed eight (8) hours of staff time would be required annually to research, prepare and submit the required report. It is further assumed this additional work would be primarily completed by a Paralegal I.

The estimated cost of the additional 8 hours to complete the new report is calculated at \$264 in FY14-15 and \$268 in FY15-16. This estimate is based on 8 hours salary and the corresponding share of benefits for a Paralegal I.

The total annual cost of benefits includes the cost of the most expensive family health plan.

**The calculations for FY14-15 are:**

(8 hrs. x \$19.28 = **\$154** + .39% of total annual benefits {8 hrs./2080 hrs. = .38%} of \$28,527 = **\$110**) (**\$154 + \$110 = \$264**)

**The calculations for FY15-16 are:**

(8 hrs. x \$19.76 = **\$158** + .39% of total annual benefits of \$28,691 = **\$110**) (**\$158 + \$110 = \$268**)

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

POSITION TITLE	NUMBER OF POSITIONS		2014-15 EXPENDITURES	2015-16 EXPENDITURES
	14-15	15-16		
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
<b>TOTAL.....</b>	_____	_____	_____	_____