Doug Nichols February 13, 2014 402-471-0052

## LB 1030

## Revision: 00 FISCAL NOTE LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)							
	FY 201	4-15	FY 2015-16				
	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 adopt the State Firearms Rights Act.

The Department of Correctional Services (DCS) states that this bill will have an indeterminate fiscal impact, and the impact on future admissions is not determinable.

As of January 31, 2014, the inmate population was 154.90% of design capacity.

The Nebraska State Patrol estimates no fiscal impact from this bill.

The City of Omaha estimates a minimal fiscal impact.

The Lancaster County Sheriff's Office estimates no fiscal impact.

## LB 1030

## Fiscal Note 2014

State Agency Estimate							
State Agency Name: Department of	Revenue			]	Date Due LFA:		
Approved by: Kim Conroy		Date Prepar	ed:	1: Phone: 471-5896			
	FY 2014-2015		FY 201	5-2016	FY 2016-2017		
	Expenditures	Revenue	Expenditures	Revenue	Expenditures	Revenue	
General Funds		\$0		\$0		\$0	
Cash Funds							
Federal Funds							
Other Funds							
Total Funds		\$0		\$0		\$0	
-							

LB 1030 prohibits a city or county from regulating (possession, transfer) firearms to a greater extent than provided under state law. LB 1030 provides that any firearm, firearm accessory, or ammunition in the State is not subject to any federal enactment or federal enforcement action. LB 1030 also provides criminal penalties for violating the Act.

It is estimated that this bill will have no impact on General Fund revenue.

It is estimated that there will be no costs to the Department to implement LB 1030.

Major Objects of Expenditure								
<u>Class Code</u>	Classification Title	14-15 <u>FTE</u>	15-16 <u>FTE</u>	16-17 <u>FTE</u>	14-15 <u>Expenditures</u>	15-16 <u>Expenditures</u>	16-17 <u>Expenditures</u>	
Benefits								
Travel								
Capital Outlay								
4 * 4								
Capital Improvement	Capital Improvements							

Please complete  $\underline{ALL}$  (5) blanks in the first three lines.

LB <sup>(1)</sup> 1030				FISCAL NOTE
State Agency OR Po	olitical Subdivision Name: <sup>(2)</sup>	Nebraska State	Patrol	
Prepared by: <sup>(3)</sup>	Carol Aversman	Date Prepared: <sup>(4)</sup>	01-28-2014 Phone:	(5) 402-479-4945
	ESTIMATE PROVIDED	) BY STATE AGEN(	CY OR POLITICAL SUBDIVI	ISION
	FY 201	4-15	FY 20	015-16
	EXPENDITURES	REVENUE	<b>EXPENDITURES</b>	REVENUE
GENERAL FUND	S			
CASH FUNDS				
FEDERAL FUND	S			
OTHER FUNDS				
TOTAL FUNDS	No Fiscal Impact	No Fiscal Impact	No Fiscal Impact	No Fiscal Impact

Explanation of Estimate:

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE						
Personal Services:						
POSITION TITLE	NUMBER OF <u>14-15</u>	F POSITIONS <u>15-16</u>	2014-15 EXPENDITURES	2015-16 <u>EXPENDITURES</u>		
Benefits						
Operating						
Travel						
Capital outlay						
Aid						
Capital improvements						
TOTAL			No Fiscal Impact	No Fiscal Impact		

<b>LB</b> <sup>(1)</sup>	1030						FISCAL NOTE
State Agency OR Political Subdivision Name: <sup>(2)</sup>			ubdivision Name: <sup>(2)</sup>	Nebraska Depa	rtment of Cor	rectional Serv	vices
Prepared by: <sup>(3)</sup> Christina Peters		Date Prepared: <sup>(4)</sup>	1/29/2014 Phone: (5		(402) 479-5702		
		E	STIMATE PROVIDE	D BY STATE AGEN	CY OR POLITI	CAL SUBDIVISI	ION
FY 201				14-15		FY 2015	6-16
			<b>EXPENDITURES</b>	<b>REVENUE</b>	<u>EXPENI</u>	DITURES	<b>REVENUE</b>
GENER	RAL FUNI	DS	Indeterminable				
CASH F	FUNDS						
FEDER	AL FUNI	DS					
OTHER	R FUNDS						
ΤΟΤΑΙ	L FUNDS						

**Explanation of Estimate:** 

This bill proposes to prohibit cities and counties from restricting or regulating firearms to a greater extent than state law. Any government agent, employee or official who violates the prohibition is guilty of a class IV felony and shall be barred from holding any office of trust in Nebraska or as a representative of Nebraska to the federal government. The bill also exempts all firearms, accessories and ammunition in Nebraska from federal firearms laws and regulations. Anyone knowingly enforcing or attempting to enforce federal firearm laws in Nebraska is guilty of a Class I misdemeanor for the first offense and a Class IV felony for subsequent offenses.

As this would create a new offense and no inmates are currently incarcerated with NDCS with such charges, there is no basis for length of sentence or length of stay.

The fiscal impact on NDCS is indeterminable, as the effect on future admissions is not determinable. The FY13 per diem (cost per day of food, clothing, housing, medical, etc.) for an individual inmate was \$6,422 per year.

BRI	EAKDOWN BY	MAJOR OBJEC	TS OF EXPENDITURE	
Personal Services:				
POSITION TITLE	NUMBER OF POSITIONS <u>14-15</u> <u>15-16</u>		2014-15 <u>EXPENDITURES</u>	2015-16 <u>EXPENDITURES</u>
Benefits				
Operating	•••			
Travel				
Capital outlay				
Aid				
Capital improvements				
TOTAL				

<b>LB</b> <sup>(1)</sup>	1030				FISCAL NOTE
State Agency OR Political Subdivision Name: (2)			Lancaster Coun	ty Sheriff's Office	
Prepared by: <sup>(3)</sup> Sheriff Terry Wagner			Date Prepared: <sup>(4)</sup>	Jan 24, 2014 Phone:	(5) <u>402 441-6500</u>
		ESTIMATE PROVIDE	D BY STATE AGEN	CY OR POLITICAL SUBDIV	VISION
<u>FY 2014-15</u>				<u>FY 2</u> EXPENDITURES	<u>015-16</u> <u>REVENUE</u>
GENERA	AL FUNI	<b>DS</b>			
CASH FU	UNDS				
FEDERA	AL FUND	S			
OTHER	FUNDS				
TOTAL	FUNDS				

Explanation of Estimate: No current Fiscal impact to the Sheriff's Office.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE							
Personal Services:							
POSITION TITLE	NUMBER OF POSITIONS <u>14-15</u> <u>15-16</u>		2014-15 <u>EXPENDITURES</u>	2015-16 <u>EXPENDITURES</u>			
Benefits							
Operating							
Travel							
Capital outlay							
Aid							
Capital improvements TOTAL							
	••						

LB <sup>(1)</sup> 1030					FISCAL NOTE
State Agency OR Political S	Subdivision Name: <sup>(2)</sup>	City of Omaha			
Prepared by: <sup>(3)</sup> Sheri	Larsen	Date Prepared: <sup>(4)</sup>	01/31/2014	Phone: <sup>(5)</sup>	402-444-5477
	ESTIMATE PROVID	<u>ED BY STATE AGEN</u>	NCY OR POLITICA	AL SUBDIVIS	ION
	FY 20	14-15		FY 2015-	-16
	EXPENDITURES	REVENUE	<b>EXPENDIT</b>		REVENUE
GENERAL FUNDS					
CASH FUNDS					
FEDERAL FUNDS					
OTHER FUNDS					
TOTAL FUNDS					
Explanation of Estimate: The fiscal impact of LI		<sup>-</sup> Omaha would be r	ninimal.		

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:		SOIL OBJECTS O	<u>T EXIENDITORE</u>	
POSITION TITLE	NUMBER OF POSITIONS <u>14-15</u> <u>15-16</u>		2014–15 EXPENDITURES	2015-16 <u>EXPENDITURES</u>
Benefits				
Operating				
Travel				
Capital outlay				
Capital improvements				
TOTAL				

LB <sup>(1)</sup> 1030			FISCAL NOTE
State Agency OR Political Subdivision Name: <sup>(2</sup>	City of Lincoln,	NE	
Prepared by: <sup>(3)</sup> Sherry Wolf Drbal	Date Prepared: <sup>(4)</sup>	2/14/14 Phone: (5)	402-441-8305
ESTIMATE PRO	VIDED BY STATE AGE	NCY OR POLITICAL SUBDIVIS	SION
F	Y 2014-15	FY 2015	-16
EXPENDITURE		EXPENDITURES	REVENUE
GENERAL FUNDS			
CASH FUNDS			
FEDERAL FUNDS			
OTHER FUNDS			
TOTAL FUNDS			
Explanation of Estimate:			
No fiscal impact.			
BRE	AKDOWN BY MAJOR C	BJECTS OF EXPENDITURE	
Personal Services:			
POSITION TITLE	NUMBER OF POSITION <u>14-15</u> <u>15-16</u>	NS 2014–15 EXPENDITURES	2015-16 EXPENDITURES
Benefits			
Operating			
Travel			
Capital outlay			
Aid			
Capital improvements			
TOTAL			