

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

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)</b>				
	<b>FY 2016-17</b>		<b>FY 2017-18</b>	
	<b>EXPENDITURES</b>	<b>REVENUE</b>	<b>EXPENDITURES</b>	<b>REVENUE</b>
GENERAL FUNDS				
CASH FUNDS	396,866	133,313 to 223,457	274,470	69,057 to 115,752
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	39,866	133,313 to 223,457	274,470	69,057 to 115,752

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

An provider with a high categorical risk level as determined by the Centers for Medicare and Medicaid or the Nebraska Medicaid Program shall have a criminal history record check. This requirement applies to providers who are individuals or any individual with at least 5% direct or indirect ownership interest. The costs of the criminal history records check would be paid by the individual being screened.

No fiscal impact on the Department of Health and Human Services.

An estimated 4,600 criminal records check would be required in FY 17 and 2,400 in FY 18 according to the information the Department of Health and Human Services provided to the State Patrol. The State Patrol would need to add eight staff to handle the volume. Additionally, two additional Live-Scan machines would need to be purchased. The estimated cost for the Patrol is \$396,866 CF in FY 17 and \$274,470 CF in FY 18. The fees that would be generated under the current fee of \$28.75 is \$133,313 in FY 17 and \$69,057 in FY 18. Under a proposed fee structure, the revenue would be \$223,457 in FY 17 and \$115,752 in FY 18.

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

2016

LB<sup>(1)</sup> 869

FISCAL NOTE

State Agency OR Political Subdivision Name: (2) Nebraska State Patrol

Prepared by: (3) Carol Aversman Date Prepared: (4) 2/16/2016 Phone: (5) 402-471-4545

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

	<u>FY 2016-17</u>		<u>FY 2017-18</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS				
CASH FUNDS	\$396,866.72	\$133,313.75 - \$223,457.03	\$274,470.47	\$69,057.50- \$115,752.38
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$396,866.72	\$133,313.75- \$223,457.03	\$274,470.47	\$69,057.50- \$115,752.38

**Explanation of Estimate:**

LB 869 requires that the State Patrol undertake a search for finger-print based criminal history record information related to any Medicaid provider with a high categorical risk level as determined by the Centers for Medicare and Medicaid Services. This includes transmittal of the fingerprints to the FBI for a national finger-print based criminal history record information check. The bill also requires that the Agency issue a report that includes the finger-print based criminal history record information concerning the provider. Health and Human Services has estimated that the number of record checks that will be required will be 4,637 for the first year, and 2,402 for the second year. The Agency estimates that it will need to hire approximately 6 additional employees to be able to process this increase in volume for the long-term. It also estimates that it will need to purchase two additional Live-Scan machines for \$18,000 each and an AFIS ten-print work station for \$47,500, as well as IT equipment for these employees. Additionally, as the fingerprints are required to be transmitted to the FBI, a charge of \$12.75 per transmission will also be incurred. Currently, the State Patrol charges a fee of \$28.75 for each finger-print based criminal history record information check. However, it has recently evaluated its cost structure and anticipates increasing its fee to help offset operational costs. The proposed fee currently being considered is \$48.19 per record check. Accordingly, a range based upon these two fee structures has been provided for the Revenue estimates noted above. Note that the Agency also is operating in a facility with limited space. Possible expansion of office space may be needed in order to accommodate additional staff, equipment, and volume. The cost of such possible expansion has not been reflected above.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2016-17 EXPENDITURES</u>	<u>2017-18 EXPENDITURES</u>
	<u>16-17</u>	<u>17-18</u>		
State Patrol Criminal Identification Records Technician	2	2	\$51,101.44	\$51,101.44
State Patrol Fingerprint Technician	1	1	\$30,284.80	\$30,284.80
State Patrol Records Analysis Supervisor	1	1	\$44,297.76	\$44,297.76
Staff Assistant I	2	2	\$59,047.04	\$59,047.04
Benefits.....			\$59,113.93	\$59,113.93
Operating.....			\$59,121.75	\$30,625.50
Travel.....				
Capital outlay.....			\$93,900.00	
Aid.....				
Capital improvements.....				
TOTAL.....			\$396,866.72	\$274,470.47

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

State Agency or Political Subdivision Name:(2) Department of Health and Human Services

Prepared by: (3) Pat Weber

Date Prepared:(4) 1-12-16

Phone: (5) 471-6351

	<u>FY 2016-2017</u>		<u>FY 2017-2018</u>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
<b>GENERAL FUNDS</b>				
<b>CASH FUNDS</b>				
<b>FEDERAL FUNDS</b>				
<b>OTHER FUNDS</b>				
<b>TOTAL FUNDS</b>		\$0		\$0

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

**Explanation of Estimate:**

There is no Fiscal Impact to the Department of Health and Human Services.

**MAJOR OBJECTS OF EXPENDITURE**

PERSONAL SERVICES:	POSITION TITLE	NUMBER OF POSITIONS		2016-2017	2017-2018
		16-17	17--18	EXPENDITURES	EXPENDITURES
Benefits.....					
Operating.....					
Travel.....					
Capital Outlay.....					
Aid.....					
Capital Improvements.....					
<b>TOTAL.....</b>				<b>\$0</b>	<b>\$0</b>