

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2018-19		FY 2019-20	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	See Below			
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 transfer all correctional investigators currently employed by the Nebraska Department of Correctional Services to the Nebraska State Patrol on January 1, 2019, along with all funds associated with those positions. It requires the State Patrol to issue a report by July 1, 2019, regarding whether those transferred positions should become sworn officers. The bill also authorizes the State Patrol to conduct criminal investigations at all correctional facilities.

The Department of Correctional Services (NDCS) estimates that this bill will have the following impact:

	FY2018-19	FY2019-20	FY2018-19	FY2019-20
ITEMS	Number of Positions		Expenditures	
Correctional Investigators	(2.00)	(2.00)	(49,243)	(98,586)
Benefits			(16,267)	(32,533)
TOTAL	(2.00)	(2.00)	(65,510)	(131,119)

Since the bill has an operative date of January 1, 2019, the costs estimated for FY2018-19 are for one-half a year.

The Legislative Fiscal Office (LFO) fiscal analyst calculated a slightly different amount than NDCS for FY2018-19: LFO calculation of (\$65,510) versus NDCS calculation of (\$65,560), a difference of \$50.

The State Patrol estimates that this bill will have the following impact:

	FY2018-19	FY2019-20	FY2018-19	FY2019-20
ITEMS	Number of Positions		Expenditures	
Correctional Investigators	2.00	2.00	49,294	98,588
Benefits			16,267	32,534
Operating			11,000	2,000
Travel			743	1,486
Capital Outlay			58,850	0
TOTAL	2.00	2.00	136,154	134,608

Subtracting the NDCS estimate from the State Patrol's estimate leaves a net General Fund impact of \$70,644 in FY2018-19 and \$3,489 in FY2019-20.

The intent of this bill appears to be a transfer all correctional investigators and associated funds from NDCS to the State Patrol on January 1, 2019. The State Patrol's fiscal note response states that they included the equipment in their response because they felt it was not clear as to whether the equipment would be transferred to the State Patrol.

The LFO fiscal note assumes that all funds and equipment will transfer from NDCS to the State Patrol, and this bill will have no General Fund impact. If this turns out not to be the case and these additional costs do occur, they can be evaluated and considered for funding when the State Patrol's budget is developed.

LB816

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 816	AM:	AGENCY/POLT. SUB: Nebraska State Patrol (064)
REVIEWED BY: Joe Wilcox	DATE: 01/31/2018	PHONE: (402) 471-4178
COMMENTS: No disagreement with the Nebraska State Patrol estimate of potential fiscal impact to the Agency from LB816.		

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

2018

LB⁽¹⁾ 816

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska Department of Correctional Services

Prepared by: ⁽³⁾ Jeff Beaty Date Prepared: ⁽⁴⁾ 1/12/18 Phone: ⁽⁵⁾ 4024795767

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2018-19</u>		<u>FY 2019-20</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	<u>(65,560)</u>	<u> </u>	<u>(131,119)</u>	<u> </u>
CASH FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
FEDERAL FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
OTHER FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TOTAL FUNDS	<u><u>(65,560)</u></u>	<u><u> </u></u>	<u><u>(131,119)</u></u>	<u><u> </u></u>

Explanation of Estimate:

LB 816 makes the criminal investigators currently employed by the Nebraska Department of Correctional Services employees of the Nebraska State Patrol on January 1, 2019. The fiscal impact of LB 816 will be to reduce NDCS expenditures by the salary and benefits for the two correctional investigators starting in Jan 1, 2019.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2018-19</u>	<u>2019-20</u>
	<u>18-19</u>	<u>19-20</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
<u>Correctional Investigators</u>	<u>(2)</u>	<u>(2)</u>	<u>(49,243)</u>	<u>(98,586)</u>
Benefits.....			<u>(16,267)</u>	<u>(32,533)</u>
Operating.....			<u> </u>	<u> </u>
Travel.....			<u> </u>	<u> </u>
Capital outlay.....			<u> </u>	<u> </u>
Aid.....			<u> </u>	<u> </u>
Capital improvements.....			<u> </u>	<u> </u>
TOTAL.....			<u><u>(65,560)</u></u>	<u><u>(131,119)</u></u>

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

2018

LB⁽¹⁾ 816

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾

Nebraska State Patrol

Prepared by: ⁽³⁾

Carol Aversman

Date Prepared: ⁽⁴⁾

1-29-18

Phone: ⁽⁵⁾

402-471-4545

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2018-19</u>		<u>FY 2019-20</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	<u>\$136,154</u>	<u> </u>	<u>\$134,608</u>	<u> </u>
CASH FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
FEDERAL FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
OTHER FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TOTAL FUNDS	<u>\$136,154</u>	<u> </u>	<u>\$134,608</u>	<u> </u>

Explanation of Estimate:

LB 816 designates the patrol as the agency to investigate criminal activity within correctional facilities operated by the Department of Correctional Services. It states that the Patrol will employ and have oversight over all correctional investigators employed by the Department of Correctional Services. It further notes that when the positions of correctional investigators are transferred to the Nebraska State Patrol, all funds used by the Department of Correctional Services for the administration of and salaries for correctional investigators shall be transferred to the patrol.

The Fiscal Note submitted by the Department of Correctional Services indicates that two Corrections Investigators exist and that funding for those positions would be transferred to the Patrol. The bill is effective 1/1/2019, and therefore certain costs are prorated for FY 18/19. The estimate provided above is for the salaries and benefits for these two officers, along with certain capital assets such as computers, workstations, and vehicles, and Operational Expenses such as gasoline and training costs. The Patrol has included the above noted equipment in its' Fiscal Note, as it is not clear as to whether or not dedicated equipment exists at the Department of Corrections for these employees that would also be transferred to the Patrol.

The Bill further states that the Superintendent of Law Enforcement and Public Safety shall conduct a study and issue a report, no later than July 1, 2019 regarding whether the positions of correctional investigators that were transferred to the Patrol shall become sworn employees of the patrol. The Agency anticipates that this study will also include an evaluation of whether or not any additional needs exist in the Agency to effectively perform the investigations intended by this bill, such as additional personnel or necessary training and equipment.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2018-19 EXPENDITURES</u>	<u>2019-20 EXPENDITURES</u>
	<u>18-19</u>	<u>19-20</u>		
<u>Corrections Investigators</u>	<u>2</u>	<u>2</u>	<u>\$49,294</u>	<u>\$98,588</u>
Benefits.....			<u>\$16,267</u>	<u>\$32,534</u>
Operating.....			<u>\$11,000</u>	<u>\$2,000</u>
Travel.....			<u>\$743</u>	<u>\$1,486</u>
Capital outlay.....			<u>\$58,850</u>	
Aid.....				
Capital improvements.....				
TOTAL.....			<u>\$136,154</u>	<u>\$134,608</u>