

PREPARED BY: Liz Hruska
 DATE PREPARED: February 03, 2020
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LB 1149

Revision: 00

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2020-21		FY 2021-22	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	See Below		See Below	

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

This bill requires the Office of Juvenile Services (OJS) within the Department of Health and Human Services to utilize evidence-based and validated risk and needs assessments and evidence-based services at the youth rehabilitation and treatment centers. The responsibility for aftercare services is moved from the Probation Office to OJS.

Moving the responsibility for aftercare services from Probation to the OJS would require a transfer of funding from the Supreme Court to the Department of Health and Human Services netted to zero. The YRTCs currently provide programs and services which are evidence-based, so those provisions do not have a fiscal impact. The Department's fiscal note shows a cost of \$12 million to add 40 beds to the YRTC at Geneva. Since the agency indicated they are in compliance with the provisions requiring evidence-based policies, procedures, programs and services, it is unclear why there would be the need for additional beds.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 1149 AM:	AGENCY/POLT. SUB: Department of Health and Human Services (DHHS)	
REVIEWED BY: Elton Larson	DATE: 2/4/2020	PHONE: (402) 471-4173
COMMENTS: No basis to disagree with DHHS analysis and estimate of fiscal impact. No construction could occur without following the established statutory process for construction projects, including the preparation and approval of a program statement.		

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

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

Prepared by: (3) Mike Michalski

Date Prepared 1-27-2020

Phone: (5) 471-6719

	<u>FY 2020-2021</u>		<u>FY 2021-2022</u>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	\$12,000,000			
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$12,000,000		\$0	

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

Explanation of Estimate:

This legislation changes and eliminates provisions and obsolete language. This bill directs the Department of Health and Human Services to provide at the YRTC facilities evidence-based practices, policies, procedures and services. The bill prohibits the denial of in-person visits by a youth's family shall not be used as a punishment or sanction. This bill prohibits the Office of Juvenile Services from contracting with any public or private facility for the care and treatment of children in its legal custody. The bill also adds aftercare services for the juvenile to the responsibilities of the Department.

Currently, once a youth is discharged from a YRTC, they are no longer under the care and custody of the Department. The Office of Probation is responsible from that point forward. However, this bill transfers aftercare services from the Department of Probation to DHHS for juveniles discharged from one of the YRTC's. It is undeterminable what that cost might be for DHHS, but funding would have to be moved from Probation to DHHS to cover the impact.

The Department also currently uses evidence-based practices, policies, procedures and services, and does not limit family visits except for safety and security reasons, and this is very rare. Therefore, these requirements would have no fiscal impact for the Department.

Geneva only has the LaFlesche building in operation to accommodate female youth transitioning out of the program. This building could accommodate up to 20 girls. However, the current female population exceeds that number and the female population has been in the 40's within the last year. To bring the rest of the Geneva campus to an operational level will require a physical structure build. Based on construction costs for buildings similar to LaFlesche, DHHS estimates the cost to bring the Geneva facility to full capacity to be \$12,000,000. This would add up to 40 additional beds to the Geneva campus.

MAJOR OBJECTS OF EXPENDITURE

PERSONAL SERVICES:	NUMBER OF POSITIONS		2020-2021 EXPENDITURES	2021-2022 EXPENDITURES
	POSITION TITLE	20-21		
Benefits.....				
Operating.....				
Travel.....				
Capital Outlay.....				
Aid.....				

Capital Improvements.....

\$12,000,000

TOTAL.....

\$12,000,000

\$0