

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2021-22		FY 2022-23	
	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 provide for a transfer of duties from the clerks of the district court to the clerk magistrates. Beginning July 1, 2023, in any county that has an elected clerk of the district court, the county board may vote to eliminate the office of the clerk of the district court when a vacancy occurs or when the incumbent does not file for reelection.

The Supreme Court states that there will be no impact in the 2021-2023 biennium. If the authority to carry-over unexpended General Fund appropriations between bienniums and the authority to transfer appropriations between budget programs is retained in the 2023-2025 biennium as it is proposed for the 2021-2023 biennium, they estimate no additional appropriations would be required. Although the Supreme Court estimates a cost of \$1.1 million in FY24, and \$1.3 million in FY25, they would use carry-over funds to cover this cost.

The Supreme Court also estimates a General and Federal Fund revenue increase in the 2023-2025 biennium. The General Fund revenue increase would be for court fees and the federal fund revenue increase would be for Title IV-D reimbursement funds. These funds currently go to a county but under this bill these funds would now go to the state.

In a similar bill (LB490, 2019/2020), the Nebraska Public Employees Retirement Systems (NPERS) noted possible fiscal impacts. When a response is received from NPERS, this fiscal note may be updated to note any impacts.

Lancaster County states that once this bill takes effect, they would save over \$1.8 million in salaries and benefits for county employees that would become state employees. There would also be a revenue decrease as Title IV-D reimbursement funds of \$220,000 would transfer to the state.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 102	AM:	AGENCY/POLT. SUB: Nebraska Supreme Court (05)
REVIEWED BY: Joe Wilcox	DATE: 02/23/2021	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Nebraska Supreme Court estimate of No Fiscal Impact to the Agency from LB 102 in the upcoming 2021 – 2023 biennium, but potential fiscal impact to the Agency in the following (2023 – 2025) biennium.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 102	AM:	AGENCY/POLT. SUB: Lancaster County
REVIEWED BY: Joe Wilcox	DATE: 01/15/2021	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Lancaster County estimate of No Fiscal Impact to the County from LB 102 in the 2021 – 2023 biennium, with potential for significant cost savings to the County beginning in FY 2023-24.		

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

2021

LB⁽¹⁾ 102

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ 05 Supreme Court

Prepared by: ⁽³⁾ Eric Asboe Date Prepared: ⁽⁴⁾ 2/23/2021 Phone: ⁽⁵⁾ 402-326-9215

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2021-22</u>		<u>FY 2022-23</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

Explanation of Estimate:

LB102 has no fiscal impact during the current biennium. During the 2023-2025 biennium, duties of county-based ex officio Clerks of the District Court begin to transfer to the State Judicial Branch. Beginning 7/1/2023, a county board has the voluntary option to eliminate the elected office of the Clerk of the District Court under certain circumstances.

It is anticipated that the fiscal impact of the transfer of duties from ex officio counties will be addressed in the Supreme Court 2023-2025 budget request. Since the transfer of duties from the county of an elected clerk is voluntary, the impact of any transfer cannot be determined at this time. If current authority to carry over General Fund appropriation between bienniums and authority to transfer appropriations between budget programs is retained for the next biennium, it is estimated that no additional resources would be required. Estimate, with no additional appropriation:

FY23-24 \$1,133,226
 FY24-25 \$1,270,816

Note: General Fund (Section 8) and Federal Fund revenue (Section 9) will begin to increase in the 2023-2025 biennium. No estimate of the increase has been determined at this time.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2021-22</u>	<u>2022-23</u>
	<u>21-22</u>	<u>22-23</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____

Travel	_____	_____
Capital outlay	_____	_____
Aid	_____	_____
Capital improvements	_____	_____
TOTAL	_____	_____

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

2021

LB⁽¹⁾ 102

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Lancaster County

Prepared by: ⁽³⁾ Dennis Meyer Date Prepared: ⁽⁴⁾ 1-14-21 Phone: ⁽⁵⁾ 402-441-6869

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2021-22</u>		<u>FY 2022-23</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

Explanation of Estimate:

The bill would begin in FY 2023-24 so there would be no fiscal impact for the above-mentioned years. If adopted in Lancaster County, expenditures in future years would decrease because county employees would become state employees in the Clerk of the District Court office. Salaries and benefits budgeted in FY20-21 were \$1,810,238.

Revenues would also decrease because of the loss of Title IV-D monies that would transfer from the county to the state. Budgeted Title IV-D monies for FY20-21 was \$220,000.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2021-22</u>	<u>2022-23</u>
	<u>21-22</u>	<u>22-23</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____