

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		See below		See below
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

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

LB 90 would alter the fee schedule assessed for each pesticide registered under the Pesticide Act and Nebraska Commercial Fertilizer and Soil Conditioner Act. LB 90 would change the fees remitted to the Buffer Strip Incentive fund from \$60 to \$50. In addition, LB 90 would alter the inspection fee for all commercial fertilizers and soil conditioners distributed in this state to the ultimate user, except custom-blended products from ten cents per ton to fifteen cents per ton. The Director of Agriculture may increase or decrease the inspection fee, but the fee shall not exceed the maximum rate (15 cents/ton). Estimated annual revenue shall not be greater than one hundred seven percent of the program cash fund appropriations allocated for the Nebraska Commercial Fertilizer and Soil Conditioner Act, and the estimated fiscal year-end cash fund balance shall not be greater than seventeen percent of the program cash fund appropriations allocated for the Nebraska Commercial Fertilizer and Soil Conditioner Act.

The Pesticide Registration Fee levies one hundred sixty dollars for each pesticide to be registered, the fee being used to fund four cash funds. Its schedule is as follows:

Noxious Weed Cash Fund	\$30
Buffer Strip Incentive Fund	\$60
Natural Resources Water Quality Fund	\$55
Pesticide Administrative Cash Fund	Remainder

The change to the Buffer Strip Incentive Fund from sixty to fifty dollars would act as a transfer of ten dollars from every pesticide registration from the Buffer Strip Incentive Fund to the Pesticide Administrative Cash Fund. Using Cash Fund data from the past three years, we can estimate an average of \$129,419 would be transferred from the Buffer Strip Incentive Fund to the Pesticide Administration Cash Fund on an annual basis. No fiscal impact on the General Fund.

LB 90 would increase the inspection fee on commercial fertilizers and soil conditioners from not exceeding ten cents per ton to not exceeding fifteen cents per ton. This Director has discretion in exercising any increase in the fee limit, which is based on the Director's annual review. Using inspection fee revenues for the past three years, it can be estimated that the average annual increase from ten cents to fifteen cents per ton would yield an additional \$213,408 to the Fertilizers and Soil Conditioners Administration Fund.

The Department of Agriculture states that there will be no fiscal impact on their agency as a result of this legislation. We concur. No fiscal impact on the General Fund

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 90	AM:	AGENCY/POLT. SUB: Department of Agriculture	
REVIEWED BY: Claire Oglesby		DATE: 1/19/21	PHONE: (402) 471-4174
COMMENTS: Concur with the agency's statement that there is no fiscal impact to the Agency.			

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

2021

LB⁽¹⁾ 90

FISCAL NOTE

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

Prepared by: ⁽³⁾ Patty Richard Date Prepared: ⁽⁴⁾ 1/12/2021 Phone: ⁽⁵⁾ 402-471-6821

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:

No fiscal impact

This results in:

- Internal cash fund shift of Pesticide fees within the Department of Agriculture.
- Fluidity to increase or decrease commercial fertilizer and soil conditioner fees to adequately cash flow the program subject to the Director's annual review.

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.....	_____	_____	_____	_____