

PREPARED BY: Samuel Malson  
 DATE PREPARED: February 08, 2022  
 PHONE: 402-471-0051

**LB 1038**

Revision: 00

**FISCAL NOTE**  
 LEGISLATIVE FISCAL ANALYST ESTIMATE

| <b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)</b> |                     |                |                     |                |
|---|---------------------|----------------|---------------------|----------------|
|   | <b>FY 2022-23</b>   |                | <b>FY 2023-24</b>   |                |
|   | <b>EXPENDITURES</b> | <b>REVENUE</b> | <b>EXPENDITURES</b> | <b>REVENUE</b> |
| 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.**

LB1038 amends the Uniform Residential Landlord and Tenant Act to add a prohibition on rental agreements containing a requirement that a tenant agree to pay a predetermined amount for cleaning or damages upon the termination of a rental agreement or that such amount be deducted from a security deposit unless specifically permitted under the act.

Additionally, the amount a tenant may recover in circumstances where a landlord deliberately required a rental agreement contain a prohibited requirement is changed from actual damages sustained by him or her and reasonable attorney’s fees to not less than an amount equal to one month’s rent and the attorney’s fees.

The Supreme Court provided a fiscal note indicating no impact. A basis to disagree is absent.

|   |                |                                 |  |
|---|----------------|---------------------------------|--|
| <b>ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY &amp; POLT. SUB. RESPONSE</b>                          |                |                                 |  |
| LB: 1038  | AM:            | AGENCY/POLT. SUB: Supreme Court |  |
| REVIEWED BY: Jacob Leaver   | DATE: 2/8/2022 | PHONE: (402) 471-4173           |  |
| COMMENTS: No basis to dispute with the Supreme Court’s estimate of no fiscal impact to the agency as a result of LB 1038. |                |                                 |  |

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

**2022**

**LB<sup>(1)</sup> 1038**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> 05 Supreme Court

Prepared by: <sup>(3)</sup> Eric Asboe Date Prepared: <sup>(4)</sup> 2/7/2022 Phone: <sup>(5)</sup> 402-326-9215

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

|                    | <u>FY 2022-23</u>   |                | <u>FY 2023-24</u>   |                |
|--------------------|---------------------|----------------|---------------------|----------------|
|                    | <u>EXPENDITURES</u> | <u>REVENUE</u> | <u>EXPENDITURES</u> | <u>REVENUE</u> |
| GENERAL FUNDS      | _____               | _____          | _____               | _____          |
| CASH FUNDS         | _____               | _____          | _____               | _____          |
| FEDERAL FUNDS      | _____               | _____          | _____               | _____          |
| OTHER FUNDS        | _____               | _____          | _____               | _____          |
| <b>TOTAL FUNDS</b> | <b>=====</b>        | <b>=====</b>   | <b>=====</b>        | <b>=====</b>   |

Explanation of Estimate:

No fiscal impact.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

Personal Services:

| <u>POSITION TITLE</u>     | <u>NUMBER OF POSITIONS</u> |              | <u>2022-23</u>      | <u>2023-24</u>      |
|---------------------------|----------------------------|--------------|---------------------|---------------------|
|                           | <u>22-23</u>               | <u>23-24</u> | <u>EXPENDITURES</u> | <u>EXPENDITURES</u> |
| Benefits.....             | _____                      | _____        | _____               | _____               |
| Operating.....            | _____                      | _____        | _____               | _____               |
| Travel.....               | _____                      | _____        | _____               | _____               |
| Capital outlay.....       | _____                      | _____        | _____               | _____               |
| Aid.....                  | _____                      | _____        | _____               | _____               |
| Capital improvements..... | _____                      | _____        | _____               | _____               |
| <b>TOTAL.....</b>         | <b>_____</b>               | <b>_____</b> | <b>_____</b>        | <b>_____</b>        |