

PREPARED BY: Mikayla Findlay  
 DATE PREPARED: January 18, 2023  
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**LB 572**

Revision: 00

**FISCAL NOTE**  
**LEGISLATIVE FISCAL ANALYST ESTIMATE**

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2023-24</b>		<b>FY 2024-25</b>	
	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 changes provisions related to licensing requirements for dietitian nutritionists and licensed nutritionists by the Department of Health and Human Services (DHHS) effective December 1, 2023.

DHHS estimates a total first year cost of \$7,603 to Program 178 – Professional Licensure. This includes updating regulations and the website, application and license system development, and application review and issuance. Of this amount, \$4,715 would be one-time implementation costs and the remaining \$2,888 would be on-going costs.

DHHS estimates recapturing the costs within the biennium utilizing a \$10 licensing fee to 742 licensees, yielding \$7,420 in revenue.

The revenue and expenditures to the affected program can be accounted for within the existing program budget. Minimal fiscal impact.

<b>ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY &amp; POLT. SUB. RESPONSE</b>			
LB:	572	AM:	AGENCY/POLT. SUB: Nebraska Department of Health & Human Services
REVIEWED BY:	Ann Linneman	DATE:	2-1-2023
		PHONE:	(402) 471-4180
COMMENTS: The Nebraska Department of Health and Human Services' analysis and estimate of fiscal impact to the department appears reasonable.			

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

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

Prepared by: (3) John Meals

Date Prepared 1-31-2023

Phone: (5) 471-6719

	<u>FY 2023-2024</u>		<u>FY 2024-2025</u>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
<b>GENERAL FUNDS</b>	\$0	\$0	\$0	\$0
<b>CASH FUNDS</b>	\$0	\$0	\$0	\$0
<b>FEDERAL FUNDS</b>	\$0	\$0	\$0	\$0
<b>OTHER FUNDS</b>	\$0	\$0	\$0	\$0
<b>TOTAL FUNDS</b>	\$0	\$0	\$0	\$0

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

**Explanation of Estimate:**

LB 572 proposes significant changes in the Medical Nutrition Therapy Practice Act, including changing medical nutrition therapy licenses to either a ‘Licensed Dietitian Nutritionist’ or ‘Licensed Nutritionists’ and setting out the requirements for each license type effective on December 1, 2023. The bill also creates a temporary license for those who need to take the licensure examination.

The Department of Health Human Services (DHHS) needs to issue these new license types by the effective date to those who are currently licensed as Medical Nutrition Therapists. DHHS will also need to create a temporary license in the License Information System (LIS) and an application for requesting the temporary license.

Staff Costs relating to start-up and continuation of the new licenses: A DHHS Program Manager II and a Health Licensing Coordinator will be able to take on the new work of this legislation without new staff resources. Estimates of the time needed to complete this new work are included below:

- Regulation development, promulgation, and implementation costs: A DHHS Program Manager II and a Health Licensing Coordinator will each need 80 hours to develop and implement regulations.
- Application development: A Health Licensing Coordinator will need 8 hours to develop new applications for the new license types created by LB 572.
- Website Posting: An Administrative Specialist will need 4 hours to post new information and applications to the DHHS website for the new licensure.
- License Information System (LIS) development costs: An IT Business Systems Analyst will need 80 hours to adapt the LIS for the new license types created by LB 572.
- Application review and credential issuance: A DHHS Program Manager II, a Health Licensing Coordinator, and an Administrative Technician will be responsible for the ongoing work of reviewing applications and issuing licenses. Initial work would likely require 5 hours per week for each staff person, answering questions, reviewing applications, and issuing credentials. After the initial phase of re-issuing licenses and initial license questions, an estimated 2 hours per month would be required for each staff person to focus on the work of licensure. It is estimated as a two-month period for the initial licensure.

- DHHS estimates reissuing charges of \$7,420 (742 licenses x \$10) that will offset the cost of \$7,602.88.

Phase I: Implementation (start-up)			
Title	Rate	Hours	Total cost
DHHS Program Manager II	\$29.24	80	\$2,339.20
Health Licensing Coordinator	\$19.23	8	\$153.84
Administrative Specialist	\$18.44	4	\$73.76
IT Business Systems Analyst	\$26.86	80	\$2,148.80
Phase II: Initial ongoing work			
Title	Rate	Hours	Total cost
DHHS Program Manager II	\$29.24	44	\$1,286.56
Health Licensing Coordinator	\$19.23	44	\$846.12
Administrative Technician	\$17.15	44	\$754.60
<b>TOTAL</b>			<b>\$7,602.88</b>

**MAJOR OBJECTS OF EXPENDITURE**

PERSONAL SERVICES:

POSITION TITLE	23-24	24-25	2023-2024	2024-2025
			EXPENDITURES	EXPENDITURES
Benefits.....			\$0	\$0
Operating.....			\$0	\$0
Travel.....			\$0	\$0
Capital Outlay.....			\$0	\$0
Aid.....			\$0	\$0
Capital Improvements.....			\$0	\$0
<b>TOTAL.....</b>			<b>\$0</b>	<b>\$0</b>