

PREPARED BY: Kenneth Boggs
 DATE PREPARED: January 18, 2023
 PHONE: 402-471-0050

LB 435

Revision: 00

FISCAL NOTE
 LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2023-24		FY 2024-25	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	\$1,176,300		\$1,224,600	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$1,176,300		\$1,224,600	

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

LB 435 seeks to provide for court appointment of parental adviser in juvenile proceedings, provide duties for parental advisers, to require cooperation, and to provide for confidentiality. This bill will provide for relation of such provisions to the attorney-client privilege.

The Office of Probation Administration would be required to employ parental advisers. The bill would require Department of Health and Human Services (DHHS) to have an updated guidance and processes for Children and Family Services (CFS) case managers to address the requirements.

Expenditures:

The Office of Probation Administration states that they would need to employ parental advisers. The agency assumes that it would need to hire twelve advisers, one for every Probation district that supervises juveniles and the advisers would need to have some legal training. The Office of Probation estimates that it would cost \$1,176,300 in fiscal year 2024 and \$1,224,600 in fiscal year 2025. There is no basis to disagree with this estimate.

DHHS states that due to the Office of Probation employing parental advisers that LB 435 potentially increases case managers involvement in additional meetings arranged by the advisers. DHHS states that due to the bill requirements it would require 5 hours of staff time from their Program Specialist to update guidance documents, processes, and procedures. DHHS will absorb these costs.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 435	AM:	AGENCY/POLT. SUB: Nebraska Supreme Court (005)	
REVIEWED BY: Joe Wilcox	DATE: 02/13/2023	PHONE: (402) 471-4178	
COMMENTS: No basis to dispute the Nebraska Supreme Court estimate of Potential Fiscal Impact to the Office of Probation Administration from LB 435.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 435	AM:	AGENCY/POLT. SUB: Nebraska Department of Health and Human Services (025)	
REVIEWED BY: Joe Wilcox	DATE: 02/14/2023	PHONE: (402) 471-4178	
COMMENTS: No basis to dispute the Nebraska Department of Health and Human Services (DHHS) estimate of Potential Fiscal Impact to the Agency from LB 435, which the Agency indicates it can absorb within existing resources.			

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2023

LB⁽¹⁾ 435

FISCAL NOTE

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

Prepared by: ⁽³⁾ Eric Asboe Date Prepared: ⁽⁴⁾ 2/13/2023 Phone: ⁽⁵⁾ 402-326-9215

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2023-24</u>		<u>FY 2024-25</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	See below		See below	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

Explanation of Estimate:

LB435 requires the Office of Probation Administration to employ parental advisers. Estimated General Fund impact:

FY24: 1,176,300

FY25: 1,224,600

Assumptions:

1. Parental adviser position must have some legal training.
2. Twelve advisers would be hired, one for every Probation district that supervises juveniles.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2023-24</u>	<u>2024-25</u>
	<u>23-24</u>	<u>24-25</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefits.....				
Operating.....				
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
TOTAL.....				

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 2-13-2023

Phone: (5) 471-6719

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

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

Explanation of Estimate:

LB 435 requires the Office of Probation Administration to provide court appointment of parental advisers in juvenile proceedings. This could potentially increase the amount of time Children and Family Services (CFS) case managers are involved in additional meetings arranged/requested by the parental adviser. There are currently 180 cases that include both Juvenile Justice and CFS.

This bill would require updated guidance and processes for CFS field staff to address the requirements. This will require 5 hours of staff time for a Program Specialist to update guidance documents, processes, and procedures within crossover youth cases. The Department will absorb these costs.

MAJOR OBJECTS OF EXPENDITURE

PERSONAL SERVICES:	POSITION TITLE	NUMBER OF POSITIONS		2023-2024	2024-2025
		23-24	24-25	EXPENDITURES	EXPENDITURES
Benefits.....					
Operating.....					
Travel.....					
Capital Outlay.....					
Aid.....					
Capital Improvements.....					
TOTAL.....				\$0	\$0