

PREPARED BY: Kenneth Boggs
 DATE PREPARED: February 27, 2023
 PHONE: 402-418-0382

LB 767

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				
CASH FUNDS		\$1,112,975		\$1,057,325
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS		\$1,112,975		\$1,057,325

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

LB 767 seeks to increase the indigent defense fee from three to eight dollars.

Expenditures:

The Supreme Court would need to make an adjustment to the court case management system (JUSTICE) but no fiscal impact.

Revenues:

The Nebraska Commission on Public Advocacy states that LB 767 will generate \$1,112,975 in fiscal year 2023-24 and \$1,057,325 in fiscal year 2024-25.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 767	AM:	AGENCY/POLT. SUB: Nebraska Commission on Public Advocacy (094)
REVIEWED BY: Joe Wilcox	DATE: 01/23/2023	PHONE: (402) 471-4178
COMMENTS: LB 767 increases the Indigent Defense Fee from \$3 to \$8 for cases in County and District Courts. No disagreement with the Nebraska Commission on Public Advocacy estimate of Potential Fiscal Impact (Cash Revenue) to the Agency from LB 767.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 767	AM:	AGENCY/POLT. SUB: Nebraska Supreme Court (005)
REVIEWED BY: Joe Wilcox	DATE: 02/07/2023	PHONE: (402) 471-4178
COMMENTS: No disagreement with the Nebraska Supreme Court estimate of No Fiscal Impact to the Agency from LB 767.		

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

2023

LB⁽¹⁾ LB 767

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ NE Commission on Public Advocacy

Prepared by: ⁽³⁾ Jeffery A. Pickens Date Prepared: ⁽⁴⁾ 1-20-2023 Phone: ⁽⁵⁾ 402-471-7775

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	_____	_____	_____	_____
CASH FUNDS	_____	\$1,112,975	_____	\$1,057,325
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	_____	\$1,112,975	_____	\$1,057,325

Explanation of Estimate:

Case filings from which the Indigent Defense Fee are collected and remitted to the Commission's cash fund have gone down every year since FY2008-2009. The Commission predicts case filings will continue to decline by 6% annually for the foreseeable future. Presently the Indigent Defense Fee is \$3. The fee is collected from most cases filed in Nebraska state courts. In FY 2021-2022 the \$3 fee generated \$747,800.75 in revenue, but expenditures were \$1,223,518.08. LB 767 increases the Indigent Defense Fee to \$8. In FY2023-2024, the Commission predicts the Indigent Defense Fee will be collected from approximately 222,595 cases. The additional \$5 collected from these cases will generate \$1,112,975 in additional revenue. In FY2024-2025, the Commission predicts the Indigent Defense Fee will be collected from approximately 211,465 cases. The additional \$5 collected from these cases will generate \$1,057,325 in additional revenue. The additional revenue will allow the Commission to meet its budget request of \$1,757,187 for FY 2023-2024 and \$1,848,090 for FY 2024-2025.

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.....	_____	_____	_____	_____

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

2023

LB⁽¹⁾ 767

FISCAL NOTE

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

Prepared by: ⁽³⁾ Eric Asboe Date Prepared: ⁽⁴⁾ 2/7/2023 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	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

Explanation of Estimate:

An adjustment would be made to JUSTICE, the court case management system. No additional resources are necessary to increase the indigent defense fee.

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.....	_____	_____	_____	_____