Kenneth Boggs January 25, 2024 402-471-0050

LB 1115

Revision: 00 FISCAL NOTE LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)										
	FY 2024-25		FY 2025-26							
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE						
GENERAL FUNDS	See Below		See Below							
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.

LB1115 prohibits rental agreements from waiving tenants' rights, prevents the authorization of third-party judgments, and protects tenants from being held liable for their landlords' attorney fees or negligence. In addition, the bill renders certain unfair rental agreement provisions unenforceable, empowering tenants to recover damages and attorney fees should landlords deliberately employ such provisions.

Further, it revises the procedures for filing complaints related to property possession, ensuring the specificity of complaints and affirming the right to a jury trial. The process of summons issuance and service in cases involving property possession is also updated for improved clarity and efficiency.

The bill also amends trial procedures, including jury trials and the timing of possession actions. Lastly, it establishes clear procedures for handling property and personal possessions in instances where landlords gain possession. Expenditures:

The Supreme Court states that LB1115 could significantly affect the judicial system, particularly in terms of court staff workload. Data from other states where legal counsel is frequently involved in eviction cases suggest a potential increase in judicial workload by 10-20%.

There is a one-time Cash Fund Impact estimated at \$10,000 for FY24-25 that would be for modifying JUSTICE, the Judicial Branch's case management system.

County expenditures related to jury trials, such as juror fees, will also see an increase.

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LB ⁽¹⁾ 1115				l	FISCAL NOTE	
State Agency OR Political Su	ıbdivision Name: ⁽²⁾	05 Supreme Court				
Prepared by: ⁽³⁾ Eric As	boe	Date Prepared: ⁽⁴⁾	1/27/2024	Phone: (5)	402-326-9215	
E	<u>STIMATE PROVI</u>	<u>DED BY STATE AGEN</u>	NCY OR POLITICA	<u>L SUBDIVIS</u>	ION	
	FYS			FY 2025-26		
	EXPENDITURES	REVENUE	EXPENDIT		REVENUE	
GENERAL FUNDS	See below		See belo)W		
CASH FUNDS						
FEDERAL FUNDS						
OTHER FUNDS						
TOTAL FUNDS						

Explanation of Estimate:

LB1115 fiscal impact.

1. Judicial and court staff workload. Data from other states, where counsel is involved in eviction cases, shows a 10-20% increase in judicial workload/time. Based on this information, there would be a fiscal impact.

However, at this time, a reasonable estimate is difficult to determine. If significant changes in judicial workload occur, especially in certain jurisdictions, additional judicial resources may be required.

2. \$10,000 FY24-25 one-time General Fund impact for modifications to forms and JUSTICE, the Judicial Branch case management system.

3. Minimal fiscal impact to provide judicial and court staff education.

4. County expenditures related to jury trials, such as juror fees, will also increase.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE								
Personal Services:								
	NUMBER OF POSITIONS		2024-25	2025-26 <u>EXPENDITURES</u>				
POSITION TITLE	<u>24-25</u> <u>25-26</u>		EXPENDITURES					
	. <u> </u>	<u> </u>						
Benefits								
Operating								
Travel								
Capital outlay								
Aid								
Capital improvements								
TOTAL								