

PREPARED BY: Scott Danigole
 DATE PREPARED: July 30, 2024
 PHONE: 402-471-0055

LB 54

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.

LB 54 requires the Attorney General to designate a district attorney beginning January 1, 2026 to serve as the county attorney for criminal matters and juvenile court matters for each of the covered counties within the district. The Attorney General may assign additional deputy district attorneys and support staff to each district attorney as necessary to handle the workload in the district. "Covered count" is defined as a county with a population of less than one hundred thousand inhabitants. All district attorneys, deputy district attorneys, and staff assigned by the Attorney General shall be full-time employees of the office of the Attorney General and shall not engage in the private practice of law.

At this time, the number of district attorneys, deputy district attorneys, and staff cannot be determined. According to the Attorney General, twelve (12) districts would require staffing. It is assumed that any funding will come from the General Fund.

The Nebraska Association of County Officials (NACO) estimates cost savings of approximately \$9,100,000 for county attorney and deputy county attorney salaries. This estimate does not include other staff.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 54	AM:	AGENCY/POLT. SUB: Attorney General	
REVIEWED BY: Jacob Leaver	DATE: 7/30/2024	PHONE: (402) 471-4173	
COMMENTS: No basis to dispute the Attorney General's indeterminable fiscal impact as a result of LB 54.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 54	AM:	AGENCY/POLT. SUB: Nebraska Association of County Officials	
REVIEWED BY: Jacob Leaver	DATE: 7/30/2024	PHONE: (402) 471-4173	
COMMENTS: The Nebraska Association of County Officials' estimated fiscal impact as a result of LB 54 appears reasonable.			

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

2024

LB⁽¹⁾ 54 Special Session

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska Association of County Officials (NACO)

Prepared by: ⁽³⁾ Elaine Menzel Date Prepared: ⁽⁴⁾ 7/30/2024 Phone: ⁽⁵⁾ 402.434.5660

ESTIMATE PROVIDED BY STATE AGENCY OR P6OLITICAL SUBDIVISION

	<u>FY 2024-25</u>		<u>FY 2025-26</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:

LB 54 would provide for the powers and duties of county attorneys and deputy county attorneys in counties with populations less than 100,000 to be performed by district attorneys and deputy district attorneys appointed by the Attorney General; eliminate provisions relating to powers and duties and elections of county attorneys; and provide powers and duties for the Attorney General.

There is expected to be a decreased fiscal impact to counties well more than a reduction of approximately \$6,700,000 for county attorney 2023 salaries and approximately \$2,400,000 for deputy county attorney 2021 salaries.

This amount does not include other staff of county attorneys' offices.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2024-25</u>	<u>2025-26</u>
	<u>24-25</u>	<u>25-26</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.

2024

LB⁽¹⁾ 54

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Attorney General

Prepared by: ⁽³⁾ Mike Guinan Date Prepared: ⁽⁴⁾ 7-29-24 Phone: ⁽⁵⁾ 402-471-2687

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2024-25</u>		<u>FY 2025-26</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:

LB54 requires designation by the Attorney General of twelve district attorneys who shall serve as the county attorney for each of the counties contained within the district. The Attorney General may additionally assign deputy district attorneys and "support staff" to each district, all of whom would be considered full-time employees of the Attorney General's Office. Understanding that many county attorney's offices are presently understaffed, the number of deputy district attorneys and support staff necessitated by LB54 would likely approximate the aggregate number of deputy county attorneys and support staff presently employed in respective counties. The aggregate number of personnel and cost is not presently ascertainable.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2024-25</u>	<u>2025-26</u>
	<u>24-25</u>	<u>25-26</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____