

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2025-26		FY 2026-27	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS			See Below	See Below
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.

LB600 would both modify and add the following to current statutes:

- 1) Introducing new definitions for a highway work zone, a speed control enforcement system, and a speed control enforcement system operator;
- 2) Allows peace officers to remove vehicles, cargo, or other property from the roadway without being held liable for any damages;
- 3) Permits the Nebraska Department of Transportation (NDOT) or their agents to remove from a highway or shoulder of a highway, obstructing vehicles or other objects, without liability for potential damage;
- 4) Grants the NDOT the ability to temporarily enforce reduced speed limits under certain conditions, such as poor weather, emergencies, or traffic congestion;
- 5) Directs the NDOT to develop and implement a policy for determining when to temporarily reduce the speed limit, to what speed, and the increments to be used in the reduction and reestablishing of the maximum lawful speed limit;
- 6) Requires that NDOT prominently use electronic signage to communicate these changes;
- 7) Establishes a framework for the NDOT to enforce speed limits in both school crossing zones and highway work zones using speed control enforcement systems;
- 8) Provides that if violations are detected by speed control enforcement systems, then registered vehicle owners will receive warnings or citations with escalating civil penalties for repeat offenses;
- 9) Allows the NDOT to collect fees to cover the administrative costs associated with issuing warnings and citations;
- 10) Establishes that collected civil penalties be remitted to the State Treasurer for distribution to common schools;
- 11) Includes provisions to protect the privacy of data captured by these systems;
- 12) Requires annual calibration of the speed control enforcement equipment;
- 13) Mandates that speed control enforcement system operators keep a detailed logging of system deployment; and
- 14) Compels drivers to move over when approaching all stopped vehicles with their hazard lights flashing on the side of a multi-lane state highway.

The Nebraska Department of Transportation (NDOT) has specified they would anticipate purchasing seven speed control enforcement systems in work zones across the state. Additionally, they would need to hire a consultant at an estimated expense of \$366,000 annually for monitoring and enforcing the speed limit, with an expected implementation date of July 1, 2026. The NDOT would need to pay the full cost (100%) of all invoices received. Then, the agency plans to utilize federal reimbursement under the Highway Safety Improvement Program for 90% of the expenses. Hence, the remaining \$36,600 or 10%, of the total expenditure would be the final cost incurred for the state match, after reimbursement with federal funds.

The Nebraska Department of Motor Vehicles (DMV), the Nebraska State Patrol (NSP), the Nebraska Supreme Court, the Lancaster County Sheriff's Office, and the Douglas County Treasurer have all stated either indeterminate or no fiscal impact.

There is no basis to disagree with these estimations of fiscal impact by NDOT, DMV, NSP, the Nebraska Supreme Court, the Lancaster County Sheriff's Office, nor the Douglas County Treasurer.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 600	AM:	AGENCY/POLT. SUB: 05 Supreme Court
REVIEWED BY: Joe Massey	DATE: 3/24/2025	PHONE: (402) 471-4181
COMMENTS: No basis to disagree with the 05 Supreme Court's assessment of indeterminate impact from LB 600.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 600	AM:	AGENCY/POLT. SUB: Department of Motor Vehicles
REVIEWED BY: Joe Massey	DATE: 1/28/2025	PHONE: (402) 471-4181
COMMENTS: Concur with the Department of Motor Vehicles assessment of no fiscal impact from LB 600.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 600	AM:	AGENCY/POLT. SUB: Nebraska State Patrol
REVIEWED BY: Joe Massey	DATE: 2/12/2025	PHONE: (402) 471-4181
COMMENTS: No basis to disagree with the Nebraska State Patrol's assessment of no fiscal impact from LB 600		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 600	AM:	AGENCY/POLT. SUB: Lancaster County Sheriff's Office
REVIEWED BY: Joe Massey	DATE: 1/28/2025	PHONE: (402) 471-4181
COMMENTS: No basis to disagree with the Lancaster County Sheriff's Office assessment of indeterminate impact from LB 600.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 600	AM:	AGENCY/POLT. SUB: Douglas County Treasurer
REVIEWED BY: Joe Massey	DATE: 2/3/2025	PHONE: (402) 471-4181
COMMENTS: No basis to disagree with the Douglas County Treasurer assessment of no fiscal impact from LB 600.		

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

2025

LB⁽¹⁾ 600

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Department of Motor Vehicles

Prepared by: ⁽³⁾ Bart Moore Date Prepared: ⁽⁴⁾ January 27, 2025 Phone: ⁽⁵⁾ 402-471-3902

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2025-26</u>		<u>FY 2026-27</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:

No Fiscal Impact

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2025-26</u>	<u>2026-27</u>
	<u>25-26</u>	<u>26-27</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.

2025

LB⁽¹⁾ 600

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Douglas County Treasurer

Prepared by: ⁽³⁾ Corrine Burnett Date Prepared: ⁽⁴⁾ 1/31/2025 Phone: ⁽⁵⁾ 402-444-7103

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2025-26</u>		<u>FY 2026-27</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:

No fiscal impact is anticipated to the department.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2025-26</u>	<u>2026-27</u>
	<u>25-26</u>	<u>26-27</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.

2025

LB⁽¹⁾ 600

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Lancaster County Sheriff's Office

Prepared by: ⁽³⁾ Chief Deputy Date Prepared: ⁽⁴⁾ January 27, 2025 Phone: ⁽⁵⁾ 402-441-6500

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2025-26</u>		<u>FY 2026-27</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

Explanation of Estimate:

There would be an expense if the Lancaster County Sheriff's Office would purchase LPR/Speed reader equipment. The expense would be the cost of the equipment, training, contracts and maintenance. If the Sheriff's Office does not purchase the equipment, there would be no fiscal impact on LSO.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2025-26</u>	<u>2026-27</u>
	<u>25-26</u>	<u>26-27</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.

2025

LB⁽¹⁾ 600

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska State Patrol

Prepared by: ⁽³⁾ Carol Aversman Date Prepared: ⁽⁴⁾ 01/30/2025 Phone: ⁽⁵⁾ 402-471-4545

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2025-26</u>		<u>FY 2026-27</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:

No Fiscal Impact.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2025-26</u>	<u>2026-27</u>
	<u>25-26</u>	<u>26-27</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.

2025

LB⁽¹⁾ 600

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Department of Transportation

Prepared by: ⁽³⁾ Jenessa Boynton Date Prepared: ⁽⁴⁾ 3/24/2025 Phone: ⁽⁵⁾ 402-479-4691

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2025-26</u>		<u>FY 2026-27</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	See below	See below
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	See below	See below

Explanation of Estimate:

LB600 adds definitions to the Nebraska Rules of the Road for highway work zone, speed control enforcement system and speed control enforcement system operator. The bill would allow the Nebraska Department of Transportation (NDOT) or designated agent the authority to remove any vehicle or object from the highway or shoulder without owner's consent and without being held liable for damages caused during the move.

NDOT would be required to develop and implement a policy to temporarily reduce the maximum speed limit due to adverse weather or environmental conditions impairing visibility or traction on any highway, an emergency, or traffic congestion that hinders mobility or traffic flow. The reduction in speed shall occur in increments of five miles per hour and the speed must be prominently displayed on digital signage along or above the highway. Records maintaining when the speed limit was changed and the reason for change shall be maintained by NDOT.

The bill would authorize NDOT or local authorities to deploy a speed control enforcement system to enforce violators of the maximum speed limit for any school crossing zone or highway work zone located on any highway. Enforcement on motor vehicles traveling six miles per hour over the maximum speed limit in school crossing zone can only occur if warning lights are active and signage is displayed notifying individuals a monitoring system is in use. In work zones, individuals exceeding the speed limit when workers are present by eleven miles per hour when monitoring system signage is displayed will be assessed a civil penalty. Additionally, a contractor may be utilized to operate the speed control enforcement system.

An administrative fee may be assessed and collected to cover the administrative costs associated with issuing warning or citations, with NDOT responsible for developing a process to reasonably calculate the administrative fee. Any images or data captured by the speed control enforcement system shall remain confidential and shall only be utilized by NDOT or local authorities as stated in Section 12 or 13.

To enforce a violation of the maximum speed limit the registered owner of the motor vehicle will be notified via electronic or first-class mail and provided with the following:

- 1) A copy of the photograph captured by the speed control enforcement system,
- 2) Instructions on how to appeal the violation,
- 3) Information on how to pay the administrative fee,
- 4) Details regarding penalties: A second violation occurring within three years will result in a civil penalty of \$75, while a third and subsequent violations within five years will receive a civil penalty of \$150.

All civil penalties collected will be remitted to the State Treasurer for distribution to the common schools. Furthermore, no individual shall receive both a warning or citation from a peace officer and a penalty from speed control enforcement system for the same violation.

In addition, this bill would change applicability of the move over law from only authorized emergency vehicles and road assistance vehicles to all motor vehicles.

If enacted, NDOT anticipates a need for a total of 7 speed control enforcement systems in work zones across the state.

To administer the speed control enforcement systems, the department would need to hire a consultant to monitor and enforce the speed limit with an expected implementation date of July 1, 2026.

Based on models from other states, NDOT estimates consultant cost would be approximately \$366,000 annually. NDOT plans to utilize federal reimbursement under the Highway Safety Improvement Program for 90% of the expenses once the agency has paid 100% of each invoice received. The remaining 10%, or \$36,600, of the expenses would be the cost incurred by the department as part of the state match to the federal funds.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2025-26</u>	<u>2026-27</u>
	<u>25-26</u>	<u>26-27</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.

2025

LB⁽¹⁾ 600

FISCAL NOTE

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

Prepared by: ⁽³⁾ Eric Asboe Date Prepared: ⁽⁴⁾ 3/21/2025 Phone: ⁽⁵⁾ 402-326-9215

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2025-26</u>		<u>FY 2026-27</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:

LB600 has the potential to reduce the number of traffic citations. However, a specific impact on court fee revenue and judicial workload cannot be determined.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2025-26</u>	<u>2026-27</u>
	<u>25-26</u>	<u>26-27</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____