

PREPARED BY: Clinton Verner  
DATE PREPARED: February 11, 2025  
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**LB 664**

Revision: 00

# FISCAL NOTE

**LEGISLATIVE FISCAL ANALYST ESTIMATE**

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2025-26</b>		<b>FY 2026-27</b>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

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

LB 664 would change processes under the Administrative Procedure Act (APA) and amends the jurisdiction for filing petitions under the APA. We estimate that agencies can accommodate the new duties posted in this legislation with current resources. We estimate that the changes to the administrative procedures act could be accommodated with current resources.

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

**2025**

**LB<sup>(1)</sup> 664**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> Department of Administrative Services (DAS) - ENTERPRISE

Prepared by: <sup>(3)</sup> Sarah Skinner Date Prepared: <sup>(4)</sup> 02/07/2025 Phone: <sup>(5)</sup> 402-419-4229

**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	\$102,293		\$106,929	
CASH FUNDS				
FEDERAL FUNDS				
REVOLVING FUNDS				
TOTAL FUNDS	<u>\$102,293</u>		<u>\$106,929</u>	

**Explanation of Estimate:**

LB 664 amends the Administrative Procedures Act. It requires agencies to allow for public comment and submission relating to proposals or adoptions of rules or regulations electronically or by mail and not require a person wishing to make a submission to travel to any particular location. LB 664 also provides provisions for a venue for filing a petition for declaratory judgment. LB 664 contains an emergency clause.

**Dept. of Administrative Services**

There is no fiscal impact to the Department of Administrative Services.

**Dept. of Banking & Finance**

The Department of Banking & Finance already follows the additional procedures for getting public comments that are specified in the bill. With regard to the provisions for venue outside Lancaster County for declaratory judgment actions, the only costs would be staff time and travel expenses into another county. It is rare that these actions are filed against the Department.

**Department of Correctional Services**

NDCS would estimate the need to hire a legislative coordinator for the anticipated workload for compliance with LB664.

**Dept. of Revenue**

It is estimated that LB 664 will have no impact on the General Fund revenues.

It is estimated that there will be minimal costs to the Department of Revenue to implement this bill.

**State Patrol**

There is no fiscal impact to the Nebraska State Patrol.

**Dept. of Transportation**

NDOT has not been historically sued over rules and regulations. If sued, the cost incurred by the State to defend would be difficult to estimate. NDOT does not anticipate a fiscal impact from allowing additional opportunities for the public to comment on rules and regulations.

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**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

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**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>
NDCS Legislative Coordinator	1	1	\$55,139	\$56,933
Benefits.....			\$40,733	\$45,199
Operating.....			\$6,421	\$4,796
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
TOTAL.....			<b>\$102,293</b>	<b>\$106,929</b>