

PREPARED BY: Mike Lovelace
 DATE PREPARED: March 10, 2011
 PHONE: 471-0050

LB 366

Revision: 01

FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

Revised to reflect the adoption of AM122.

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES *				
	FY 2011-12		FY 2012-13	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS	1,000		1,000	
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	1,000		1,000	

*Does not include any impact on political subdivisions. See narrative for political subdivision estimates.

Under current law the Nebraska Environmental Trust Board must have an affirmative vote of not fewer than eight members to deviate from the rating subcommittee's recommendation of funding for projects under their review. LB 366 would strike this provision.

It appears this would allow a majority of the members present to vote to deviate from the subcommittee's recommendation. For example, if only ten members were present a majority of six could vote to change the recommendation.

How this may affect the selection of projects to receive funding is indeterminate since Board approval of the subcommittee's recommendation cannot be forecast. However, since the bill does not change the amount of Environmental Trust Fund money available for projects, only potentially which projects receive the available money, there is no fiscal impact from this change.

Amendment AM122 adds new language to the bill that requires the subcommittee to comply with the Open Meetings Act and requires the Board to delay making funding decisions on projects proposed by the subcommittee for at least 30 days after the public hearing on the proposed projects. The 30 day delay in making funding decisions will require an extra meeting of the Board at an estimated cost of \$1,000 cash funds. This cost can be absorbed without an increase in the Board's cash fund appropriation.

DEPARTMENT OF ADMINISTRATIVE SERVICES

REVIEWED BY	Cindy Miserez	2/17/11	PHONE 471-2526
COMMENTS			
GAME AND PARKS COMMISSION – I concur with statement.			

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FEB 16 2011

2011

LEGISLATIVE FISCAL

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

LB ⁽¹⁾ 366 AM122 FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Game and Parks Commission

Prepared by: ⁽³⁾ Patrick H. Cole Date Prepared: ⁽⁴⁾ February 16, 2011 Phone: ⁽⁵⁾ (402) 471-5523

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2011-2012</u>		<u>FY 2012-2013</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS				
CASH FUNDS	1,000		1,000	
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	1,000		1,000	

Return by date specified or 72 hours prior to public hearing, whichever is earlier.

Explanation of Estimate:

The proposed legislation appears to allow a simple majority vote of the Nebraska Environmental Trust Board for action related to grant approval. The current language requires a vote of not fewer than 8 board members to deviate from the subcommittee's recommendations. Additionally, as amended, the subcommittee formed to rate grant applications would be subject to the Open Meetings Act. Rules and regulations adopted by the Board related to allocation of Trust funds shall include a public hearing on the proposed projects and preclude making a decision on the projects until at least thirty days after such hearing.

The Trust Board currently follows the Open Meetings Act provisions for its grants subcommittee meeting so no fiscal impact is anticipated from that portion of the amendment. Postponing the decision making process for 30 days from the public hearing will necessitate an additional public meeting and associated expenses. An additional public meeting is estimated to cost approximately \$1,000 to cover travel, meals and lodging expenses for Board members traveling in, as well as costs associated with printing materials and publishing public notices.

MAJOR OBJECTS OF EXPENDITURE

Personal Services

POSITION TITLE	NUMBER OF POSITIONS		2011-2012	2012-2013
	11-12	12-13	EXPENDITURES	EXPENDITURES
Benefits.....				
Operating.....				
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
TOTAL.....				