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Revised based on amendments adopted through 4/18/2013

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2013-14		FY 2014-15	
	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 3 would create the crime of fraudulently filing a financing statement, lien or document as a Class IV penalty that would be committed if a person submits for filing or recording a non-consensual lien; a financing statement not based on a bona fide security agreement or not authorized or authenticated by the alleged debtor; or, a document containing false information in attempt to harass an entity, individual, or public official or obstruct a government operation or judicial proceeding. The bill would provide for a process by which a property owner is to be notified if a nonconsensual lien is recorded. The claimant is to cause the sheriff to serve a copy of the recorded lien upon the owner of the real property upon which the nonconsensual lien is recorded and the sheriff is to file proof of service with the register of deeds. Any impacts of this process as it would relate to counties would vary by county and be dependent upon the indeterminate incidence with which such liens may be recorded subsequent to enactment of the legislation. Any impacts of the bill associated with judicial proceedings and penalty provisions as they may relate to acts prohibited by the bill are similarly indeterminate given uncertainty with respect to the future incidence of prohibited acts and prosecution of such acts. Fines assessed would accrue to the county where the violation occurs to be used for the support of public schools.