

FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

Updated for amendments adopted through March 26, 2014.

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2014-15		FY 2015-16	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	14,269,362	(500,000)	14,252,337	0
CASH FUNDS	152,500	500,000	151,500	0
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	14,421,862	0	14,403,837	0

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

This bill, as amended, would add Reporting Centers and expand services at current Reporting Centers. It would expand mental health services. It would create the Nebraska Center for Justice Research. The bill creates the Vocational and Life Skills Program in the Crime Commission. It requires that all inmates receive a reentry plan when they have served at least 80% of their sentence. The bill transfers \$500,000 from the General Fund to the Legal Education for Public Service and Rural Practice Loan Repayment Assistance Fund in FY15.

The following table summarizes the impact to the Supreme Court:

	FY2014-15	FY2015-16	FY2014-15	FY2015-16
Supreme Court	Number of Positions		Expenditures	
Reporting Center & Probation Staff	35.00	35.00	1,561,589	1,600,629
New & Expanded Reporting Centers and Services			2,238,411	2,199,371
Mental Health Services			5,000,000	5,000,000
TOTAL	35.00	35.00	8,800,000	8,800,000

The following table summarizes the impact to the University of Nebraska:

	FY2014-15	FY2015-16	FY2014-15	FY2015-16
University of Nebraska	Number of Positions		Expenditures	
Director	0.50	0.50	46,893	46,893
Project Support Coordinator	0.10	0.10	5,224	5,224
Project Coordinator	0.20	0.20	8,102	8,102
Graduate Research Assistant	0.33	0.33	23,000	23,000
Benefits			16,281	16,281
Operating			85,000	85,000
Travel			6,500	6,500
Aid			9,000	9,000
TOTAL	1.13	1.13	200,000	200,000

The following table summarizes the impact to the Crime Commission:

	FY2014-15	FY2015-16	FY2014-15	FY2015-16
Crime Commission	Number of Positions		Expenditures	
Re-entry Coordinator, Staff Assistant II, Financial Monitor, Budget Officer	3.10	3.10	84,673	130,590
Benefits			45,332	73,476
Operating			10,000	60,000
Travel			6,000	6,000
Capital Outlay (PC Equipment, filing cabinets, creating office spaces)			26,400	-
Aid			4,827,595	4,729,934
TOTAL	3.10	3.10	5,000,000	5,000,000

The following table summarizes the impact to the Department of Correctional Services (DCS):

	FY2014-15	FY2015-16	FY2014-15	FY2015-16
Department of Correctional Services	Number of Positions		Expenditures	
Certified Master Social Worker	2.00	2.00	87,420	87,420
Corrections Parole Officer/Senior	3.00	3.00	106,685	106,685
Benefits			58,232	58,232
Capital Outlay			17,025	-
TOTAL	5.00	5.00	269,362	252,337

The following table summarizes the impact to the Commission on Public Advocacy

	FY2014-15	FY2015-16
Commission on Public Advocacy	Expenditures	
Costs for Rules & Regulations in FY15 & Additional Travel & Other Costs in FY15 & FY16	2,500	1,500
Loan Repayment Assistance Aid	150,000	150,000
TOTAL	152,500	151,500

The Commission on Public Advocacy stated to Legislative Fiscal Office (LFO) that the provisions that applied to it were similar to LB808 and that it was acceptable to use their response from LB808. Their LB808 edited response follows:

First year expenses will be higher due to redeveloping the Rules and Regulations that were previously approved. In addition there will be new members on the Repayment Board, so there will be some additional expenses for their travel to the meetings. The update is needed since this bill expands the pool of eligible attorneys who may apply, as well as this bill requires additional studies to be done.

The Board of Parole estimates no fiscal impact from this bill.

Douglas County estimates a one-time cost of \$7,000 for additional office space and equipment.

The Nebraska Association of County Officials (NACO) states that the fiscal impact is indeterminate at this time. Counties provide space for Probation staff and this bill could require counties to provide additional space for new Probation staff. This would result in increased costs to impacted counties.

The responses of the Supreme Court, agencies, and political subdivisions follow and provide additional details.

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

2014

LB⁽¹⁾ 907, AM2376

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾

05 Supreme Court

Prepared by: ⁽³⁾ Eric Asboe

Date Prepared: ⁽⁴⁾ 3/12/14

Phone: ⁽⁵⁾ 1-4138

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2014-15</u>		<u>FY 2015-16</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	8,800,000		8,800,000	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	8,800,000		8,800,000	

Explanation of Estimate:

Based on the intent language in Section 20 of AM2376, the General Fund appropriation and expenditures for Supreme Court, budget Program 435, would increase by \$8.8 million with \$5 million for mental health services and \$3.8 million for new reporting centers and services.

It is estimated that the expenses from participating in the task force for the Probation Administrator and judicial members would not be significant.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2014-15 EXPENDITURES</u>	<u>2015-16 EXPENDITURES</u>
	<u>14-15</u>	<u>15-16</u>		
Benefits.....				
Operating.....				
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
TOTAL.....				

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

2014

LB⁽¹⁾ 907 AM 2376

FISCAL
NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ University of Nebraska

Prepared by: ⁽³⁾ Michael Justus Date Prepared: ⁽⁴⁾ March 19, 2014 Phone: ⁽⁵⁾ 402-472-2191

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	FY 2014-15		FY 2015-16	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	<u>(\$800,000)</u>	<u>(800,000)</u>	<u>(\$800,000)</u>	<u>(800,000)</u>
CASH FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
FEDERAL FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
OTHER FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TOTAL FUNDS	<u>(\$800,000)</u>	<u>800,000</u>	<u>(\$800,000)</u>	<u>(800,000)</u>

Explanation of Estimate:

The original bill created the Nebraska Center for Justice Research at UNO and UNMC and appropriated \$1,000,000 for support. The AM appropriates only \$200,000 and just to UNO. The impact of the AM would be to reduce the original fiscal note by \$800,000. **For clarity, only the current \$200,000 is detailed below.**

There is some concern about changing our application process where criminal history is significant to the job such as law enforcement or when the position deals with children on campus. Disallowing the question to the applicant initially will require us to change forms and online application processes, but the fiscal impact is nominal.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

POSITION TITLE	NUMBER OF POSITIONS		2014-15	2015-16
	14-15	15-16	EXPENDITURES	EXPENDITURES
Director	<u>.50</u>	<u>.50</u>	<u>\$46,893</u>	<u>\$46,893</u>
Project Support Coordinator	<u>.10</u>	<u>.10</u>	<u>5,224</u>	<u>5,224</u>
Project Coordinator	<u>.20</u>	<u>.20</u>	<u>8,102</u>	<u>8,102</u>
Graduate Research Assistant	<u>.33</u>	<u>.33</u>	<u>23,000</u>	<u>23,000</u>
Benefits.....			<u>16,281</u>	<u>16,281</u>
Operating.....			<u>85,000</u>	<u>85,000</u>
Travel.....			<u>6,500</u>	<u>6,500</u>
Capital outlay.....				
Aid.....			<u>9,000</u>	<u>9,000</u>
Capital improvements.....				
TOTAL.....			<u>\$200,000</u>	<u>\$200,000</u>

The detail represents the remaining \$200,000 and not the \$800,000 reduction resulting from the AM on the

original LB.

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

2014

LB⁽¹⁾ 907, AM 2376

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾

Crime Commission

Prepared by: ⁽³⁾

Bruce Ayers

Date Prepared: ⁽⁴⁾

3-20-2014

Phone: ⁽⁵⁾

471-0359

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	FY 2014-15		FY 2015-16	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	5,000,000		5,000,000	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	5,000,000		5,000,000	

Explanation of Estimate: Section 13 of AM 2376 to LB 907 creates the position of Reentry Program Coordinator within the Crime Commission. Among the duties listed for the Coordinator are to develop a standard system-wide program of reentry for individuals leaving correctional facilities. The primary objectives of the program are to reduce recidivism, to identify, assess, and provide treatment options for individuals with mental illness, and to improve the overall transition of the individual from the criminal justice system into the community.

Section 14 of AM 2376 creates the Vocational and Life Skills Program within the Crime Commission which will provide funding to aid in the establishment and provision of community-based vocational training and life skills training for adults and juveniles who are incarcerated, formerly incarcerated, or serving a period of supervision in either probation or parole. Aid distributed under the Vocational and Life Skills Program shall only be used by aid recipients for programs, services, and training which provide direct vocational skills or life skills programming.

Section 20 of AM 2376 states that it is the intent of the Legislature to appropriate five million dollars to carry out the Vocational and Life Skills Program. For the purposes of this fiscal note, these funds are assumed to be general funds.

AM 2376 takes effect (for the Crime Commission) three months after the adjournment of the legislative session, i.e. on July 17, 2014.

The following are the estimated costs of administering AM 2376. For the purposes of estimating personnel costs, it is assumed that any staff hired will choose to take family insurance. Since the amendment does not become effective until July 17, it is also assumed that staff hired in FY 14-15 will begin on 8-1-2014 and be paid for eleven months of salary.

1. We have included the salary for (a) a Re-entry Coordinator, (b) a Staff Assistant II, (c) a Financial Monitor, and (d) a .10 Budget Officer III (existing position). The Financial Monitor is necessary to perform on-site financial monitors on the aid funds and to review internal control procedures and expenditures to ensure that no fraud or misuse of funds occurs. With nearly five million dollars of aid distributed each year we feel it is important to maintain financial oversight of these funds. This position does not begin until FY 15-16.
2. Section 14 of AM 2376 requires the Crime Commission to develop a plan for evaluating the effectiveness of programs, services, and training that receive funding. We have included 50,000 in the operating budget beginning in FY 15-16 to contract for evaluations to determine the effectiveness of the projects funded with aid dollars.
3. Estimated salaries include (a) 50,980 for the Re-entry Coordinator beginning in FY 14-15, (b) 33,369 for the Staff Assistant II beginning in FY 14-15, (c) 36,137 for the Financial Monitor beginning in FY 15-16, and (d) 7,353 for the .10 FTE Budget Officer III beginning in FY 14-15.
4. Equipment in FY 14-15 includes 2,800 per person for PC equipment and filing cabinets and 6,000 per person for creating office spaces (cubicles).

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2014-15</u>	<u>2015-16</u>
	<u>14-15</u>	<u>15-16</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Re-entry Coordinator, Staff Asst II,				
Financial Monitor, Budget Officer	3.1	3.1	84,673	130,590
Benefits.....			45,332	73,476
Operating.....			10,000	60,000
Travel.....			6,000	6,000
Capital outlay.....			26,400	0
Aid.....			4,827,595	4,729,934
Capital improvements.....				
TOTAL.....			5,000,000	5,000,000

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

2014

LB⁽¹⁾ 907 AM 2376

**FISCAL
NOTE**

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska Department of Correctional Services

Prepared by: ⁽³⁾ Christina Peters Date Prepared: ⁽⁴⁾ 3/19/2014 Phone: ⁽⁵⁾ (402) 479-5702

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2014-15</u>		<u>FY 2015-16</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	<u>269,362</u>	<u> </u>	<u>252,337</u>	<u> </u>
CASH FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
FEDERAL FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
OTHER FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TOTAL FUNDS	<u><u>269,362</u></u>	<u><u> </u></u>	<u><u>252,337</u></u>	<u><u> </u></u>

Explanation of Estimate:

AM2376 provides that all inmates receive a reentry plan when they have served at least 80% of their sentence. The reentry plan identified in Section 17 of the bill does not define the content of the plan; however, NDCS has interpreted the plan to include similar information as included in Section 16, subsection 2.

Approximately 2,670 inmates were released from NDCS facilities in CY2013. Currently NDCS reentry officers complete a written plan for reentry for all parolees (1,765 in CY2013). In order to provide a written reentry plan for the additional 905 inmates annually who do not currently receive a reentry plan, NDCS would need to add three (3) reentry officers and two (2) social workers. Currently, social workers work with higher needs inmates preparing for discharge. The need for social work services is typically identified as the reentry plan is created prior to parole. NDCS assumes there will be additional inmates referred to social work services as those 905 reentry plans are written.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2014-15 EXPENDITURES</u>	<u>2015-16 EXPENDITURES</u>
	<u>14-15</u>	<u>15-16</u>		
Certified Master Social Worker	<u>2</u>	<u>2</u>	<u>87,420</u>	<u>87,420</u>
Corrections Parole Officer / Senior	<u>3</u>	<u>3</u>	<u>106,685</u>	<u>106,685</u>
Benefits.....			<u>58,232</u>	<u>58,232</u>
Operating.....				
Travel.....				
Capital outlay.....			<u>17,025</u>	
Aid.....				
Capital improvements.....				
TOTAL.....			<u><u>269,362</u></u>	<u><u>252,337</u></u>

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

2014

LB⁽¹⁾ LB 907, AM 2376

REVISED

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Board of Parole

Prepared by: ⁽³⁾ Esther Casmer

Date Prepared: ⁽⁴⁾ 3-14-14

Phone: ⁽⁵⁾ 402-471-256

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2014-15</u>		<u>FY 2015-16</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 of the bill as amended.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2014-15</u>	<u>2015-16</u>
	<u>14-15</u>	<u>15-16</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.

2014

907 / AM 2376

LB⁽¹⁾ Provide for supervised release, reentry probation officers, create the Nebraska Center for Justice Research, and change presentence investigations and good time provisions **FISCAL NOTE**

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

Prepared by: ⁽³⁾ MARCOS SAN MARTIN, DOUGLAS COUNTY ADMINISTRATION Date Prepared: ⁽⁴⁾ 3/20/2014 Phone: ⁽⁵⁾ 402.444.5116

ROLAND HAMANN, DEPARTMENT OF CORRECTIONS, FISCAL AND ADMINISTRATIVE SERVICES MANAGER 402.599.2267

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2014-15</u>		<u>FY 2015-16</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	\$7,000.00		\$0	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	<u>\$7,000.00</u>		<u>\$0</u>	

Explanation of Estimate:

DOUGLAS COUNTY CORRECTIONS: NEGLIGIBLE OR NO IMPACT

DOUGLAS COUNTY PUBLIC PROPERTIES/CAPITAL IMPROVEMENT FUND: est. \$7,000.00; ADDITIONAL COST OF OFFICE SPACE AND EQUIPMENT/MATERIALS REQUIRED FOR ONE ADDITIONAL SPECIALIZED SUBSTANCE ABUSE SUPERVISION (SSAS) OFFICER WITHIN THE OFFICE OF PROBATION ADMINISTRATION.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2014-15</u>	<u>2015-16</u>
	<u>14-15</u>	<u>15-16</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefits.....				
Operating.....				
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....			\$7,000.00	
TOTAL.....			<u>\$7,000.00</u>	<u>\$0</u>

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

2014

LB⁽¹⁾ 907 – AM 2376

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾

Nebraska Association of County Officials (NACO)

Prepared by: ⁽³⁾ Elaine Menzel

Date Prepared: ⁽⁴⁾ 3/18//2014

Phone: ⁽⁵⁾ 402.434.5660,
ext 225

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2014-15</u>		<u>FY 2015-16</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	Unknown		Unknown	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	Unknown		Unknown	

Explanation of Estimate:

Although the total fiscal impact is indeterminate at this time, there will be additional costs to counties. Passage of LB 907-AM 2376 would result in the addition of reporting centers staff. The revised fiscal note of February 6, 2014 for costs impacting the Supreme Court indicates that there would be an additional nearly 100 positions for FY 2014/2015 and 2015/2016 for Reporting Centers and nearly 40 additional probation staff during the same timeframe. Office space must be provided by counties for reporting centers and probation staff resulting in increased costs for counties. Based on the earlier fiscal note and the suggested appropriation in AM 2376 to LB 907, passage of the amendment to the bill will result in additional costs to house staff.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2014-15</u>	<u>2015-16</u>
	<u>14-15</u>	<u>15-16</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefits.....				
Operating.....				
Travel.....				
Capital outlay.....			Unknown	Unknown
Aid.....				
Capital improvements.....				
TOTAL.....				