

**FISCAL NOTE**  
**LEGISLATIVE FISCAL ANALYST ESTIMATE**

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2015-16</b>		<b>FY 2016-17</b>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
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.**

This bill establishes the Home Care Consumer Bill of Rights. A home care consumer is defined as a person who receives home care services and is sixty or older or is a person with disabilities from age eighteen to age sixty. The bill sets forth the information a home care consumer is to be provided. Some the information that must be provided includes: the cost and availability of the services, the employment relationship to the consumer, contact information of entities to report violations of the consumer's right and the right to participate in the planning of services. The state entities identified in the bill that may receive reports of violations of the rights granted under this bill are the Attorney General -- Consumer Protection Division and the state long-term care ombudsman in the Department of Health and Human Services.

If the intent of the bill is for the state to provide a central database on available services, the Department of Health and Human Services would need a Resource Developer at a cost of \$57,410 GF in FY 16 and \$68,891 GF in FY 17.

The bill would result in a workload increase for the long-term care ombudsman. It is difficult to determine the volume of the workload increase. The Department of Health and Human Services assumes that seven Ombudsman positions. The Attorney General assumes reports would be referred to county attorneys, since violation of the rights provided for in this bill are a Class V misdemeanor. Under this bill the workload of county attorneys would increase. The impact would vary from county to county and cannot be determined.

<b>ADMINISTRATIVE SERVICES-STATE BUDGET DIVISION: REVIEW OF AGENCY &amp; POLT. SUB. RESPONSES</b>			
LB: 607	AM:	AGENCY/POLT. SUB: AGO	
REVIEWED BY: Elton Larson		DATE: 2/16/2015	PHONE: 471-4173
COMMENTS: AGO unable to determine savings to Office of Attorney General due to the shift of costs to counties.			

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

2015

LB<sup>(1)</sup> 607

FISCAL NOTE

State Agency OR Political Subdivision Name: <sup>(2)</sup> Attorney General

Prepared by: <sup>(3)</sup> Joshua Shasserre Date Prepared: <sup>(4)</sup> 1-27-15 Phone: <sup>(5)</sup> 402-471-2687

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2015-16</u>		<u>FY 2016-17</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:

Section 11's criminal penalty places the provisions of LB 607 beyond the jurisdiction of the Public Protection Bureau of the Attorney General's Office. In doing so, costs associated with enforcing this legislation would be shifted to the respective county attorneys. The Attorney General's Office has no basis for determining such costs.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2015-16 EXPENDITURES</u>	<u>2016-17 EXPENDITURES</u>
	<u>15-16</u>	<u>16-17</u>		
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____

**ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION**

State Agency or Political Subdivision Name:(2) Department of Health and Human Services

Prepared by: (3) Mike Mason

Date Prepared:(4) 2-16-15

Phone: (5) 471-0676

	<u>FY 2015-2016</u>		<u>FY 2016-2017</u>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
<b>GENERAL FUNDS</b>	\$640,822		\$652,303	
<b>CASH FUNDS</b>				
<b>FEDERAL FUNDS</b>				
<b>OTHER FUNDS</b>				
<b>TOTAL FUNDS</b>	\$640,822		\$652,303	

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

**Explanation of Estimate:**

It is assumed that the language in section 6 would require the Department to maintain a database of providers available for the Consumer. This would require a Resource Development worker. The cost would be \$57,410 GF for SFY16 and \$68,891 GF for SFY17 in Program 266.

To comply with the requirements of section 5 (2) it is estimated that the Long-Term Care Ombudsman Program would need seven Aging Services Ombudsman, including salary, benefits, operating and travel expense, the estimated cost would be \$583,412 GF in SFY16 and \$583,412 GF in SFY17.

The total fiscal impact to the Department of Health and Human Services in SFY16 will be \$640,822 GF and in FY17 \$652,303 GF.

**MAJOR OBJECTS OF EXPENDITURE**

**PERSONAL SERVICES:**

POSITION TITLE	NUMBER OF POSITIONS		2015-2016	2016-2017
	15-16	16-17	EXPENDITURES	EXPENDITURES
Resource Developer	.83	1	\$28,910	\$34,692
Aging Services Ombudsman	7	7	\$288,390	\$288,390

Benefits.....	\$106,195	\$108,266
Operating.....	\$195,655	\$199,283
Travel.....	\$21,672	\$21,672
Capital Outlay.....		
Aid.....		
Capital Improvements.....		
<b>TOTAL.....</b>	<b>\$640,822</b>	<b>\$652,303</b>