

Revised to include agency responses.

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2016-17		FY 2017-18	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS	193,501		195,297	
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	193,501		195,297	

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 Act. The Act provides for certain protections and rights for individuals receiving home care services. The Attorney General would enforce violations of the Act.

The Attorney General will need an attorney. The cost will be \$90,390 in FY 17 and \$92,186 in FY 18. The cost will be from cash funds from the State Settlement Fund.

The bill as amended provides for the establishment of a memory care endorsement for licensed health care facilities or services. The Department of Health and Human Services is required to examine rates for the care of persons with cognitive impairment or dementia and make recommendations regarding higher or supplemental rates at a savings to the Medicaid Program.

The Department of Health and Human Services would need a facility surveyor and office clerk to issue the endorsements. The cost would be \$103,111 in FY 17 FY 18. The costs would be paid from fees. The requirement that the department is to make recommendations for higher rates at a savings to the Medicaid Program could have an impact, but it cannot be determined at this time, as the recommendation is unknown.

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

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

Prepared by: (3) Pat Weber

Date Prepared:(4) 3-1-16

Phone: (5) 471-6351

	FY 2016-2017		FY 2017-2018	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS	\$136,129	\$136,129	\$136,129	\$136,129
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$136,129	\$136,129	\$136,129	\$136,129

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

Explanation of Estimate:

LB 698 as amended by AM1994 and AM2255 would require that the Department of Health and Human Services adopt and establish regulations establishing qualifications for a memory care endorsement in an assisted living facility providing care for persons with cognitive impairments or dementia. This would include making memory care endorsement regulations for staff requirements, staff training, memory care programing, cultural competencies, facility structure requirements and facility security issues. The bill also requires DHHS to examine rates paid for persons with cognitive impairment or dementia, including the state spending for such care and the reimbursement. None of the other portions of LB 698 as amended would have any fiscal impact to the Department of Health and Human Services.

The Department can generate fees to cover the costs of administering the endorsement so it will be necessary to request additional cash spending authority in Program 033. It is estimated that 1.0 FTE Facility Surveyor/Consultant and 1.0 FTE Office Clerk III will be necessary to implement the requirements of LB 698 as amended.

MAJOR OBJECTS OF EXPENDITURE

PERSONAL SERVICES:	POSITION TITLE	NUMBER OF POSITIONS		2016-2017	2017-2018
		16-17	17-18	EXPENDITURES	EXPENDITURES
	Facility Surveyor/Consultant	1.00	1.00	\$44,832	\$44,832
	Office Clerk III	1.00	1.00	\$25,428	\$25,428
Benefits.....					
				\$22,851	\$22,851
Operating.....					
				\$43,017	\$43,017
Travel.....					
Capital Outlay.....					
Aid.....					
Capital Improvements.....					
	TOTAL			\$136,129	\$136,129

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2016

LB⁽¹⁾ 698, AM1994

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Attorney General

Prepared by: ⁽³⁾ Josh Shasserre Date Prepared: ⁽⁴⁾ 3-8-16 Phone: ⁽⁵⁾ 471-2687

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2016-17</u>		<u>FY 2017-18</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS				
CASH FUNDS	<u>90,390</u>		<u>92,186</u>	
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	<u>90,390</u>		<u>92,186</u>	

Explanation of Estimate:

The Attorney General's Office is requesting an increase to the appropriation of the Consumer Settlement Cash Fund as well as an increase in PSL.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2016-17</u>	<u>2017-18</u>
	<u>16-17</u>	<u>17-18</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Assistant Attorney General	<u>1.0</u>	<u>1.0</u>	<u>65,000</u>	<u>66,560</u>
Benefits.....			<u>25,390</u>	<u>25,626</u>
Operating.....				
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
TOTAL.....			<u>90,390</u>	<u>92,186</u>

928
3-8-16