

FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

Updated for amendments adopted through March 16, 2016.

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2016-17		FY 2017-18	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	0		122,563	
CASH FUNDS				
FEDERAL FUNDS	0		490,250	
OTHER FUNDS				
TOTAL FUNDS	0		612,813	

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

This bill, as amended, would change provisions relating to prostitution, and it would also incorporate provisions of LB1097 relating to sexual assault forensic testing. The LB1097 provisions have an operative date of July 1, 2017. The bill also repeals sections 13-607 and 13-608. These sections required the law enforcement agency investigating a reported sexual assault to pay for the cost of a forensic medical examination. Such costs now will be paid for from the Sexual Assault Payment Program Cash Fund, which is created by this bill. The fund shall be administered by the Crime Commission. The fund does not have a revenue source, such as a court fee, but shall consist of any money appropriated to it by the Legislature and any money received by the Crime Commission for the program, including federal and other public and private funds.

The following table lists the estimated cost to the Crime Commission of implementing this bill:

ITEMS	FY2016-17	FY2017-18	FY2016-17	FY2017-18
	Number of Positions		Expenditures	
Staff Assistant II	-	1.00	0	35,988
Benefits			0	27,825
1,000 exam kits at \$35 per kit			0	35,000
1,000 medical exams at \$500 per exam			0	500,000
Operations			0	8,000
Computer, desk, chair, etc.			0	6,000
TOTAL	-	1.00	0	612,813
By Fund Source:				
GENERAL FUNDS			0	122,563
FEDERAL FUNDS			0	490,250
TOTAL FUNDS			0	612,813

The Crime Commission states that it assumes a VOCA (Victims of Crime Act) federal grant will be awarded to pay for 80% of these costs. The VOCA grant requires a match of 20%, which is the General Fund amount. See the agency response following for additional details.

The Supreme Court states that this bill would require additional judicial education on trafficking, but this education can be accomplished with existing funds and staff, so there would be no fiscal impact.

The Attorney General estimates no fiscal impact from this bill.

The Nebraska State Patrol estimates no fiscal impact from this bill.

The provisions of the bill repealing the sections that required law enforcement agencies to pay the full costs of forensic medical examinations for sexual assault victims should result in a cost savings to such agencies (Nebraska State Patrol and local law enforcement agencies).

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

2016

LB⁽¹⁾ 843, AM2335 Revised (second revision)

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ NE Crime Commission

Prepared by: ⁽³⁾ Bruce Ayers Date Prepared: ⁽⁴⁾ 3-15-2016 Phone: ⁽⁵⁾ 402-471-0359

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	_____	_____	122,563	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	490,250	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	612,813	=====

Explanation of Estimate: Section 2, subsection (5) of AM2335 to LB 843 requires the Crime Commission to administer the Sexual Assault Payment Program Cash Fund. This fund shall consist of funds appropriated by the Legislature including federal funds. The allowable uses of this fund include the purchase of forensic medical examination kits and payment for forensic medical examinations.

Section 2, subsection (1) of AM2335 eliminates the requirement that the State Patrol shall pay for the cost of a forensic medical examination if the Patrol is the primary investigating law enforcement agency. The State Patrol estimates no fiscal impact from this change to the statute which means they are not currently expending any funds for these medical examinations.

State Statute 13-607 requires the law enforcement agency investigating a reported sexual assault to pay for the cost of a forensic medical examination. This statute is repealed by AM2335.

The Attorney General estimates up to 1,000 forensic medical exams are performed in Nebraska each year. AM2335 specifies that the Sexual Assault Payment Program Cash Fund shall be used to pay up to \$200 for the examiner's fee and up to \$300 for the examination facility fee.

The costs for this fiscal note are calculated as follows: 1) 1,000 exam kits at \$35 per kit = \$35,000. 2) 1,000 medical exams at \$500 per exam = \$500,000. 3) Hire a Staff Assistant II to work with staff from the Attorney General's Office and process payments for the medical kits and medical exams. Health insurance is assumed to be family insurance. Total personnel costs = \$63,813. 4) \$8,000 operations cost 5) \$6,000 capital outlay costs (for personal computer, desk, chair, etc.).

This fiscal note assumes a VOCA (Victims of Crime Act) federal grant will be awarded to pay for 80% of these costs. The VOCA grant requires a match of 20%. The match will need to be general or cash funds.

The provisions of this amendment that affect the Crime Commission and Attorney General do not take effect until July 1, 2017.

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>
Staff Assistant II		1.0		35,988
Benefits.....				27,825
Operating.....				543,000
Travel.....				0
Capital outlay.....				6,000
Aid.....				0
Capital improvements.....				0
TOTAL.....				612,813

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

2016

LB⁽¹⁾ 843, AM2335

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾

Supreme Court

Prepared by: ⁽³⁾ Eric Asboe

Date Prepared: ⁽⁴⁾ 3/7/16

Phone: ⁽⁵⁾ 1-4138

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	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

Explanation of Estimate:

LB843, as amended by AM2335, retains the same fiscal impact as the bill as introduced. Judicial education can be conducted with existing funds and staff, therefore no fiscal impact.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2016-17 EXPENDITURES</u>	<u>2017-18 EXPENDITURES</u>
	<u>16-17</u>	<u>17-18</u>		
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____

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2016

LB⁽¹⁾ 843, AM2335

FISCAL NOTE

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

Prepared by: ⁽³⁾ Josh Shasserre Date Prepared: ⁽⁴⁾ 3-7-16 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	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	=====	=====	=====	=====

Explanation of Estimate:

No fiscal impact.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2016-17 EXPENDITURES</u>	<u>2017-18 EXPENDITURES</u>
	<u>16-17</u>	<u>17-18</u>		
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____

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

2016

LB⁽¹⁾ 843

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾

Nebraska State Patrol

Prepared by: ⁽³⁾

Carol Aversman

Date Prepared: ⁽⁴⁾

1-18-2016

Phone: ⁽⁵⁾

402-471-4545

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	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Explanation of Estimate:

No Fiscal Impact.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2016-17 EXPENDITURES</u>	<u>2017-18 EXPENDITURES</u>
	<u>15-16</u>	<u>16-17</u>		
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	<u>\$0</u>	<u>\$0</u>