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 DATE PREPARED: April 06, 2018  
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**LB 729**

Revision: 01

Due to amendments adopted through 3-28-18

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

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2018-19</b>		<b>FY 2019-20</b>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	See Below		See Below	
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.**

LB729 amends the State Tort Claims Act by allowing claims of “misrepresentation” and “deceit” when there are allegations that the Department of Health and Human Services failed to warn, notify, or inform of a ward’s mental and behavioral history, educational history, or medical history, including any history as a victim or perpetrator of sexual abuse in cases of adoption or placement LB729 would increase the State’s liability exposure.

DAS indicates that the provisions of LB729 create a General Fund fiscal impact but, the exact impact is unknown. Increase costs would include the cost for processing such claims, potential litigation costs and the cost of paying substantiated claims.

The Attorney General did not respond to a request for a fiscal impact statement.

The Department of Health and Human Services did not respond to a request for a fiscal impact statement.

<b>ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY &amp; POLT. SUB. RESPONSE</b>		
<b>LB: 729</b>	<b>AM: 2160</b>	AGENCY/POLT. SUB: <b>Department of Administrative Services (065)</b>
REVIEWED BY: Joe Wilcox	DATE: 03/09/2018	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Nebraska Department of Administrative Services (DAS) Risk Management Division estimate of potential but Indeterminate General Fund Fiscal Impact to the Agency and the State from AM 2160 to LB 729,		

