

PREPARED BY: Liz Hruska
 DATE PREPARED: March 05, 2019
 PHONE: 402-471-0053

LB 460

Revision: 00

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2019-20		FY 2020-21	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS	60,078	49,504	47,357	17,331
FEDERAL FUNDS	See Below		See Below	
OTHER FUNDS				
TOTAL FUNDS	60,078	49,504	47,357	17,331

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

This bill requires all employees of residential child-care agencies who are 18 years of age or older to submit to a national criminal background check not less than once every five years. The employees also shall submit to these additional checks: national sex offender registry and the state criminal, sex offender and child abuse and neglect registries. The cost of the background checks are the responsibility of the employee.

The bill conforms state statute to the federal Family First Prevention Services Act. Non-compliance would place the state at risk of losing up to \$39 million in federal Title IV-E funding.

The State Patrol will have increased expenses and increased revenue. The agency estimates that 1,094 individuals would need to be screened in the first year. Thereafter, it is assumed that turnover would be approximately 35% resulting in 383 additional checks. The Patrol will need a fingerprint technician and equipment. The cost in FY 2019-20 would be \$60,078. In FY 2020-21, the ongoing cost for the fingerprint technician is \$45,357. Revenue is projected to be \$49,504 in FY 2019-20 and \$17,331 in FY 2020-21.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 460	AM:	AGENCY/POLT. SUB: Nebraska Department of Health and Human Services	
(025)			
REVIEWED BY: Joe Wilcox	DATE: 03/04/2019	PHONE: (402) 471-4178	
COMMENTS: No basis to dispute the Nebraska Department of Health and Human Services estimate of potential Fiscal Impact to the Agency from LB 460, although the Agency fiscal note actually estimates potential fiscal impact if the bill is not passed, as opposed to if it does pass.			

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 Michalski

Date Prepared 1-23-19

Phone: (5) 471-6719

	<u>FY 2019-2020</u>		<u>FY 2020-2021</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	See Below		See Below	

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

Explanation of Estimate:

LB 460 keeps the Division of Children and Family Services in the Department of Health and Human Services in compliance with the federal Family First Prevention Services Act. Any individual employed in a residential child-caring agency will be required to be fingerprinted and submit a national criminal background check at least once every 5 years. The individual will be required to pay the cost of the fingerprinting and background check.

If the Department does not comply with the Family First Prevention Services Act, the State could be at risk of losing up to \$39,000,000 in Federal Title IV-E funding.

MAJOR OBJECTS OF EXPENDITURE

PERSONAL SERVICES:	POSITION TITLE	NUMBER OF POSITIONS		2019-2020	2020-2021
		19-20	20-21	EXPENDITURES	EXPENDITURES
Benefits.....					
Operating.....					
Travel.....					
Capital Outlay.....					
Aid.....					
Capital Improvements.....					
TOTAL.....					

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

2019

LB⁽¹⁾ 460

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska State Patrol

Prepared by: ⁽³⁾ Carol Aversman Date Prepared: ⁽⁴⁾ 2-5-2019 Phone: ⁽⁵⁾ 402-471-4545

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2019-20</u>		<u>FY 2020-21</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS				
CASH FUNDS	\$60,078	\$49,504	\$47,357	\$17,331
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	<u>\$60,078</u>	<u>\$49,504</u>	<u>\$47,357</u>	<u>\$17,331</u>

Explanation of Estimate:

LB 460 requires any individual eighteen years of age or older employed by a residential child-caring agency to undergo a national criminal history record information check not less than once during each five-year period. The individuals are required to submit a complete set of fingerprints to the State Patrol, who is required to transmit a copy to the Federal Bureau of Investigation for a national criminal history record information check. The State Patrol is required to issue a report to the department (DHHS) that includes the information collected from the national criminal history record information check concerning the individual. The individual being screened is required to pay the cost of the fingerprinting (\$45.25 per individual). The State Patrol estimates that it will be required to process fingerprints and background checks for 1,094 individuals during the first year of the biennium. This estimate encompasses all existing employees at such agencies. Thereafter, the required processing was estimated based on an assumed 35% turnover rate in employees at residential child-caring agencies, resulting in 383 individuals requiring processing. The State Patrol estimates that it would need one additional fingerprint technician in order to process the additional volume. Operating costs include the fees charged by the FBI (\$13.25 per record check). Capital outlays include a desktop pc, scanner, monitors, and a desk/workstation for the additional FTE, with costs incurred only in the first year of the biennium.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2019-20</u>	<u>2020-21</u>
	<u>19-20</u>	<u>20-21</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
State Patrol Fingerprint Technician	1	1	\$31,320	\$31,320
Benefits.....			\$10,962	\$10,962
Operating.....			\$14,496	\$5,075
Travel.....				
Capital outlay.....			\$3,300	
Aid.....				
Capital improvements.....				
TOTAL.....			<u>\$60,078</u>	<u>\$47,357</u>