

PREPARED BY: Jeanne Glenn  
 DATE PREPARED: July 23, 2020  
 PHONE: 402-471-0056

# LB 632

Revision: 01

Revised based upon amendments adopted

## FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	FY 2020-21		FY 2021-22	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	150,000		75,000	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
<b>TOTAL FUNDS</b>	<b>150,000</b>		<b>75,000</b>	

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

As amended, the fiscal impact of LB 632 would include:

**Natural Resources Commission membership:** Amendments to LB 632 include the provisions of LB 769. It provides that each member of the Nebraska Natural Resources Commission be a resident of the State of Nebraska and shall have attained the age of majority. There would be no fiscal impact to state agencies or political subdivisions.

**Public or private utility company fees:** Amendments to LB 632 include the provisions of LB 933. It would prohibit a public or private utility company from charging a fee for the discontinuance or reconnection of service that exceeds the reasonable costs of providing such service. There would be no fiscal impact.

**Natural Resources Flood Mitigation Plan:** Amendments adopted to LB 632 include the provisions of AM 2753 to LB 1201. It would require the Department of Natural Resources (DNR) to prepare a state flood mitigation plan as a stand-alone document to be annexed into the state hazard mitigation plan maintained by the Nebraska Emergency Management Agency. It would also direct DNR to convene a plan development group of federal, state and local officials and local stakeholders. The completion date for the plan is December 31, 2021. DNR estimates \$150,000 in costs for FY20-21 and \$75,000 in costs for FY21-22. All costs would come from the General Fund. Expenditures would be used to hire consultants to assist the agency in the completion of the plan.

**Integrated Solid Waste Management Act:** Amendments adopted to LB 632 include the provision of AM2672 to LB 861. It would amend sections of the Integrated Solid Waste Management Act to create a definition of consumer merchandise and containers. It also states that a county, municipality or agency shall not adopt, enforce or administer an ordinance or resolution that prohibits or regulates the sale, use or marketing of consumer merchandise and containers. The prohibition would not apply to county, municipality or agency recycling programs, except the programs shall in no event prohibit the sale, use or marketing of containers. It is estimated that there would be no fiscal impact to the Department of Environment and Energy as a result of LB 861. It is estimated that the impact to counties, municipalities and agencies would vary, but any impact is not anticipated to be significant.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 769	AM:	AGENCY/POLT. SUB: Nebraska Department of Natural Resources
REVIEWED BY: Claire Oglesby	DATE: 1/10/20	PHONE: (402) 471-4174
COMMENTS: Concur with Nebraska Department of Natural Resources of no fiscal impact.		

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ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
<b>LB: 1201</b>	<b>AM:</b>	AGENCY/POLT. SUB: <b>Nebraska Department of Natural Resources (029)</b>
REVIEWED BY: Joe Wilcox	DATE: 1/30/2020	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Nebraska Department of Natural Resources estimate of potential fiscal impact to the Agency from LB 1201.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 861	AM:	AGENCY/POLT. SUB: Nebraska Department of Environment and Energy
REVIEWED BY: Claire Oglesby	DATE: 1/14/20	PHONE: (402) 471-4174
COMMENTS: I concur with Nebraska Department of Environment and Energy's statement of no fiscal impact for LB861.		

LB<sup>(1)</sup> 769

FISCAL NOTE

State Agency OR Political Subdivision Name: <sup>(2)</sup> Department of Natural Resources

Prepared by: <sup>(3)</sup> Ron Theis Date Prepared: <sup>(4)</sup> Jan. 9, 2020 Phone: <sup>(5)</sup> 402 471 0577

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

	<u>FY 2020-21</u>		<u>FY 2021-22</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	0	0	0	0
CASH FUNDS	0	0	0	0
FEDERAL FUNDS	0	0	0	0
OTHER FUNDS	0	0	0	0
TOTAL FUNDS	<u>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

Explanation of Estimate:

The bill creates no fiscal impact upon agency budget or operating costs.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2020-21</u>	<u>2021-22</u>
	<u>20-21</u>	<u>21-22</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
			0	0
Benefits.....			0	0
Operating.....			0	0
Travel.....			0	0
Capital outlay.....			0	0
Aid.....			0	0
Capital improvements.....			0	0
TOTAL.....			0	0

LB<sup>(1)</sup> 1201 AM 2753

FISCAL NOTE

State Agency OR Political Subdivision Name: <sup>(2)</sup> Department of Natural Resources

Prepared by: <sup>(3)</sup> Ron Theis Date Prepared: <sup>(4)</sup> March 5, 2020 Phone: <sup>(5)</sup> 402 350 8415

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

	<u>FY 2020-21</u>		<u>FY 2021-22</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	150,000		75,000	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
<b>TOTAL FUNDS</b>	<u>150,000</u>		<u>75,000</u>	

Explanation of Estimate:

The amendment replaces the original bill and assigns new duties for certain prescribed planning activities associated with a one-time development the State Flood Mitigation Plan portion of NEMA’s State Hazard Mitigation Plan to the Department of Natural Resources. Costs associated with carrying out these new duties are not accounted for in the current agency budget. The total estimated \$225,000 cost for the duration of the project through Dec. 31, 2021 is for qualified contractors to support the Department in carrying out the bill’s duties, and additional costs to hold the required public hearings, process public input from those hearings, and incorporate those findings into the planning product. No new staff will be hired, however existing staff resources will be reprioritized to support the plan development and coordinate contractual services within the existing agency budget resources.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2020-21</u>	<u>2021-22</u>
	<u>20-21</u>	<u>21-22</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
			0	0
Benefits.....			0	0
Operating.....			150,000	75,000
Travel.....			0	0
Capital outlay.....			0	0
Aid.....			0	0
Capital improvements.....			0	0
<b>TOTAL.....</b>			<u>150,000</u>	<u>75,000</u>



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**2020**

**LB<sup>(1)</sup> 861**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> Environment and Energy (084)

Prepared by: <sup>(3)</sup> Dennis Burling Date Prepared: <sup>(4)</sup> 01/10/2020 Phone: <sup>(5)</sup> 402-471-4214

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

	<u>FY 2020-21</u>		<u>FY 2021-22</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>2020-21</u>	<u>2021-22</u>
	<u>20-21</u>	<u>21-22</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____