

PREPARED BY: Clinton Verner  
 DATE PREPARED: April 11, 2022  
 PHONE: 402-471-0056

# LB 1102

Revision: 01

Revised to reflect AM2470

## FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2022-23</b>		<b>FY 2023-24</b>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS		(\$300,000)		
CASH FUNDS	\$300,000	\$300,000		
FEDERAL FUNDS				
OTHER FUNDS				
<b>TOTAL FUNDS</b>	<b>\$300,000</b>	<b>\$0</b>		

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

LB1102 would create the Nebraska Environmental Response Act and Nebraska Environmental Response Cash Fund within NDEE for the purposes of control, abatement, analysis, cleanup, prevention, mitigation, investigation, and other reasonable costs incurred when responding to a release (which is defined in the act). LB1102 allows for NDEE to administer fees to cover cost of the act.

AM2470 is primarily a technical amendment to clarify language.

The bill provides for a \$300,000 transfer from the General Fund to the Nebraska Environmental Response Cash Fund in FY 22-23.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 1102	AM:	AGENCY/POLT. SUB: Department of Environment and Energy	
REVIEWED BY: Jacob Leaver	DATE: 1/24/2021	PHONE: (402) 471-4173	
COMMENTS: Concur with the Department of Environment and Energy's estimated fiscal impact to the agency as a result of LB 1102.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 1102	AM:	AGENCY/POLT. SUB: Supreme Court	
REVIEWED BY: Jacob Leaver	DATE: 1/31/2022	PHONE: (402) 471-4173	
COMMENTS: No basis to dispute with the Supreme Court's estimate of no fiscal impact to the agency as a result of LB 1102.			

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

**2022**

**LB<sup>(1)</sup> 1102, AM2470**

**FISCAL NOTE**

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

Prepared by: <sup>(3)</sup> Kevin Stoner Date Prepared: <sup>(4)</sup> April 11, 2022 Phone: <sup>(5)</sup> 402 471-4214

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

	<u>FY 2022-23</u>		<u>FY 2023-24</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS		(\$300,000)		
CASH FUNDS		\$300,000	\$300,000	
FEDERAL FUNDS				
OTHER FUNDS				
<b>TOTAL FUNDS</b>		<b>\$0</b>	<b>\$300,000</b>	

**Explanation of Estimate:**

NDEE is requesting \$300,000 dollars in General Funds to seed the Nebraska Environmental Response Cash Fund to cover the initial costs of potential cleanup events and department administrative costs. LB 1102 allows the department to seek cost recovery from responsible parties. The funds recovered from the response will be returned to the Cash Fund to be used to pay for future cleanups.

There is no fiscal impact to the department regarding cease and desist orders (CDOs). Existing staff will absorb the additional duties of preparing CDOs, hearings and providing the oversight necessary to ensure order compliance.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2022-23</u>	<u>2023-24</u>
	<u>22-23</u>	<u>23-24</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefits.....				
Operating.....				\$300,000
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
<b>TOTAL.....</b>				<b>\$300,000</b>

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

**2022**

**LB<sup>(1)</sup> 1102**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> 05 Supreme Court

Prepared by: <sup>(3)</sup> Eric Asboe

Date Prepared: <sup>(4)</sup> 1/29/

Phone: <sup>(5)</sup> 402-326-9215

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

	<u>FY 2022-23</u>		<u>FY 2023-24</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:

Although LB1102 may increase court actions in Lancaster County district court, the increase in judicial workload is not estimated to be significant. No additional resources required at this time.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2022-23</u>	<u>2023-24</u>
	<u>22-23</u>	<u>23-24</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____