

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2022-23		FY 2023-24	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	See below		See below	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	See below		See below	

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

LB1127 creates the Regulatory Sandbox Act. The Regulatory Sandbox Act would:

- Create the General Regulatory Relief Office within the Department of Economic Development;
- Provide authority for the General Regulatory Relief Office to administer the Regulatory Sandbox Program;
- Create an advisory committee for the General Regulatory Relief Office and sets member requirements;
- Provide authority for the General Regulatory Relief Office to collect application fees;
- Provide definitions for a "Regulatory Sandbox"; and
- Provide definitions for an applicant, innovation, innovative offering, and production.

LB1127 bears similarities to HB217 in Utah (2021). The fiscal note for HB217 (UT-2021) indicates on-going costs of \$335,000 per annum with a one-time cost of \$61,500.

Agency responses are as follows:

AGENCY	FY22-23	FY23-24
Department of Economic Development	\$520,380	\$641,930
Department of Banking and Finance	\$223,025	\$215,325
Board of Engineers and Architects	\$3,300	\$3,300
Department of Environment and Energy	\$202,371	\$202,371
Department of Agriculture	\$77,500	\$77,500
Liquor Control Commission	NFI	NFI
Motor Vehicle Industry Licensing Board	No discernable impact	No discernable impact
Nebraska State Electrical Division	Indeterminable	Indeterminable
Board of Barber Examiners	Indeterminable	Indeterminable
Attorney General	NFI	NFI
Nebraska Real Estate Commission	Negligible to significant	Negligible to significant
Supreme Court	NFI	NFI
Department of Labor	NFI	NFI
Department of Administrative Services	\$71,200	\$77,000
Total	\$1,127,776	\$1,217,426
FTE total	8	9

Agency responses indicate uncertainty pertaining to program demand. We recognize that it is difficult to ascertain demand with any new program. While costs may exceed the Utah Regulatory Sandbox program, cost estimates provided seem unreasonable. That said, the Utah Regulatory Sandbox program provides little data on use – as such our office is unable to determine an independent cost estimate. This fiscal note will be updated pending further research.

Technical note: LB1127 allows for fees to be levied to offset administrative costs, a cash fund would need to be created to receive funds otherwise fees will be remitted to the General Fund.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 1127	AM:	AGENCY/POLT. SUB: Department of Economic Development
REVIEWED BY: Patrick Redmond	DATE: 2/11/2022	PHONE: (402) 471-4181
COMMENTS: No basis to disagree with the Department of Economic Development assessment of fiscal impact from LB 1127.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 1127	AM:	AGENCY/POLT. SUB: Department of Banking and Finance
REVIEWED BY: Patrick Redmond	DATE: 1/28/2022	PHONE: (402) 471-4181
COMMENTS: No basis to disagree with the Department of Banking and Finance assessment of fiscal impact from LB 1127.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 1127	AM:	AGENCY/POLT. SUB: Board of Engineers and Architects
REVIEWED BY: Patrick Redmond	DATE: 1/28/2022	PHONE: (402) 471-4181
COMMENTS: No basis to disagree with the Board of Engineers and Architects assessment of no fiscal impact from LB 1127.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 1127	AM:	AGENCY/POLT. SUB: Department of Environment and Energy
REVIEWED BY: Patrick Redmond	DATE: 1/28/2022	PHONE: (402) 471-4181
COMMENTS: No basis to disagree with the Department of Environment and Energy assessment of no fiscal impact from LB 1127.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 1127	AM:	AGENCY/POLT. SUB: Department of Agriculture
REVIEWED BY: Patrick Redmond	DATE: 1/28/2022	PHONE: (402) 471-4181
COMMENTS: No basis to disagree with the Department of Agriculture assessment of no fiscal impact from LB 1127.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 1127	AM:	AGENCY/POLT. SUB: Liquor Control Commission
REVIEWED BY: Patrick Redmond	DATE: 1/27/2022	PHONE: (402) 471-4181
COMMENTS: No basis to disagree with the Liquor Control Commission assessment of no fiscal impact from LB 1127.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 1127	AM:	AGENCY/POLT. SUB: Motor Vehicle Licensing Board
REVIEWED BY: Patrick Redmond	DATE: 1/27/2022	PHONE: (402) 471-4181
COMMENTS: The Motor Vehicle Licensing Board assessment of no fiscal impact from LB 1127 appears reasonable.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 1127	AM:	AGENCY/POLT. SUB: State Electrical Division
REVIEWED BY: Patrick Redmond	DATE: 1/26/2022	PHONE: (402) 471-4181
COMMENTS: The State Electrical Division assessment of indeterminate fiscal impact from LB 1127 appears reasonable, expenditure will also likely be impacted.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 1127	AM:	AGENCY/POLT. SUB: Attorney General
REVIEWED BY: Patrick Redmond	DATE: 1/21/2022	PHONE: (402) 471-4181
COMMENTS: No basis to disagree with the Attorney General assessment of no fiscal impact from LB 1127.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 1127	AM:	AGENCY/POLT. SUB: Supreme Court
REVIEWED BY: Patrick Redmond	DATE: 2/9/2022	PHONE: (402) 471-4181
COMMENTS: No basis to disagree with the Supreme Court assessment of no fiscal impact from LB 1127.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 1127	AM:	AGENCY/POLT. SUB: Department of Labor
REVIEWED BY: Patrick Redmond	DATE: 2/4/2022	PHONE: (402) 471-4181
COMMENTS: The Department of Labor assessment of no fiscal impact from LB 1127 appears reasonable.		

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 1127	AM:	AGENCY/POLT. SUB: Department of Administrative Services
REVIEWED BY: Patrick Redmond	DATE: 2/9/2022	PHONE: (402) 471-4181
COMMENTS: No basis to disagree with the Department of Administrative Services assessment of indeterminate fiscal impact from LB 1127.		

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

2022

LB⁽¹⁾ 1127

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska Department of Economic Development

Prepared by: ⁽³⁾ Dave Dearmont Date Prepared: ⁽⁴⁾ 2/9/2022 Phone: ⁽⁵⁾ 402-471-3777

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	\$520,380		\$641,930	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$520,380		\$641,930	

Explanation of Estimate:

LB1127 would create the Regulatory Sandbox Act. The act creates the Regulatory Relief Office within the Department of Economic Development. The Office will be administered by an executive director who would report to the Director of DED. The Office administers the act, which includes administration of a regulatory sandbox program; and serves as a liaison between private businesses and state agencies to identify state laws or regulations that could be waived or suspended under the program. The Office is empowered to review state laws and regulations that may unnecessarily inhibit the creation and success of new companies or industries and provide recommendations to the Governor and the Legislature on modifying such state laws and regulations. It can also propose potential reciprocity agreements between states that use or are proposing to use similar regulatory sandbox programs. Under the bill, the Office could adopt and promulgate rules and regulations regarding the administration of the program, its application process, the reporting requirements of participants, and cooperating and consulting with other agencies in the state that administer sandbox programs.

LB1127 also creates a General Regulatory Sandbox Program Advisory Committee which will consist of eleven members. The Committee will consist of nine voting members, six who represent business interests and three who represent state agencies, will be appointed by the executive director. Two nonvoting members of the Legislature will be appointed to the Committee by the Executive Board of the Legislative Council. The Committee will advise and make recommendations to the Office. The Office shall provide administrative staff support for the advisory committee and the voting members shall be reimbursed for expenses as provided in sections 81-1174 to 81-1177.

Businesses desiring a review of regulations under LB1127 would file an application containing the required information. The bill allows the Office to request additional information it deems necessary. The proposed legislation indicates that the Office can collect a fee from an applicant but does not indicate the amount of the fee. Applicants must file separate applications for each innovative offering. After an application is filed, the office has five business days to review the application, refer the application to each applicable agency that regulates the applicant's business, provide the applicant an acknowledgment of receipt of the application and provide the applicant the identity and contact information of each applicable agency to which the application has been referred for review.

Within 30 days, agencies must provide a report to the executive director of the agency's findings on specific harms to consumers that the relevant law or regulation protects against and make a recommendation on Program admittance. Upon receiving a report, the executive director provides the application and the report to the advisory committee. The committee meets at least once per quarter. After receiving and reviewing the applications and written reports, the advisory committee recommends whether the applicant should be admitted as a participant.

If the application is approved, the office enters into a written agreement with the participant describing the laws and regulations that are waived or suspended during program participation. When an applicant is approved, the executive director may provide notice to competitors of the applicant and to the public. If an application is denied, the Office must provide a written explanation for the denial. Denials are not subject to agency review, judicial review, or the Administrative Procedure Act.

Once approved, a participant has 12 months after the date of approval to demonstrate the innovative offering subject to the specific statutory limitations and the agreement. The Office must establish quarterly reporting requirements for participants, including information about any consumer complaints. The Office may request, and the participant must provide records, documents, and data available for inspection by the Office. The participant shall notify the Office of any incidents that result in harm to the health, safety, or financial well-being of a consumer. Additionally, during the twelve-month period, the Office will serve as a contact point for any complaints from consumers participating in the sandbox regarding the offer being demonstrated.

At least 30 days before the end of the 12-month demonstration period, the participant must notify the Office that the participant will exit the program at the period's conclusion or seek an extension. Within 30 days of the exit of the program, the participant must submit a written report to the Office. Within 30 days after an applicable agency receives a quarterly reporting or a written report from a sandbox participant, the applicable agency must provide a written report to the Office that describes any statutory or regulatory reform recommended because of the demonstration.

DED must submit, as part of the department's annual status report under section 81-1201.11, specific information regarding the Regulatory Sandbox Act. The Office must create and maintain on DED's website a web page that invites residents and businesses in the state to make suggestions regarding laws and regulations that could be modified or eliminated to reduce the regulatory burden of residents and businesses in the state. On at least a quarterly basis, the Office must compile the results of suggestions from the web page and provide a written report to the Governor and the Legislature.

Assuming that relevant agencies have staff to support the Regulatory Sandbox Act, the department believes that the provisions of LB1127 will require the services of an Economic Development Division Administrator to serve as the executive director; an Attorney III to assist with regulatory interpretation; a Business Manager III to assist with day-to-day operations of the Office and assisting with the work of the advisory committee; and an Information Technology Application Developer, to create and update the website and applications, build and maintain databases of participants and consumer complaints, and aggregate data for reporting.

The operating costs includes annual costs of \$10,620 for rent, and \$50,000 to build and maintain the necessary databases and internet resources. It should also be noted that LB1167 allows for an application fee. However, there is no cash fund associated with these fees, or appropriation from a cash fund that could help support the cost of administering the program. Application fees in other states for similar programs appear to be between \$500, and \$1,000.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

POSITION TITLE	NUMBER OF POSITIONS		2022-23	2023-24
	<u>22-23</u>	<u>23-24</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
G49430 Econ. Dev. Div. Administrator	0.75	1.00	\$61,690	\$84,310
G31113 Attorney III	0.75	1.00	64,380	87,990
G09213 Business Manager III	0.75	1.00	47,620	65,080
A07081 IT Bus. Systems Analyst	0.75	1.00	62,470	85,37
	3.00	4.00	\$236,160	\$322,750
Benefits.....			88,080	120,380
Operating.....			108,120	125,530
Travel.....			47,230	64,550
Capital outlay.....			34,400	0
Aid.....				
Capital improvements.....				
TOTAL.....			\$520,380	\$641,930

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2022

LB⁽¹⁾ 1127

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Department of Banking and Finance

Prepared by: ⁽³⁾ Margo Sawyer Date Prepared: ⁽⁴⁾ 1/28/2022 Phone: ⁽⁵⁾ 402-471-4954

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	<u>223,025</u>	<u> </u>	<u>215,325</u>	<u> </u>
CASH FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
FEDERAL FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
OTHER FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TOTAL FUNDS	<u><u>223,025</u></u>	<u><u> </u></u>	<u><u>215,325</u></u>	<u><u> </u></u>

Explanation of Estimate:

The department anticipates being one of the major participants in receiving applications under this Act. The department would be required to provide license review and law waiver review within 30 days for any number of applications. The department might also have a staff member appointed to the Program Advisory Committee to review all general applications that the Regulatory Relief Office receives. The department would be required to write reports for any applications referred to it, including a recommendation for approval or denials of waivers. The department would also have to monitor and regulate any successful applicant operating within the department's space. Recordkeeping practices would also be affected; new records, or record types may need to be created to monitor participation in the program. This bill also includes the department's participation if a sandbox participant needs to be disciplined or removed from the program. Resources would be expended for interactions with the Department of Economic Development, with FDIC, or other federal partners, to discuss aspects of applications.

The abbreviated time frames and significant new duties contained in LB 1127 would prevent the new duties from being assigned to existing staff.

The department anticipates needing an additional Attorney and Review Examiner to fulfill the duties required of this bill.

The bill provides no revenue to the department. The fiscal impact cannot be absorbed by the Department and is unsustainable long term.

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>
Attorney	<u>1</u>	<u>1</u>	<u>71,060</u>	<u>71,060</u>
Review Examiner	<u>1</u>	<u>1</u>	<u>80,345</u>	<u>80,345</u>
Benefits.....			<u>45,420</u>	<u>45,420</u>
Operating.....			<u>15,500</u>	<u>15,500</u>
Travel.....			<u>3,000</u>	<u>3,000</u>
Capital outlay.....			<u>7,700</u>	<u> </u>
Aid.....			<u> </u>	<u> </u>
Capital improvements.....			<u> </u>	<u> </u>
TOTAL.....			<u><u>223,025</u></u>	<u><u>215,325</u></u>

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

2022

LB⁽¹⁾ 1127

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Board of Engineers and Architects

Prepared by: ⁽³⁾ Jon Wilbeck Date Prepared: ⁽⁴⁾ January 27, 2022 Phone: ⁽⁵⁾ 402-471-2021

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	\$3,300		\$3,300	
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

Explanation of Estimate:

The fiscal impact to this agency is difficult to determine, as the Board has no estimate regarding how often our agency will be called upon to review an applicant for the proposed program. However, it is likely the Board may be required to hold three additional meetings per year in order to meet the 30-day deadline for agencies to submit a written report to the sandbox program's executive director in response to a submitted sandbox application. This estimate reflects the costs of those three additional meetings (mainly board member compensation/expenses and travel costs), and assumes the program is in place at the start of FY2022-23.

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.....			\$2,400	\$2,400
Travel.....			\$900	\$900
Capital outlay.....				
Aid.....				
Capital improvements.....				
TOTAL.....			\$3,300	\$3,300

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

2022

LB⁽¹⁾ 1127

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Department of Environment and Energy

Prepared by: ⁽³⁾ Kevin Stoner Date Prepared: ⁽⁴⁾ January 24, 2022 Phone: ⁽⁵⁾ 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	\$202,371		\$202,371	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	<u>\$202,371</u>		<u>\$202,371</u>	

Explanation of Estimate:

LB1127 allows for agencies to waive regulatory requirements for innovation purposes known as the Regulatory Sandbox Act. Section 5 requires NDEE within 30 days to review requests and respond to DED for approval or denial of the regulatory waiver. This fiscal note has been prepared with an assumption that the request would give NDEE all of the information necessary to review at the beginning of the 30 day period.

There doesn't appear to be an option for NDEE to assess a fee to review these applications. NDEE believes this review would be as complex or more than a standard permit application review. Assuming NDEE receives 20 to 25 requests a year, NDEE would need to add two FTE.

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>
Professional Engineer I	1	1	\$60,590	\$60,590
Professional Engineer I	1	1	\$60,590	\$60,590
Benefits.....			\$36,354	\$36,354
Operating.....			\$44,837	\$44,837
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
TOTAL.....			<u>\$202,371</u>	<u>\$202,371</u>

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2022

LB⁽¹⁾ 1127

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Department of Agriculture

Prepared by: ⁽³⁾ Ashley Bonebright Date Prepared: ⁽⁴⁾ 1/27/2022 Phone: ⁽⁵⁾ 402-429-2487

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	\$77,500		\$77,500	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	<u>\$77,500</u>		<u>\$77,500</u>	

Explanation of Estimate:

The Department estimates a need for a 1 FTE Attorney II to make determinations on applications to the Regulatory Sandbox Program due to the statutory requirements involved in the approximately 50 types of licenses, permits and registrations issued by the Department.

Due to the large scope of fees associated with the licenses, permits and registrations the Department administers, the anticipated decrease in revenue to cash funds is indeterminable.

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>
Attorney II	1	1	\$55,000	\$55,000
Benefits.....			\$22,500	\$22,500
Operating.....				
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
TOTAL.....			<u>\$77,500</u>	<u>\$77,500</u>

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

2022

LB⁽¹⁾ 1127

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Liquor Control Commission

Prepared by: ⁽³⁾ LeAnna Prange Date Prepared: ⁽⁴⁾ 1/26/22 Phone: ⁽⁵⁾ 402-471-4892

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	FY 2022-23		FY 2023-24	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
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	0	0	0	0

Explanation of Estimate:

NLCC anticipates no fiscal impact for implementation of LB1127. NLCC will absorb any impact with current staff and resources.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

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

No Fiscal Impact.

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

2022

LB⁽¹⁾ 1127

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Motor Vehicle Industry Licensing Board

Prepared by: ⁽³⁾ Josh Eickmeier Date Prepared: ⁽⁴⁾ 1/26/22 Phone: ⁽⁵⁾ 402-471-2148

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:

No discernable fiscal impact on our Agency.

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.....	_____	_____	_____	_____

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

2022

LB⁽¹⁾ 1127

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska State Electrical Division

Prepared by: ⁽³⁾ Craig Thelen Date Prepared: ⁽⁴⁾ 1/25/2022 Phone: ⁽⁵⁾ 402-471-3508

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:

Indeterminable, between the fact that I don't know how often we participate in the program and not knowing what legislation might be waived or modified, there is really no way to determine costs.

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.....	_____	_____	_____	_____

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

2022

LB⁽¹⁾ 1127

FISCAL NOTE

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

Prepared by: ⁽³⁾ Jay Bartel Date Prepared: ⁽⁴⁾ 1-21-22 Phone: ⁽⁵⁾ 402-471-2687

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:

No Fiscal Impact

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.....	_____	_____	_____	_____

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

2022

LB⁽¹⁾ 1127

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ 05 Supreme Court

Prepared by: ⁽³⁾ Eric Asboe Date Prepared: ⁽⁴⁾ 2/8/2022 Phone: ⁽⁵⁾ 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:

Minimal fiscal impact for judicial education. No additional resources required.

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.....	_____	_____	_____	_____

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

2022

LB⁽¹⁾ 1127

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska Department of Labor

Prepared by: ⁽³⁾ Rea Easton Date Prepared: ⁽⁴⁾ 02/04/2022 Phone: ⁽⁵⁾ 402-416-6809

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: The Nebraska Department of Labor (NDOL) has limited anticipated financial impact from LB1127 as drafted. NDOL has very few regulations that would be impacted and as such anticipates no fiscal impact.

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.....	_____	_____	_____	_____

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

2022

LB⁽¹⁾ 1127

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Department of Administrative Services – State Building Division; Transportation Services Bureau (TSB) and the Office of the Chief Information Officer (OCIO)

Prepared by: ⁽³⁾ Michelle Potts Date Prepared: ⁽⁴⁾ 1/27/2022 Phone: ⁽⁵⁾ 531-207-9029

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:

LB 1127 would create the Regulatory Relief Office, which shall be within the Department of Economic Development. The bill provides for the office to be administered by an executive director who may appoint staff as approved by the director of Economic Development to carry out the act.

The Department of Administrative Services – State Building Division (DAS-SBD) would have the responsibility of providing office space for such staff and would estimate square foot requirements of 200 square feet for each new staff member at an estimated rate of \$22 per square foot. DAS-SBD would additionally estimate costs of \$4,500 per cubical added and \$6,000 per office added to such space.

DAS-SBD would request additional revolving fund spending authority to provide commercial space to the newly established office. The Department of Economic Development conservatively estimates the addition of 3-4 FTEs, but this is subject to change and potentially increase as responsibilities are realized. Depending on staffing numbers there may be state-owned space available, but that is also undeterminable at this time.

Other DAS divisions would also request additional revolving fund authority for other goods/services that the new office may require, including the DAS Transportation Services Bureau (TSB) and the Office of the Chief Information Office (OCIO). Until more information is available regarding the size of the new office, it is impossible to determine the impact.

DAS TSB would require additional revolving funds appropriation to purchase additional vehicles for the leasing program and operational costs for any additional vehicles. The new office would also require new technology and communication equipment, plus ongoing costs that would require additional revolving fund appropriation for the related programs under the OCIO.

Such fiscal impact would occur during the last half of FY 2022-23 with the larger impact occurring in FY 2023-24.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

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

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

2022

LB⁽¹⁾ 1127

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Board of Barber Examiners

Prepared by: ⁽³⁾ K. Allen Date Prepared: ⁽⁴⁾ 01/25/2022 Phone: ⁽⁵⁾ 402-471-2051

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:

We have no way to determine the fiscal impact of LB1127. There are no definite tangibles that give us an idea on loss of revenue or expenditures. Therefore, we must leave the fiscal note blank, until we can determine potential cost which could be incurred.

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.....	_____	_____	_____	_____

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

2022

LB⁽¹⁾ 1127

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska Real Estate Commission

Prepared by: ⁽³⁾ Greg Lemon Date Prepared: ⁽⁴⁾ 1/24/2022 Phone: ⁽⁵⁾ 402 471-2004

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:

LB1127 Creates the General Regulatory Sandbox program. Any expenditures under the new program or possible savings are indeterminable because the law is very wide open in what might be proposed and how it might be implemented on a trial run basis as outlined in the bill. Also, because the Commission has no experience with such activities, how often changes would be requested that affect the Nebraska Real Estate Commission. The bill could have negligible to significant impact on the resources of the Commission depending on the frequency the program is invoked in areas that would affect the activities of the Commission, and what changes would be required to comply with the requested accommodation.

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.....	_____	_____	_____	_____

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

State Agency or Political Subdivision Name:(2) Department of Health and Human Services

Prepared by: (3) John Meals

Date Prepared 2-11-2022

Phone: (5) 471-6719

	<u>FY 2022-2023</u>		<u>FY 2023-2024</u>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	\$ 305,828		\$ 407,769	
CASH FUNDS				
FEDERAL FUNDS	See below		See below	
OTHER FUNDS				
TOTAL FUNDS	\$ 305,828	\$ 0	\$ 407,769	\$ 0

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

Explanation of Estimate:

LB1127 creates the General Regulatory Sandbox Program Advisory Committee and Regulatory Relief Office to review laws and regulations that may suppress the advancement and development of new businesses and industries. The General Regulatory Sandbox Program would provide legal protections to operate under a waiver or suspension of existing laws and regulations and could allow facilities and individuals to operate without licensure.

The Department of Health and Human Services will be required to submit a written report within 30 days and identify any known, likely, or significant harm to the health, safety, or financial well-being of consumers from the requested waiver of existing law and regulation. In order to complete the required steps, the Department would need to hire an estimated five additional Program Specialists by October 2022, one for each division. Depending on the volume of applications, additional staff may be needed. The additional staff will conduct reviews and analyze the potential impact of each application within the number of days stipulated in the bill. The estimated staff costs will be \$305,828 in FY2023 and \$407,769 in FY2024 and will be paid with general funds.

The integrity of the Department’s programs could be compromised if providers are allowed to waive regulations. This could cause the Department to lose federal funding if programs are non-compliant with existing regulations. Thus, the total fiscal impact of the bill is indeterminable.

MAJOR OBJECTS OF EXPENDITURE

PERSONAL SERVICES:	NUMBER OF POSITIONS		2022-2023	2023-2024	
	POSITION TITLE	22-23	23-24	EXPENDITURES	EXPENDITURES
DHHS Program Specialist		3.8	5	\$ 178,276	\$ 237,702
Benefits.....				\$ 59,168	\$ 78,889
Operating.....				\$ 68,384	\$ 91,178
Travel.....					
Capital Outlay.....					
Aid.....					
Capital Improvements.....					
TOTAL.....				\$ 305,828	\$ 407,769