PREPARED BY: DATE PREPARED: PHONE: Clinton Verner February 14, 2022 402-471-0056

LB 1127

Revision: 01

FISCAL NOTE

Revised to include the Department of Insurance response

LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT - STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 202	FY 2022-23		
	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
Department of Insurance	\$168,900	\$173,317
Total	\$1,127,776	\$1,217,426
FTE total	9.5	10.5

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.

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

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: Boa	rd of Engineers and Architects	
REVIEWED B	Y: Patrick Redmond	DATE: 1/28/2022	PHONE: (402) 471-4181	
COMMENTS:	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			partment of Environment and Energy	
REVIEWED B	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: Dep	partment of Agriculture	
REVIEWED BY: Patrick Redmond DATE: 1/28/2022 PHONE: (402) 471-4181				
COMMENTS:	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.				

ADMINI	ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE				
LB: 1127 AM: AGENCY/POLT. SUB: Motor Vehicle Licensing Board					
REVIEWED B	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:	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: Atto	rney 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 B	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: Depar	tment of Labor		
REVIEWED B	Y: 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.					

ADMINI	STRATIVE SERVICES	STATE BUDGET DIVISION: RE	VIEW OF AGENCY & POLT. SUB. RESPONSE
LB: 1127	AM:	AGENCY/POLT. SUB: Dep	artment of Administrative Services
REVIEWED B	Y: Patrick Redmond	DATE: 2/9/2022	PHONE: (402) 471-4181
COMMENTS: impact from LE	•	h the Department of Administrat	ive Services assessment of indeterminate fiscal

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

LB ⁽¹⁾ 1127				FISCAL NOTE
State Agency OR Polit	ical Subdivision Name: (2)	Nebraska Departr	ment of Economic Develo	pment
Prepared by: (3) Da	ave Dearmont	Date Prepared: ⁽⁴⁾	2/9/2022 Phone: (5	402-471-3777
ESTIMA	TE PROVIDED BY STA	ATE AGENCY OR POI	LITICAL SUBDIVISION	
	\mathbf{FY}	2022-23	FY 20	23-24
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
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.

LB⁽¹⁾ 1127 Page 2

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.

LB⁽¹⁾ 1127 Page 3

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE Personal Services: NUMBER OF POSITIONS 2022-23 2023-24 POSITION TITLE **EXPENDITURES EXPENDITURES** <u> 22-23</u> **23-24** G49430 Econ. Dev. Div. Administrator 0.75 1.00 \$61,690 \$84,310 G31113 Attorney III 1.00 0.75 64,380 87,990 G09213 Business Manager III 1.00 0.75 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.... 88,080 120,380 125,530 Operating..... 108,120 47,230 64,550 Capital outlay..... 34,400 Aid..... Capital improvements..... TOTAL..... \$520,380 \$641,930

LB ⁽¹⁾ 1127					FISCAL NOTE
State Agency OR Political S	Subdivision Name: ⁽²⁾	Department of Bar	nking and Finance	9	
Prepared by: (3) Margo	Sawyer	Date Prepared: (4)	1/28/2022	Phone: (5)	402-471-4954
]	ESTIMATE PROVI	DED BY STATE AGEN	NCY OR POLITICAL	SUBDIVIS	SION
	FY	2022-23		FY 2023	3-24
	EXPENDITURES	REVENUE	EXPENDITU		REVENUE
GENERAL FUNDS	223,025		215,325		
CASH FUNDS					
FEDERAL FUNDS					
OTHER FUNDS					
TOTAL FUNDS	223,025		215,325		
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: NUMBER OF POSITIONS 2022-23 2023-24 POSITION TITLE 22-23 23-24 **EXPENDITURES EXPENDITURES** Attorney 1 1 71,060 71,060 1 1 80,345 Review Examiner 80,345 Benefits..... 45,420 45,420 Operating..... 15,500 15,500 Travel 3,000 3,000 Capital outlay..... 7,700 Aid..... Capital improvements..... TOTAL..... 223.025 215,325

Benefits....

Operating.....
Travel.....

LB(1) 1127 State Agency OR Political Subdivision Name: (2) Board of Engineers and Architects Prepared by: (3) Jon Wilbeck Date Prepared: (4) January 27, 2022 ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL	Phone: (5) 402-471-2021
Prepared by: (3) Jon Wilbeck Date Prepared: (4) January 27, 2022	Phone: (5) 402-471-2021
1 2	Phone: (5) 402-471-2021
ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL	
	SUBDIVISION
FY 2022-23	FY 2023-24
<u>EXPENDITURES</u> <u>REVENUE</u> <u>EXPENDITU</u>	RES REVENUE
GENERAL FUNDS	<u></u>
CASH FUNDS \$3,300 \$3,300	<u></u>
FEDERAL FUNDS	<u></u>
OTHER FUNDS	
TOTAL FUNDS	
Explanation of Estimate:	
The fiscal impact to this agency is difficult to determine, as the Board has no esti agency will be called upon to review an applicant for the proposed program. How may be required to hold three additional meetings per year in order to meet the 3 submit a written report to the sandbox program's executive director in response t application. This estimate reflects the costs of those three additional meetings (m compensation/expenses and travel costs), and assumes the program is in place	vever, it is likely the Board 0-day deadline for agencies to o a submitted sandbox nainly board member
BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE Personal Services:	<u> </u>
POSITION TITLE NUMBER OF POSITIONS 2022-23 23-24 EXPENDTU	2023-24 RES EXPENDITURES

\$2,400

\$900

\$3,300

\$2,400

\$900

\$3,300

LB ⁽¹⁾ 1127					FISCAL NOTE
State Agency OR Political S	Subdivision Name: ⁽²⁾	Department of Env	vironment and En	ergy	
Prepared by: (3) Kevin Stoner		Date Prepared: (4)	January 24, 2022	Phone: (5)	402 471-4214
	ESTIMATE PROVI	DED BY STATE AGEN	NCY OR POLITICAL	SUBDIVIS	SION
	FY	2022-23		FY 2023	3-94
	EXPENDITURES	REVENUE	EXPENDITU		REVENUE
GENERAL FUNDS	\$202,371		\$202,371		
CASH FUNDS					
FEDERAL FUNDS					
OTHER FUNDS					
TOTAL FUNDS	\$202,371		\$202,371		
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:						
	NUMBER O	FPOSITIONS	2022-23	2023-24		
POSITION TITLE	22 - 23	$\underline{\mathbf{23-24}}$	EXPENDITURES	EXPENDITURES		
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	•••		\$202,371	\$202,371		

Benefits.....

Operating..... Travel..... Capital outlay..... Aid..... Capital improvements..... TOTAL.....

LB ⁽¹⁾ 1127				FISCAL NOT
State Agency OR Politica	l Subdivision Name: (2)	Department of A	griculture	_
Prepared by: (3) Ash	ley Bonebright	Date Prepared: (4) <u>1/27/2022</u> Ph	one: (5) 402-429-2487
	ESTIMATE PROVI	DED BY STATE AG	ENCY OR POLITICAL SU	BDIVISION
	FY 9	2022-23	<u>F</u>	Y 2023-24
	EXPENDITURES	REVENUE	EXPENDITURES	<u>REVENUE</u>
GENERAL FUNDS	\$77,500		\$77,500	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$77,500		\$77,500	
Explanation of Estimat	te:			
	Program due to the	statutory requirem	make determinations on ents involved in the appr t.	
			permits and registrations nds is indeterminable.	s the Department
	BREAKDOW	N BY MAJOR OBJE	CTS OF EXPENDITURE	
Personal Services:	XII.	IMPED OF POSITIO	NC 2022 22	2022 24
POSITION T		JMBER OF POSITIO <u>22-23</u> <u>23-24</u>		$\begin{array}{ccc} & 2023-24 \\ \underline{\text{EXPENDITURES}} \end{array}$
Attorney II		1 1	\$55,000	\$55,000

\$22,500

\$77,500

\$22,500

\$77,500

LB ⁽¹⁾ 1127						FISCAL NOTE	
State Agency OR Poli	tical Subdivision Name: ⁽²⁾	Liquo	Liquor Control Commission				
Prepared by: (3) L	eAnna Prange	Dat	e Prepared: (4)	1/26/22	Phone: (5)	402-471-4892	
	ESTIMATE PROV	IDED BY	STATE AGEN	NCY OR POLIT	ICAL SUBDIVIS	SION	
	FY	2022-23			FY 2023	3-24	
	EXPENDITURES		REVENUE	EXPENI	DITURES	REVENUE	
GENERAL FUNDS	0	_	0		0	0	
CASH FUNDS	0	<u> </u>	0		0	0	
FEDERAL FUNDS	0	<u></u>	0		0	0	
OTHER FUNDS	0		0		0	0	
TOTAL FUNDS	0	_	0		0	0	
staff and resource	no fiscal impact for imes.	npiemem	ation of LBTT.	27. NLCC WIII	absorb any im	pact with current	
Personal Services:	BREAKDOV	WN BY M	AJOR OBJECT	TS OF EXPEND	<u>ITURE</u>		
POSITIO		NUMBER <u>22-23</u>	OF POSITION 23-24		92-23 DITURES	2023-24 EXPENDITURES	
Benefits			_				
Operating							
Travel							
Capital outlay							
Aid							
Capital improvemen	ıts						
TOTAL							

No Fiscal Impact.

TOTAL.....

LB ⁽¹⁾ 1127					FISCAL NOTE	
State Agency OR Political Subdivision Name: (2)	Motor Vehicle Industry Licensing Board					
Prepared by: (3) Josh Eickmeier	Dat	e Prepared: ⁽⁴⁾	1/26/22	Phone: (5)	402-471-2148	
ESTIMATE PROV	IDED BY	STATE AGEN	NCY OR POL	ITICAL SUBDIVIS	SION	
FY	2022-23			FY 2023	3-24	
EXPENDITURES		REVENUE	EXPE	NDITURES	REVENUE	
GENERAL FUNDS						
CASH FUNDS						
FEDERAL FUNDS						
OTHER FUNDS						
TOTAL FUNDS	_					
Explanation of Estimate:	_					
No discernable fiscal impact on our Age						
	VN BY M	AJOR OBJECT	S OF EXPE	NDITURE		
Personal Services:	TIMBER	OF POSITION	S 4	2022-23	2023-24	
POSITION TITLE	<u>22-23</u>	23-24		ENDITURES	EXPENDITURES	
		_				
			-			
Benefits						
Operating						
Travel						
Capital outlay						
Capital improvements						

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 PROV	IDED BY STATE AGEN	ICY OR POLITICAL SUBDI	VISION				
FY	2022-23	FY 20	023-24				
EXPENDITURES		EXPENDITURES	REVENUE				
GENERAL FUNDS							
CASH FUNDS							
FEDERAL FUNDS							
OTHER FUNDS							
TOTAL FUNDS							
Explanation of Estimate:							
BREAKDOV Personal Services:	VN BY MAJOR OBJECT	S OF EXPENDITURE					
	UMBER OF POSITIONS 22-23 23-24	S 2022-23 EXPENDITURES	2023-24 EXPENDITURES				
Benefits							
Operating							
Travel							
Capital outlay							
Aid							
Capital improvements							
TOTAL							

TOTAL.....

LB (1) 1127					FISCAL NOTE
State Agency OR Political Subdivision Name: (2	Attorney	General			
Prepared by: (3) Jay Bartel	Date Pr	epared: (4) 1	-21-22	Phone: (5)	402-471-2687
ESTIMATE PRO	VIDED BY STA	ATE AGENCY	Y OR POLITICAL	_SUBDIVIS	ION
FY	<u> 2022-23</u>			FY 2023	-24
EXPENDITURE		<u>VENUE</u>	EXPENDITU		REVENUE
GENERAL FUNDS					
CASH FUNDS	<u> </u>				
FEDERAL FUNDS					
OTHER FUNDS					
TOTAL FUNDS					
Explanation of Estimate:					
No Fiscal Impact					
PDEAVDO	NAT BY MA IO	D ODIFOTS		DE.	
Personal Services:	<u>WN BY MAJO</u>	R OBJECTS (OF EXPENDITU	<u>KE</u>	
POSITION TITLE	NUMBER OF F <u>22-23</u>	POSITIONS 23-24	2022-23 <u>EXPENDITU</u>		2023-24 EXPENDITURES
Benefits					
Operating					
Travel			-		
Capital outlay					
Aid					
Capital improvements					

LB ⁽¹⁾ 1127			FISCAL NOTE
State Agency OR Political Subdivision N	Nebraska Real Est	ate Commission	
Prepared by: (3) Greg Lemon	Date Prepared: (4)	1/24/2022 Phone:	(5) 402 471-2004
ESTIMATE	E PROVIDED BY STATE AGEN	CY OR POLITICAL SUBDI	VISION
	FY 2022-23	FY 20	023-24
EXPEND	ITURES REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS			
CASH FUNDS			
FEDERAL FUNDS			
OTHER FUNDS			
TOTAL FUNDS			
Explanation of Estimate:			
possible savings are indeterminal might be implemented on a trial respective with such activities, he Commission. The bill could have depending on the frequency the pand what changes would be required.	run basis as outlined in the bill now often changes would be re e negligible to significant impac program is invoked in areas th uired to comply with the reques	. Also, because the Comrequested that affect the Net on the resources of the at would affect the activitisted accommodation.	nission has no ebraska Real Estate Commission
Personal Services:	AKDOWN BY MAJOR OBJECTS	S OF EXPENDITURE	
POSITION TITLE	NUMBER OF POSITIONS 22-23 23-24	2022-23 EXPENDITURES	2023-24 EXPENDITURES
Benefits			
Operating			
Travel			
Capital outlay			
Aid			
Capital improvements			
TOTAL.			

LB ⁽¹⁾ 1127			FISCAL NOTE
State Agency OR Political Subdivision N	Tame: (2) 05 Supreme Cour	rt	
Prepared by: (3) Eric Asboe	Date Prepared: (4)	2/8/2022 Phone: (5	402-326-9215
ESTIMATE	E PROVIDED BY STATE AGE	NCY OR POLITICAL SUBDIVI	SION
EXPENDI	<u>FY 2022-23</u> TURES REVENUE	<u>FY 202</u> EXPENDITURES	<u>3-24</u> REVENUE
GENERAL FUNDS			
CASH FUNDS			
FEDERAL FUNDS			
OTHER FUNDS			
TOTAL FUNDS			
		= =====================================	
Explanation of Estimate:			
Personal Services:	AKDOWN BY MAJOR OBJECT	<u>IS OF EXPENDITURE</u>	
POSITION TITLE	NUMBER OF POSITION 22-23 23-24	S 2022-23 EXPENDITURES	2023-24 EXPENDITURES
		<u> </u>	
Benefits			
Operating Travel			
Capital outlay			
Aid			
Capital improvements			
TOTAL			

TOTAL....

LB ⁽¹⁾ 1127					FISCAL NOTE
State Agency OR Political Subdivision Name: (2	, Nebra	aska Departn	nent of Labor		
Prepared by: (3) Rea Easton	Dat	te Prepared: (4)	02/04/2022	Phone: (5)	402-416-6809
ESTIMATE PRO	VIDED BY	STATE AGEN	ICY OR POLITIC	AL SUBDIVIS	SION
<u>F'</u> EXPENDITURE	<u>7 2022-23</u> S	REVENUE	<u>EXPENDIT</u>	<u>FY 2023</u> TURFS	3-24 REVENUE
GENERAL FUNDS	<u> </u>	REVERVEE		CILLS	<u>KEVEIVEE</u>
CASH FUNDS					
FEDERAL FUNDS					
OTHER FUNDS	_				
TOTAL FUNDS	_				
Explanation of Estimate: The Nebraska De					
BREAKDO	WN BY M	IAJOR OBJECT	'S OF EXPENDIT	URE	
Personal Services:					
POSITION TITLE	NUMBER <u>22-23</u>	OF POSITIONS <u>23-24</u> 	S 2022-3 EXPENDIT	-	2023-24 EXPENDITURES
Benefits		_			-
Operating					
Travel					
Capital outlayAid					

LB ⁽¹⁾ 1127					FISCAL NOTE
State Agency OR Political S	Subdivision Name: (2)	Department of Adr Division; Transpor of the Chief Inform	tation Services Bu	reau (TS	•
Prepared by: (3) Miche	lle Potts	Date Prepared: ⁽⁴⁾	1/27/2022	Phone: ⁽⁵⁾	531-207-9029
	ESTIMATE PROVII	DED BY STATE AGEN	ICY OR POLITICAL S	SUBDIVIS	ION
	FY 2	2022-23		FY 2023-	-24
	EXPENDITURES	REVENUE	EXPENDITUR	ES	REVENUE
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.

BREAKD	OWN BY MAJ	OR OBJECTS O	F EXPENDITURE	_
Personal Services:				
POSITION TITLE	NUMBER OF <u>22-23</u>	POSITIONS <u>23-24</u>	2022-23 EXPENDITURES	2023-24 EXPENDITURES
Benefits				
Operating	••			
Гravel				
Capital outlay				
Aid				
Capital improvements				
TOTAL				

LB ⁽¹⁾ 1127				F	ISCAL NOTE
State Agency OR Political	Subdivision Name: (2)	Department of Ins	urance		
Prepared by: (3) Martin	n Swanson	Date Prepared: ⁽⁴⁾	1/24/2022	Phone: (5)	402-471-4742
F	ESTIMATE PROVIDI	ED BY STATE AGEN	CY OR POLITICAL S	SUBDIVISI	ON
	FY 2	022-23		FY 2023	-24
	EXPENDITURES	<u>REVENUE</u>	EXPENDITU	<u>RES</u>	REVENUE
GENERAL FUNDS	168,900		173,317		
CASH FUNDS			_		
FEDERAL FUNDS			_		
OTHER FUNDS			_		
TOTAL FUNDS	168,900		173,317		

Explanation of Estimate:

LB 1127 creates a "sandbox" program that allows for the waiver of licensure on an "innovative benefit or service" by an entity who applies to a committee created by the Department of Economic Development. LB 1127 indicates that "any commercial activity" is subject to the process described for approval of innovative service by the committee created under LB 1127.

The Department of Insurance (NDOI) has 30 days to accept or reject the application. NDOI may reject only if the applicant fails to comply with federal laws or regulation, was previously approved for licensure by the Department or if the health or safety of the public is in jeopardy or if the licensure would create an unreasonable expense for the taxpayers in the state. At core, NDOI is a solvency regulator which applies very specific regulatory standards adopted to avoid insolvency. This process may take more than 30 days. NDOI has a dedicated financial examination team as well as attorneys who review the application. Those same individuals also monitor the continued financial solvency of the company as well as their general market activities. If an insurer becomes insolvent, the State of Nebraska ultimately pays the claims through tax offsets.

If NDOI cannot reject the application, the application must be accepted under LB 1127. It is unclear if NDOI can regulate and monitor the financial solvency of a sandbox carrier after the commission allows for their creation. Assuming none of the NDOI standards would be allowed post approval, then the report filed with the commission must be complete and thorough within an extremely brief timeline that requires significant resources to analyze proposals submitted within permitted timelines.

Based upon the compacted time frame of the report, and the significant financial and legal review this would entail for NDOI as described above, NDOI would need a full-time financial examiner and 0.5 FTE attorney that would be dedicated to these applicants to review the entity and complete the report to the commission within permitted timeframes.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE					
Personal Services: POSITION TITLE	NUMBER O	F POSITIONS 23-24	2022-23 EXPENDITURES	2023-24 EXPENDITURES	
Attorney III	0.5	0.5	40,820	41,631	
Financial Examiner I	1	1	73,717	75,192	
Benefits			52,505	54,636	
Operating	••••		1,858	1,858	

Travel		
Capital outlay		
Aid		
Capital improvements		
TOTAL	168,900	173,317

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 FY 2022-2023 FY 2023-2024 **EXPENDITURES** REVENUE **EXPENDITURES REVENUE GENERAL FUNDS** \$ 305,828 \$ 407,769 **CASH FUNDS FEDERAL FUNDS** See below See below OTHER FUNDS **TOTAL FUNDS** \$ 407,769 \$ 305,828 \$0 \$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 EXPEND	TURE		
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

LB ⁽¹⁾ 1127			FISCAL NOTE
State Agency OR Political Subdivision Nam	Board of Barber Ex	xaminers	
Prepared by: (3) K. Allen	Date Prepared: (4)	01/25/2022 Phone:	(5) 402-471-2051
ESTIMATE PI	ROVIDED BY STATE AGEN	ICY OR POLITICAL SUBDIV	VISION
	FY 2022-23	EV ac	923-24
<u>EXPENDITU</u>		EXPENDITURES	<u>REVENUE</u>
GENERAL FUNDS			
CASH FUNDS		·	
FEDERAL FUNDS			
OTHER FUNDS			
TOTAL FUNDS			
TOTAL FUNDS			
Explanation of Estimate:			
BREAKI Personal Services:	DOWN BY MAJOR OBJECT	S OF EXPENDITURE	-
POSITION TITLE	NUMBER OF POSITIONS 22-23 23-24	S 2022-23 EXPENDITURES	2023-24 EXPENDITURES
Benefits		<u> </u>	
Operating			
Travel			
Capital outlay		- <u></u>	
Aid			
Capital improvements			
TOTAL.			