

Incorporate AM 3382, AM 3234, and AM 3236

FISCAL NOTE
 LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2024-25		FY 2025-26	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS		(\$525,000)		
CASH FUNDS	\$525,000	\$525,000		
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$525,000	\$0		

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

This revision adds AM 3382, AM 3234, and AM 3236, adopted 4/9/24, to amend ER105. ER105 incorporated AM 2831, AM 3097, AM 3098, AM 3102, and AM 3137.

AM 3382 contains the provisions originally introduced in LB 1331 to clean up language related to attendance, or eliminate outdated language for numerous statutes. It also amends some of the original provisions relating to mapping of school data to enhance school safety procedures (original LB 673). AM 3382 creates the School Emergency Response Mapping Fund, to be administered by the Nebraska Department of Education (NDE), and which will be used to fund the school data mapping projects. AM 3382 also states intent to transfer \$525,000 from the General Fund to this new fund in FY24-25. Finally, AM 3382 changes the name of the Department of Education *Innovative* Grant Fund to the State Department of Education *Improvement* Grant Fund.

AM 3234 holds the provisions of LB 1377, which provides flexibilities for local school boards in determining reasonable amounts of time for certain mandated trainings. No fiscal impact.

AM 3236 provides that schools need not dispose of previously used (e.g. Mercator projection) maps, as long as they also use the maps specified in LB 962. No fiscal impact to keep existing maps.

AM 2831 was the first amendment drafted by the Education Committee. This amended the original LB 1329 by adding a course of study to the list of careers that are eligible for Nebraska Career Scholarships. It also incorporated certain other bills that were reviewed through the Education Committee: **LB 673, LB 856, LB 962, LB 1012, LB 1339, and LB 1385.** (See details below).

AM 3097 incorporated the provisions of **LB 231** (2023), which amended §79-209 to change requirements related to student attendance & require plans for excessive absences. This section was removed with the adoption of AM 3382, since LB 1331 held similar clean-up language for these provisions.

AM 3098 incorporated the provisions of **LB 550** (2023), which are discussed below.

AM 3102 revised the first committee amendment AM 2831, incorporating the provisions of **LB 1328** (also discussed below).

AM 3137 amended a provision of **LB 1339**, which is discussed below.

Here is a description of each bill in their order of appearance in **ER105** and as amended by **AM 3382**:

LB 1339: changes provisions relating to possession of firearms in schools. As previously amended, LB 1339 would permit a school board to authorize the carrying of firearms by authorized security personnel. According to the Nebraska Department of Education (NDE), school districts that authorize such carrying of firearms may have costs which are not yet determinable. AM3137, adopted 3/20/24, adds a clause providing that the State Board of Education shall develop a policy in consultation with the Nebraska State Patrol. The policy will relate to the authorization of the carrying of firearms by appropriate personnel, and shall include but not be limited to the number of training hours required. NDE reports that development of policy and training as prescribed by AM3137 can be accomplished with existing resources. Fiscal impacts to school districts are unable to be determined at this time.

LB 1328: LB 1328 would reclassify Class I, II, and III school districts. Class I would be any district with fewer than one thousand five hundred inhabitants. Class II would be any district between one thousand five hundred and five thousand inhabitants. Class III would be any district between five thousand and two hundred thousand inhabitants. References to district classes have been amended throughout AM3102. NDE reported no fiscal impact.

LB 1385: As amended by AM 2687, this changes provisions related to the issuance of and the eligibility for certificates and permits issued by NDE. The bill would require some changes to NDE's teacher certification portal, but according to NDE, those would be minimal and could be accomplished from the Certification Cash fund (# 21390, expended in program 025) which pays for expenses to issue certificates and permits.

LB 1012: Changes provisions relating to certain tax levy and bonding authority of school districts. Currently, school boards in any school district can decide to impose an additional property tax levy for specific abatement projects that address environmental hazards, accessibility barriers, life safety code hazards, or mold within existing school buildings or their grounds. This section would add school safety infrastructure concerns to the list of approved expenditures. According to NDE, there would be no direct fiscal impact to NDE or the state, but the proposed changes could increase property levies by those school districts that use this additional authority.

LB 673: Introduces a policy for mapping data in schools to enhance emergency response efficiency. School boards or governing authorities of approved schools may adopt a policy to provide mapping data (defined as information related to a school building) to local, county, or state public safety agencies (who employ peace officers, firefighters, or emergency care providers, and the like). The data must be compatible, printable, verified for accuracy, and include floor plans and site-specific labels. Schools adopting this policy must annually certify data accuracy. The original fiscal note for LB 673, projecting a cost of \$,994,500 to implement this fully across all school districts, was reduced to a \$525,000 General Fund impact as the two largest school districts (LPS and OPS) will likely not complete these projects in the first year. AM 3382 states intent to fund this initiative as school improvement grants with a transfer of %525,000 from the General Fund to a newly created cash fund, the School Emergency Mapping Fund.

LB 962: Effective with the FY24-25 school year, LB 962 prohibits the use of Mercator projection maps in public schools and requires each to use Gallpeters or Authagraph projection maps (with a couple specific exceptions). Each school district's board is responsible for adopting a policy relating to projection maps. NDE reports no direct fiscal impact to their agency, but acknowledges that there could be as-yet undetermined cost to local school districts that wish to purchase new maps.

LB 855: Prohibits school districts from taking certain actions relating to outstanding debts on a school lunch or breakfast account. There is no direct fiscal impact to NDE but the fiscal impact, if any, to school districts is unknown.

LB 1329: As introduced, LB 1329 amends the Nebraska Career Scholarship Act by transferring administration of the scholarship program from the Department of Economic Development (DED) to the Coordinating Commission of Postsecondary Education (CCPE). AM 2831 adds Reserve Officer Training Corps (ROTC), education and engineering into the list of eligible programs for the Career Scholarship Program. The term "institution" is clarified, and corrects a reference to the CCPE.

The Coordinating Commission for Postsecondary Education (CCPE) explains that they will be able to administer the program for the Community Colleges and private colleges with existing resources. The University of Nebraska system (NU) reports that the passage of LB 1329 would have minimal impact to its system, and the Nebraska State College System (NSCS) expects no fiscal impact. The Coordinating Commission for Postsecondary Education (CCPE) explains that they will be able to administer the program for the Community Colleges and private colleges with existing resources. The University of Nebraska system (NU) reports that the passage of LB 1329 would have minimal impact to its system, and the Nebraska State College System (NSCS) expects no fiscal impact. Appropriations bill LB 1329-A decreases the General Fund aid appropriation to the DED by \$8,000,000 while increasing the General Fund aid to the CCPE by the same amount (net \$0 General Fund impact). Of this amount, \$4,000,000 is to be used for career scholarships for the Community Colleges and \$4,000,000 to be used for career scholarships for private nonprofit institutions

LB 550: Made three main changes to the current open enrollment policy: (1) allowed students to transfer schools at any time during the school year and as many times as they need; (2) Ensured that parents are no longer charged for sending their child to a public school either in or outside of their residing district; and (3) allowed students to work with the district they want to attend without permission from the resident district they wish to transfer from. **AM 3382** seems to have removed the section that addressed item (3).

There is no basis to disagree with statements provided by the agencies who have responded to a request for an updated fiscal note for the above-referenced amendments: the Nebraska Department of Education (NDE), the Coordinating Commission for Postsecondary Education, and the Lancaster County Sheriff's Department, and the Omaha Police Department. To clarify the comment by NDE that AM 3382 has no fiscal impact, they are referring to the original provisions of LB 1331. Also, there is a net \$0 impact to NDE since their cash fund created through AM 3382 will receive a transfer from the General Fund for school mapping grants.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE					
LB:	1329	AM:	2831	AGENCY/POLT. SUB:	Nebraska Department of Education
REVIEWED BY:	Gary Bush	DATE:	3/18/24	PHONE:	(402) 471-4161
COMMENTS: Unable to provide comment as agency only stated that the impact of the amendment cannot be determined. Agree with the agency with regards to the section of the amendment from LB673 that no new funding is provided so those provisions could not be implemented by the agency.31					

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE					
LB:	1329	AM:	2831	AGENCY/POLT. SUB:	Coordinating Commission for Postsecondary Education
REVIEWED BY:	Gary Bush	DATE:	1/23/24	PHONE:	(402) 471-4161
COMMENTS: Agree with agency that the provisions of the bill will have no fiscal impact to the agency.					

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

2024

LB⁽¹⁾ 1329 am 2833

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Lancaster County Sheriff's Office

Prepared by: ⁽³⁾ Sheriff Terry Wagner Date Prepared: ⁽⁴⁾ 3/14/2024 Phone: ⁽⁵⁾ 402 441 6500

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2024-25</u>		<u>FY 2025-26</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>	<u>0.00</u>

Explanation of Estimate: No fiscal impact

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2024-25</u>	<u>2025-26</u>
	<u>24-25</u>	<u>25-26</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.

2024

LB⁽¹⁾ 1329 AM2831, AM3137

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Education

Prepared by: ⁽³⁾ Lane Carr/Bryce Wilson Date Prepared: ⁽⁴⁾ 4/9/24 Phone: ⁽⁵⁾ 402.419.3012

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2024-25</u>		<u>FY 2025-26</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:

AM2831 takes provisions from the following bills:

LB1339 - Would permit a school board or other governing body of a school to authorize the carrying of firearms by authorized security personnel. School districts that authorize such carrying of firearms may have costs which are not determinable.

LB1385 – Would change provisions to the issuance of and eligibility for certificates and permits issued by the State Department of Education. The bill would require some changes to the Department of Education’s teacher certification portal, but those would be minimal and could be accomplished from the Certification Cash fund which pays for expenses to issue certificates/permits.

LB1012 – Clarifies school safety infrastructure as an allowable use of the Qualified Capital Purpose Undertaking Fund which would give schools more options to address safety concerns in their district. There would be no fiscal impact to NDE or the State but the proposed changes may increase property taxes for taxpayers of those school districts that use this additional authority.

LB673 - Would create an additional initiative for which public and non-public schools may apply for grant funds from the School Safety and Security Fund. The additional initiative would provide emergency response mapping data to law enforcement agencies. No additional funding is provided to the School Safety and Security Fund, and competitive grant applications have already closed for use of the \$10 million funds which means there will be no funds available for this additional item by the time this proposal would be become law.

LB962 - Prohibit the use of Mercator projection maps in public schools and requires each to only use GallPeters or AuthaGraph projection maps. There would be no costs to the NDE, but there may be costs for school districts to purchase new maps. The fiscal impact is undeterminable.

LB855 - Prohibits the use of debt collection agencies to collect outstanding debts from students’ school lunch or breakfast accounts. The fiscal impact for districts is unknown.

AM3137 requires the State Board of Education to develop a model policy with the Nebraska State Patrol related to the authorization of carrying a firearm by authorized security personnel in a school district that has less than 5,000 inhabitants including the appropriate number of training hours required of such personnel.

The NDE can develop the model policy using existing staff so there is no fiscal impact to NDE for this amendment. Fiscal impact to districts cannot be determined.

April 9, 2024

AM3234 are originally LB1377, which would provide flexibilities for local school boards in determining reasonable amounts of time for certain mandated trainings. There is no fiscal impact.

AM3235 contains provisions originally introduced as LB1029. The amendment would amend compulsory attendance exemptions to include mental and physical illnesses. There is no fiscal impact.

AM3365 was originally LB1273, and would require public schools to admit students also enrolled in private, denominational, parochial, or exempt schools, without charge, to participate in extracurricular activities. The fiscal impact cannot be determined.

AM3382 moves all original and amended provisions from LB1331 which harmonized and addressed numerous provisions. There is no fiscal impact.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2024-25</u>	<u>2025-26</u>
	<u>24-25</u>	<u>25-26</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.

2024

LB⁽¹⁾ 1329 AM2831

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Coordinating Commission for Postsecondary Education

Prepared by: ⁽³⁾ Gary Timm Date Prepared: ⁽⁴⁾ 3/19/2024 Phone: ⁽⁵⁾ 402.471.0020

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2024-25</u>		<u>FY 2025-26</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 1329 AM2831, Sections 14 and 15, makes only a minor change to the original bill that transferred responsibility for the Nebraska Career Scholarships awarded to community college students and to private nonprofit college students from the Department of Economic Development to the commission. The commission’s existing infrastructure for administering the Nebraska Opportunity Grant will be used to award, distribute, and report on Nebraska Career Scholarships. The commission believes existing appropriations are sufficient to administer this program.

Language in the bill requires the commission to allocate to the community colleges and private nonprofit colleges the amount appropriated. For FY2024-25, \$8 million is appropriated with \$4 million allocated to the community colleges and \$4 million allocated to the private nonprofit Nebraska postsecondary institutions.

No fiscal impact.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2024-25</u>	<u>2025-26</u>
	<u>24-25</u>	<u>25-26</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.

2024

LB⁽¹⁾ LB1329 AM2833 (LB1339 Original)

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Omaha Police Department

Prepared by: ⁽³⁾ Deputy Chief Steve Cerveny Date Prepared: ⁽⁴⁾ 1/23/24 Phone: ⁽⁵⁾ 402-689-1018

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2024-25</u>		<u>FY 2025-26</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:

(LB1329 AM2833: We [OPD] do not believe LB1329 AM2833 will not change our original fiscal note related to LB1339 – we do not anticipate any financial impact on OPD).

LB1339: Handguns on school grounds.
 Outside of normal operating costs, the Omaha Police Department does not believe LB1339 will have a fiscal impact on OPD.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2024-25</u>	<u>2025-26</u>
	<u>24-25</u>	<u>25-26</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____