

PREPARED BY: Nikki Swope
 DATE PREPARED: February 21, 2023
 PHONE: 402-471-0042

LB 570

Revision: 00

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2023-24		FY 2024-25	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
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.

LB 570 would establish the Overdose Fatality Review Teams Act (Act). The Act creates a legislative framework for establishing county-level, multidisciplinary overdose fatality review teams in Nebraska, distinguishes who are intended to be core members of the team, provides duties to these teams, allows the teams to obtain and review documentation related to overdoses from relevant parties, and provides for protections of personal information as outlined in the bill.

The Department of Health and Human Services (DHHS) anticipates a need for additional staff to obtain, review, and disseminate county-specific records and other documentation within the required five business days as prescribed by the bill. A legal review would also need to be performed to ensure DHHS remains within compliance with the Health Insurance Portability and Accountability Act (HIPAA).

DHHS anticipates a need for a .25 Statistical analyst, 1 Program Specialist, 1 Medical Epidemiologist, and a .5 Drug Overdose Community Health Educator. Personal costs including benefits total \$308,633 in FY 2023-24 and \$324,067 in FY 2024-25. Additionally, DHHS anticipates increased operating costs of \$90,121 (22.6% of total costs) in FY 2023-24 and \$64,093 (16.5% of total costs) in FY 2024-25. DHHS anticipates total costs for FY 2023-24 to be \$398,754 and \$388,160 for FY 2024-25.

NOTE: The scope and expenditures of this bill appear to be eligible as approved uses for the Opioid Prevention and Treatment Act passed in 2020. (Nebr. Rev. Stat 71-2485 to 71-2490). DHHS is conducting an internal review to determine if the Opioid Recovery Fund is otherwise earmarked for other uses or can be utilized for the intent of LB 570. DHHS has not been able to determine eligibility for the use of the Opioid Recovery Fund for the Act by the time of submission of the fiscal note.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB:	570	AM:	AGENCY/POLT. SUB: Nebraska Department of Health & Human Services
REVIEWED BY:	Ann Linneman	DATE:	2-15-2023
		PHONE:	(402) 471-4180
COMMENTS: The Nebraska Department of Health and Human Services' analysis and estimate of fiscal impact to the department appears reasonable.			

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 2-15-2023

Phone: (5) 471-6719

	<u>FY 2023-2024</u>		<u>FY 2024-2025</u>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	\$398,754	\$0	\$388,160	\$0
CASH FUNDS	\$0	\$0	\$0	\$0
FEDERAL FUNDS	\$0	\$0	\$0	\$0
OTHER FUNDS	\$0	\$0	\$0	\$0
TOTAL FUNDS	\$398,754	\$0	\$388,160	\$0

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

Explanation of Estimate:

LB 570 establishes county-level, county-led, multidisciplinary Overdose Fatality Review Teams. This bill outlines their duties and responsibilities to examine and understand the circumstances leading up to overdose fatalities.

These teams will obtain and review records and other documentation related to overdoses from relevant agencies, entities, and individuals. The Department of Health and Human Services (DHHS) will need an additional Statistical Analyst II, Program Specialist, Drug Overdose Epidemiologist, and Drug Overdose Community Health Educator to obtain, review, and disseminate county-specific records and other documentation within the required five business days. In addition, five hours of a Program Specialist’s time will be needed to update the critical incident reporting and review process, policy, and guidance.

A full legal review will also need to be performed to ensure DHHS remains within compliance with the Health Insurance Portability and Accountability Act of 1996 (HIPAA) and privacy laws.

IT Business Analyst hours will be needed to gather/define the requirements for, create a functional design of, and conduct the testing of a new report. Technical Analyst hours will be needed to create a new window of “Person Detail” to collect data; create new correspondence, create analysis, and design and code tables for storing data. The “Placement” type in the Nebraska Family On-line Client User System (NFOCUS) will be updated and necessary data points will be built into the system. A new report will also be created using survey/assessment information.

Staff	Hours	Total
DHHS Program Specialist	5 hrs	\$120
IT Business Analyst	42 hrs	\$3,360
Technical Analyst	256 hrs	\$25,600

MAJOR OBJECTS OF EXPENDITURE

PERSONAL SERVICES:

POSITION TITLE	23-24	24-25	2023-2024	2024-2025
			EXPENDITURES	EXPENDITURES
Statistical Analyst II	0.25	0.25	\$11,029	\$11,581
Program Specialist	1.00	1.00	\$48,493	\$50,918
Medical Epidemiologist	1.00	1.00	\$146,625	\$153,957
Drug Overdose Community Health Educator	0.50	0.50	\$22,470	\$23,594
Benefits.....			\$80,016	\$84,017
Operating.....			\$90,121	\$64,093
Travel.....			\$0	\$0
Capital Outlay.....			\$0	\$0
Aid.....			\$0	\$0
Capital Improvements.....			\$0	\$0
TOTAL.....			\$398,754	\$388,160