

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2015-16		FY 2016-17	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

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

LB 193 would prohibit an interchange fee from being imposed on any portion of an electronic payment transaction that is attributable to a state or local tax or fee.

A payment card network is to either deduct the amount of the tax or fee from the calculation of interchange fees at the time of settlement or rebate an amount of interchange fee proportionate to the amount of the tax or fee.

Interchange fee is defined as any fee established, charged, or received by a payment card network for the purposes of compensating the issuer for its involvement in an electronic payment transaction.

An electronic payment transaction is one in which a debit card, credit card, or other payment code or device is used to debit an asset account or use a line of credit whether authorization is based on signature, personal identification number, or other means.

There appears to be no cost to the state as a result of LB 193.

The Department of Revenue indicates the cost to implement LB 193 will be minimal.

We agree with the Department of Revenue's estimate of cost.

The Attorney General has estimated a cost of \$18,280 for 0.25 FTE Assistant Attorney General for FY2015-16 and \$18,604 for FY2016-17, with PSL of \$12,500 and \$12,781 respectively.

We disagree with the Attorney General's estimate of fiscal impact and believe the agency can absorb this cost with existing staff and resources.

ADMINISTRATIVE SERVICES-STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSES		
LB: 193	AM:	AGENCY/POLT. SUB: Dept. of Administrative Services
REVIEWED BY: Lyn Heaton	DATE: 3/6/2015	PHONE: 471-4181
COMMENTS: Concur. No operational fiscal impact on the Department of Administrative Services.		

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

2015

LB⁽¹⁾ 193

**FISCAL
NOTE**

State Agency OR Political Subdivision Name: ⁽²⁾ Administrative Services - State Accounting

Prepared by: ⁽³⁾ Hari Kadavath Date Prepared: ⁽⁴⁾ 01/26/2015 Phone: ⁽⁵⁾ 402-471-0600

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2015-16</u>		<u>FY 2016-17</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:

LB193 prohibits the collection of interchange fees (fees charged or received by a payment card network for the purpose of compensating the issuer for its involvement in an electronic payment transaction) on specified taxes, when a debit/credit card or other device approved through a payment card network is used.

Taxes or fees imposed by and listed separately by state or local government including motor fuel taxes are excluded when calculating the interchange fee.

LB193 as written has no impact on State Accounting.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2015-16</u>	<u>2016-17</u>
	<u>15-16</u>	<u>16-17</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.

2015

LB⁽¹⁾ 193

FISCAL NOTE

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

Prepared by: ⁽³⁾ Jay Bartel Date Prepared: ⁽⁴⁾ 1-28-15 Phone: ⁽⁵⁾ 471-2687

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2015-16</u>		<u>FY 2016-17</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	<u>18,280.</u>	<u> </u>	<u>18,604.</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>18,280.</u>	<u> </u>	<u>18,604.</u>	<u> </u>

Explanation of Estimate:

The bill would create a new enforcement authority giving the Attorney General the power to bring court actions to impose civil penalties on persons who violate the act. This could have a minor impact if few violations are brought to our attention, or it could have a significant impact if numerous violations are referred. There may also be a challenge to the validity of the requirements imposed by the act, as evidenced by section 6 of the bill. Accordingly, up to ¼ of an attorney's time could be involved in initial implementation of the bill.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

<u>Personal Services:</u>	<u>NUMBER OF POSITIONS</u>		<u>2015-16</u>	<u>2016-17</u>
	<u>15-16</u>	<u>16-17</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
<u>POSITION TITLE</u>				
Assistant Attorney General	<u>.25</u>	<u>.25</u>	<u>12,500.</u>	<u>12,781.</u>
Benefits.....			<u>5780.</u>	<u>5823.</u>
Operating.....				
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
TOTAL.....			<u>18,280.</u>	<u>18,604.</u>

