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 DATE PREPARED: February 25, 2008  
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**LB 1120**

Revision: 00

**FISCAL NOTE**  
 LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES *				
	FY 2008-09		FY 2009-10	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	See below		See below	

\*Does not include any impact on political subdivisions. See narrative for political subdivision estimates.

This bill repeals the exemption from the certificate of need act for projects of a federally recognized Indian tribe located within tribal lands, if such project has been approved by the tribe's governing board and there is a determination by the governing board that the cultural needs of the tribe's members cannot be met with existing facilities.

A facility that would qualify for an exemption under the current law is proposed to be built by the Ogallala Sioux Tribe in Northeastern Nebraska. Although it is unknown if the Certificate of Need Committee would approve or disapprove this project, if approved, residents of the proposed facility would primarily be South Dakota residents. Once residing in a facility in Nebraska, those who are Medicaid eligible would be paid from Nebraska Medicaid funds. The department's fiscal note indicates the potential cost to the state.

DEPARTMENT OF ADMINISTRATIVE SERVICES

REVIEWED BY	Elton Larson	DATE	2/25/08	PHONE	471-2526
COMMENTS					
HEALTH & HUMAN SERVICES – Concur.					