

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2020-21		FY 2021-22	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	138,495		138,495	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	138,495		138,495	

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

The bill states that if a person escaped from or committed a crime at a facility operated by the Department of Correctional Services (DCS) or the Department of Health and Human Services (HHS) and after being apprehended is lodged in a county, city, or village jail, DCS or HHS shall reimburse such entity for the cost of the lodging.

The following table summarizes the estimated impact to DCS:

Inmate escapes or walkaways	12
Visitors or staff arrested for a crime at DCS facility	8
Subtotal number of occurrences	20
Number of days in jail (DCS estimate)	30
Per day rate that DCS currently pays to house inmates in jails	80
Total estimated cost per year	48,000

The following table summarizes the estimated impact to HHS:

The Number of Days in the Last 3 CY That HHS Youths Housed in Jails	2,026
Average Days Per Year	675
Estimate of Jail Daily Rate	134
HHS Estimate of Additional General Fund Costs	90,495

At this time, there is no basis to disagree with either the DCS or HHS estimate.

Because this bill requires DCS and HHS to reimburse jails that house an escapee, jails could see a revenue increase. Based on the DCS and HHS estimates, this amount could be \$138,495.

Sarpy County, and the Cities of Imperial and Lincoln estimate no fiscal impact from this bill.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 978	AM:	AGENCY/POLT. SUB: Nebraska Department of Correctional Services (046)	
REVIEWED BY: Joe Wilcox	DATE: 1/29/2020	PHONE: (402) 471-4178	
COMMENTS: No basis to dispute the Nebraska Department of Correctional Services (NDCS) estimate of potential Fiscal impact to the Agency from LB 978.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE

LB: 978 **AM:** AGENCY/POLT. SUB: **Nebraska Department of Health and Human Services (025)**

REVIEWED BY: Joe Wilcox

DATE: 2/07/2020

PHONE: (402) 471-4178

COMMENTS: The Nebraska Department of Health and Human Services (DHHS) estimate of \$90,495 per year fiscal impact on the Agency from LB 978, assumes the number of days juveniles in their care who might be housed in City, County, or Village jails for various reasons, could total 675 days, and at an average rate of \$134 per day (though technically, $134 \times 675 = \$90,450$ not \$90,495). The Nebraska Department of Correctional Services (NDCS) estimated the average cost to house a juvenile at a county or city jail to be \$80 per day. At \$80 per day and 675 days, the cost to DHHS would be \$54,000. So the actual cost might be somewhere within that range.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE

LB: 978 **AM:** AGENCY/POLT. SUB: **Sarpy County**

REVIEWED BY: Joe Wilcox

DATE: 1/22/2020

PHONE: (402) 471-4178

COMMENTS: No basis to dispute the Sarpy County estimate of No Fiscal Impact to the County from LB 978.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE

LB: 978 **AM:** AGENCY/POLT. SUB: **City of Imperial**

REVIEWED BY: Joe Wilcox

DATE: 1/16/2020

PHONE: (402) 471-4178

COMMENTS: No basis to dispute the City of Imperial estimate of No Fiscal Impact to the City from LB 978.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE

LB: 978 **AM:** AGENCY/POLT. SUB: **City of Lincoln**

REVIEWED BY: Joe Wilcox

DATE: 1/22/2020

PHONE: (402) 471-4178

COMMENTS: No basis to dispute the City of Lincoln estimate of No Fiscal Impact to the City from LB 978.

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

2020

LB⁽¹⁾ 978

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska Department of Correctional Services

Prepared by: ⁽³⁾ Lisa Stanton Date Prepared: ⁽⁴⁾ 01/27/2020 Phone: ⁽⁵⁾ (402)479-5702

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2020-21</u>		<u>FY 2021-22</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	<u>48,000</u>	<u> </u>	<u>48,000</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><u>48,000</u></u>	<u> </u>	<u><u>48,000</u></u>	<u> </u>

Explanation of Estimate:

LB 978 provides for county, city and village reimbursement by the Nebraska Department of Correctional Services (NDCS) if a person who has escaped from or has been involved in the commission of a crime at an NDCS facility is lodged in a county jail.

In 2019 there were 12 inmate escapes/walkaways and approximately 8 visitors and staff members arrested for the commission of a crime at an NDCS facility. NDCS was unable to obtain data on the average length of stay in a county jail on a felony conviction. Using an estimate of 30 days and the current \$80/day rate being paid to county jails housing NDCS inmates this would result in an annual cost of \$48,000 (20 occurrences x 30 days x \$80/day).

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2020-21</u>	<u>2021-22</u>
	<u>20-21</u>	<u>21-22</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefits.....	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Operating.....	<u> </u>	<u> </u>	<u>48,000</u>	<u>48,000</u>
Travel.....	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Capital outlay.....	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Aid.....	<u> </u>	<u> </u>	<u> </u>	<u> </u>
Capital improvements.....	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TOTAL.....	<u> </u>	<u> </u>	<u><u>48,000</u></u>	<u><u>48,000</u></u>

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

State Agency or Political Subdivision Name:(2) Department of Health and Human Services

Prepared by: (3) Mike Michalski

Date Prepared 1-15-2020

Phone: (5) 471-6719

	<u>FY 2020-2021</u>		<u>FY 2021-2022</u>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	\$90,495		\$90,495	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$90,495		\$90,495	

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

Explanation of Estimate:

LB 978 requires reimbursement of county, city and village jail expenses for any person who has escaped from, or been involved in the commission of a crime at, a Dept. of Corrections (DOC) facility, a DOC youth confinement facility, the Youth Residential Treatment Centers, or any juvenile chemical dependency or psychiatric residential treatment facility operated by DHHS - Division of Behavioral Health (DBH). DBH facilities includes the Hastings Regional Center Chemical Dependency Unit and Whitehall. However, only the Department of Corrections and the Office of Juvenile Services are required to pay reimbursement costs.

Over the last three calendar years, youth have been housed in a jail a total of 2026 days. This averages 675 days housed per year. This fiscal note assumes 675 days housed in a jail at a daily rate of \$134. The annual cost would be \$90,495 (675 days times \$134 daily rate). This would need to be added to the general fund appropriation in Program 250.

MAJOR OBJECTS OF EXPENDITURE

PERSONAL SERVICES:	NUMBER OF POSITIONS		2020-2021 EXPENDITURES	2021-2022 EXPENDITURES
	20-21	21-22		
Benefits.....				
Operating.....				
Travel.....				
Capital Outlay.....				
Aid.....			\$90,495	\$90,495
Capital Improvements.....				
TOTAL.....			\$90,495	\$90,495

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2020

LB⁽¹⁾ 978

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Sarpy County

Prepared by: ⁽³⁾ William E. Conley Date Prepared: ⁽⁴⁾ 1/21/2020 Phone: ⁽⁵⁾ 402-593-5958

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2020-21</u>		<u>FY 2021-22</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:

No fiscal impact.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2020-21</u>	<u>2021-22</u>
	<u>20-21</u>	<u>21-22</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.

2020

LB⁽¹⁾ 978

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ City of Imperial

Prepared by: ⁽³⁾ Jo Leyland

Date Prepared: ⁽⁴⁾ 01/15/2020

Phone: ⁽⁵⁾ 308-882-4368

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2020-21</u>		<u>FY 2021-22</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:

No Fiscal Impact

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2020-21</u>	<u>2021-22</u>
	<u>20-21</u>	<u>21-22</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.

2020

LB⁽¹⁾ 978

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ City of Lincoln

Prepared by: ⁽³⁾ James Van Bruggen Date Prepared: ⁽⁴⁾ 1/22/20 Phone: ⁽⁵⁾ 402-441-8301

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2020-21</u>		<u>FY 2021-22</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:

No Fiscal Impact

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2020-21</u>	<u>2021-22</u>
	<u>20-21</u>	<u>21-22</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Benefits.....	_____	_____	_____	_____
Operating.....	_____	_____	_____	_____
Travel.....	_____	_____	_____	_____
Capital outlay.....	_____	_____	_____	_____
Aid.....	_____	_____	_____	_____
Capital improvements.....	_____	_____	_____	_____
TOTAL.....	_____	_____	_____	_____