

PREPARED BY: Samuel Malson  
 DATE PREPARED: February 15, 2022  
 PHONE: 402-471-0051

**LB 1257**

Revision: 00

**FISCAL NOTE**  
 LEGISLATIVE FISCAL ANALYST ESTIMATE

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2022-23</b>		<b>FY 2023-24</b>	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS	\$10,000,000			
OTHER FUNDS				
TOTAL FUNDS	\$10,000,000			

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

LB1257 appropriates \$10 million federal funds to the Department of Transportation (NDOT) in FY23. The federal funds are from the states allotment of the American Rescue Plan Act – State Fiscal Recovery Fund.

The NDOT would be required to use the funds to coordinate and administer a competitive grant program to provide matching funds to entities for installation of a comprehensive statewide network of electric vehicle direct-current fast charging stations. The bill also establishes eligibility criteria and requirements for the grants.

NDOT estimates expenditures over a three year period, with \$3,333,333 in federal fund expenditures occurring each fiscal year. Additionally, the department indicates the increase in administrative workload for the new grant program can be absorbed within their existing appropriation.

Note: The United States Treasury Final Rule for the State and Local Fiscal Recovery Funds indicates “...*transportation infrastructure projects are generally ineligible as a response to the public health and negative economic impacts of the pandemic...*”. As such, it is unclear if expenditure of these federal funds for the bills directed purpose is an eligible expenditure under federal law.

<b>ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY &amp; POLT. SUB. RESPONSE</b>			
LB: 1257	AM:	AGENCY/POLT. SUB: Department of Transportation	
REVIEWED BY: Patrick Redmond	DATE: 2/15/2022	PHONE: (402) 471-4181	
COMMENTS: The Department of Transportation assessment of fiscal impact from LB 1257 appears reasonable.			

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

**2022**

**LB<sup>(1)</sup> 1257**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> Nebraska Department of Transportation

Prepared by: <sup>(3)</sup> Jenessa Boynton Date Prepared: <sup>(4)</sup> 2/14/2022 Phone: <sup>(5)</sup> 402-479-4691

**ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION**

	<u>FY 2022-23</u>		<u>FY 2023-24</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS	\$3,333,333	\$3,333,333	\$3,333,333	\$3,333,333
OTHER FUNDS				
<b>TOTAL FUNDS</b>	<u>\$3,333,333</u>	<u>\$3,333,333</u>	<u>\$3,333,333</u>	<u>\$3,333,333</u>

**Explanation of Estimate:**

LB 1257 proposes to appropriate to the Dept. of Transportation (NDOT) \$10,000,000 in Federal Funds allocated to the State of Nebraska from the federal Coronavirus State Fiscal Recovery Fund pursuant to the federal American Rescue Plan Act of 2021, Public Law 117-2, Subtitle M, Sec. 9901.

The appropriated funds shall be used to coordinate and administer a competitive grant program to provide matching funds to entities for installation of a comprehensive statewide network of electric vehicles direct-current fast charging stations. To be eligible for a grant under the program, a private individual or entity shall (a) procure hardware and install, operate, maintain, and place in service a network of new electric vehicle direct-current fast charging stations between the calendar years of 2022 through 2026; (b) Partner with site hosts in areas of commerce such as fuel stations, grocery stores, hotels, and municipalities located in Nebraska, including rural areas and areas unserved or underserved by electric vehicle direct-current fast charging stations.

The bill will take effect immediately when passed and approved according to law.

For the purposes of this fiscal note, it is assumed the \$10,000,000 will be expended and reimbursed over a three-year period beginning in FY2022 – 23. If this bill passes, the NDOT would incur additional cost to coordinate and administer a new competitive grant program but can accommodate the operating expenses within existing appropriation.

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2022-23</u>	<u>2023-24</u>
	<u>22-23</u>	<u>23-24</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefits.....				
Operating.....				
Travel.....				
Capital outlay.....				
Aid.....			3,333,333	3,333,333
Capital improvements.....				
<b>TOTAL.....</b>			<u>3,333,333</u>	<u>3,333,333</u>