

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				

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

LB 364 changes provisions of statute related to elections.

Section 3 requires each election commissioner to execute a bond with penalties in the amount of \$10,000.

Section 19 provides legislative intent that the following county offices be elected:

- County attorney;
- Public defender;
- County sheriff;
- County treasurer;
- Clerk of the district court;
- Election commissioner;
- Register of deeds;
- County clerk;
- County assessor;
- County engineer; and,
- County surveyor

Section 20 requires that an election commissioner be elected in each county having a population of more than 400,000 inhabitants at the statewide general election in 2024 for a four-year term. Counties having a population of not less than 40,000 nor more than 400,000 inhabitants at the statewide general election in 2024 shall elect an election commissioner for a two-year term and, beginning in 2026, a four-year term.

The Secretary of State and the Nebraska Political Accountability and Disclosure Commission estimate no fiscal impact to the state. There is no basis to disagree with these estimates.

Lancaster County estimates no fiscal impact from the provisions of LB 364.

Douglas County estimates the need to replace the Chief Deputy Election Commissioner position with a full-time employee. Since the cost associated with the position is a current expense, replacement with a full-time employee will only carry the marginal difference made up of salary and benefits.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 364	AM:	AGENCY/POLT. SUB: Secretary of State	
REVIEWED BY: Kimberly Burns	DATE: 01/23/2023	PHONE: (402) 471-4171	
COMMENTS: The Secretary of State's assessment of no fiscal impact from LB 364 appears reasonable.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 364	AM:	AGENCY/POLT. SUB: Nebraska Accountability & Disclosure Commission	
REVIEWED BY: Kimberly Burns	DATE: 01/17/2023	PHONE: (402) 471-4171	
COMMENTS: No basis to disagree with the Nebraska Accountability and Disclosure Commission's assessment of no fiscal impact from LB 364.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 364	AM:	AGENCY/POLT. SUB: Lancaster County Election Commissioner	
REVIEWED BY: Kimberly Burns	DATE: 01/19/2023	PHONE: (402) 471-4171	
COMMENTS: No basis to disagree with the Lancaster County Election Commissioner's assessment of no fiscal impact from LB 364.			

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE			
LB: 364	AM:	AGENCY/POLT. SUB: Douglas County, Nebraska	
REVIEWED BY: Kimberly Burns	DATE: 01/26/2023	PHONE: (402) 471-4171	
COMMENTS: No basis to disagree with Douglas County Nebraska's assessment of a net zero fiscal impact from LB 364.			

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

2023

LB⁽¹⁾ 364

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Secretary of State

Prepared by: ⁽³⁾ Joan Arnold Date Prepared: ⁽⁴⁾ 1-13-2023 Phone: ⁽⁵⁾ 402-471-2384

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2023-24</u>		<u>FY 2024-25</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>2023-24</u>	<u>2024-25</u>
	<u>23-24</u>	<u>24-25</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.

2023

LB⁽¹⁾ LB 364

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Nebraska Accountability & Disclosure Commission

Prepared by: ⁽³⁾ Frank Daley Date Prepared: ⁽⁴⁾ January 13, 2023 Phone: ⁽⁵⁾ 402-471-2522

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2023-24</u>		<u>FY 2024-25</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>2023-24</u>	<u>2024-25</u>
	<u>23-24</u>	<u>24-25</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.

2023

LB⁽¹⁾ 364

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Lancaster County Election Commissioner

Prepared by: ⁽³⁾ David J. Shively Date Prepared: ⁽⁴⁾ 1/18/2022 Phone: ⁽⁵⁾ 402 441-7311

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2023-24</u>		<u>FY 2024-25</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	\$0.00		\$0.00	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS				

Explanation of Estimate: LB 364 requires that the Election Commissioner in counties with a population of over 100,00 be elected rather than appointed as it states in current state law. While LB 364 does not mention what will happen with the Chief Deputy, all county elected officials have a Chief Deputy. Therefore, the Lancaster County Election Commissioner does not believe that there will be any fiscal impact to the County since both positions will still be in existence if LB 364 is passed into law.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2023-24</u>	<u>2024-25</u>
	<u>23-24</u>	<u>24-25</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.

2023

LB364⁽¹⁾ *Provide for election of election commissioners and eliminate certain deputy positions*

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ DOUGLAS COUNTY, NEBRASKA

Prepared by: ⁽³⁾ Brian W. Kruse,
Douglas County Election
Commissioner Date Prepared: ⁽⁴⁾ 1/23/2023 Phone: ⁽⁵⁾ 402-444-8683

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2023-24</u>		<u>FY 2024-25</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	<u>N/A</u>	<u>N/A</u>	<u>ON-GOING</u>	<u>N/A</u>

Explanation of Estimate:

**Statement of Douglas County Election Commissioner, Brian W. Kruse
Fiscal Note for LB364**

January 18, 2023

The major fiscal impact would occur from the elimination of the Chief Deputy Election Commissioner position which is a full-time contributing position, and therefore, would need to be replaced with a full-time employee. The current salary is \$93,982.00 which does not include benefits.