

**FISCAL NOTE**  
**LEGISLATIVE FISCAL ANALYST ESTIMATE**

<b>ESTIMATE OF FISCAL IMPACT – STATE AGENCIES</b> (See narrative for political subdivision estimates)				
	<b>FY 2023-24</b>		<b>FY 2024-25</b>	
	<b>EXPENDITURES</b>	<b>REVENUE</b>	<b>EXPENDITURES</b>	<b>REVENUE</b>
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS	See Below	See Below	See Below	See Below
TOTAL FUNDS	See Below	See Below	See Below	See Below

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

LB 44 adopts the Midwest Interstate Passenger Rail Compact (the Compact).

The Compact's purpose is:

1. To promote development and implementation of improvements to intercity passenger rail service in the Midwest;
2. To coordinate interaction among Midwestern state elected officials and their designees on passenger rail issues;
3. To promote development and implementation of long-range plans for high-speed rail passenger service in the Midwest and among other regions of the United States;
4. To work with the public and private sectors at the federal, state, and local levels to ensure coordination among the various entities having an interest in passenger rail service and to promote Midwestern interests regarding passenger rail; and
5. To support efforts of transportation agencies involved in developing and implementing passenger rail service in the Midwest.

LB 44 establishes a commission which has equal numbers of members from each participating state. Commission duties include such things as advocating for funding, identifying and developing ways for states to form partnerships, developing a long-term interstate plan for high-speed rail passenger service, interstate cooperation, and adopting bylaws governing the commission's activities and procedures. The Commission shall meet at least once in each calendar year. Commission members shall serve without compensation from the Commission.

Funding for the Commission to finance the general operations shall be appropriated by each state legislature by equal apportionment among the compacting states. States which are eligible to join the Compact include: Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, and Wisconsin.

Section 2 of LB 44 prohibits Nebraska from participating in any rail project or appropriating funds for any rail project proposed by the Midwest Interstate Passenger Rail Compact unless the specific project is authorized by the enactment of a legislative bill.

Section 3 creates the Midwest Interstate Passenger Rail Compact Cash Fund. It should be noted that this fund is not specified to be housed or utilized by any specific agency, board, or commission.

The Department of Administrative Services estimates the need for Revolving Fund authority in the amounts of \$12,988 for FY24 and \$15,303 for FY25. This would address any required physical space needs, OCIO charges, and associated costs for office equipment. There is no basis to disagree with these estimates.

It should be noted that the language in LB 44 does not specify an agency responsible for any overhead costs and/or administrative functions. In order to provide proper appropriation authority and administrative oversight LB 44 needs to address such issues by clarifying which agency will house this administrative authority. Furthermore, no estimate is available regarding Nebraska's potential costs to finance the general operations of the Commission.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE					
LB:	44	AM:	AGENCY/POLT. SUB: Department of Administrative Services		
REVIEWED BY:	Lee Will	DATE:	1/19/2023	PHONE:	(402) 471-4175
COMMENTS: The Department of Administrative Service's assessment of fiscal impact seems reasonable given the assumption used.					

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE					
LB:	44	AM:	AGENCY/POLT. SUB: Public Service Commission		
REVIEWED BY:	Lee Will	DATE:	1/17/2023	PHONE:	(402) 471-4175
COMMENTS: Concur with the Public Service Commission's assessment of no fiscal impact.					

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE					
LB:	44	AM:	AGENCY/POLT. SUB: Department of Transportation		
REVIEWED BY:	Lee Will	DATE:	1/19/2023	PHONE:	(402) 471-4175
COMMENTS: Concur with the Department of Transportation's assessment of no fiscal impact.					

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

**2023**

**LB<sup>(1)</sup> 44**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> Department of Administrative Services (DAS) – State Building Division (SBD), Office of the Chief Information Officer (OCIO)

Prepared by: <sup>(3)</sup> Jennifer Sommars-Link Date Prepared: <sup>(4)</sup> 01/08/2023 Phone: <sup>(5)</sup> 402-471-1405

**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>
<b>GENERAL FUNDS</b>	_____	_____	_____	_____
<b>CASH FUNDS</b>	_____	_____	_____	_____
<b>FEDERAL FUNDS</b>	_____	_____	_____	_____
<b>REVOLVING FUNDS</b>	<u>See Below</u>	<u>See Below</u>	<u>See Below</u>	<u>See Below</u>
<b>TOTAL FUNDS</b>	=====	=====	=====	=====

**Explanation of Estimate:**

The Department of Administrative Services – State Building Division (DAS-SBD) would have the responsibility of securing office space for the executive director and such staff as required. It is estimated that the square foot requirements are 200 square feet for each new staff member at an estimated rate of \$22 per square foot.

DAS-SBD would request additional revolving fund spending authority to provide commercial space to the new Agency. The new agency would be billed monthly by DAS-SBD for the amount of the commercial lease. Depending on the staffing numbers there may be state-owned space available, but that is undeterminable at this time.

The new commission would also require one-time and on-going services from the Office of the Chief Information Officer (OCIO). The commercial space may require one-time network setup costs estimated to be \$815 per installation plus monthly services for a phone, computer lease and other technology services estimated at \$254 per month. The OCIO would request additional revolving fund spending authority to provide these one-time and on-going services. The new commission would be billed for the one-time and the monthly services.

DAS-SBD would additionally estimate costs of \$5,500 per cubicle added and \$7,000 per office added to such space. These costs could be paid directly by the commission to the vendor or processed and billed back to the commission by DAS-SBD.

Such fiscal impact would occur during the second quarter of FY 2023-24 with the larger impact occurring in FY 2024-25.

DAS SBD and OCIO are requesting an increase in revolving fund appropriation that is sufficient to cover the additional operational costs as a result of the creation of a new commission. The table below provides an estimate of those costs and the estimated revolving fund appropriation that could be applied to each new teammate hired by the commission.

<b>Revolving Fund Appropriation Estimate Per Employee over 12-month Period</b>		
	<b>Low Estimate</b>	<b>High Estimate</b>
Office Space (est. 200 sq ft @ \$22 per ft)	\$4,440	\$4,440
Technology Fees (est. \$254 over 12-months plus one-time costs)	\$3,048	\$3,863
Cubicle/Office Materials	\$5,500	\$7,000
<b>Total 12-Month Estimate</b>	<b>\$12,988</b>	<b>\$15,303</b>

**BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE**

**Personal Services:**

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2023-24 EXPENDITURES</u>	<u>2024-25 EXPENDITURES</u>
	<u>23-24</u>	<u>24-25</u>		
Benefits.....				
Operating.....				
Travel.....				
Capital outlay.....				
Aid.....				
Capital improvements.....				
TOTAL.....				

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

**2023**

**LB<sup>(1)</sup> 44**

**FISCAL NOTE**

State Agency OR Political Subdivision Name: <sup>(2)</sup> Nebraska Public Service Commission

Prepared by: <sup>(3)</sup> Laurie Casados Date Prepared: <sup>(4)</sup> 1/11/2023 Phone: <sup>(5)</sup> 402-471-0252

**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>0</u>	<u>0</u>	<u>0</u>	<u>0</u>

Explanation of Estimate:

This bill has no fiscal impact for the Nebraska Public Service Commission.

**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.....	_____	_____	<u>0</u>	<u>0</u>

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

**2023**

**LB<sup>(1)</sup> 44**

**FISCAL NOTE**

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

Prepared by: <sup>(3)</sup> Liza Alderman Date Prepared: <sup>(4)</sup> 1/9/23 Phone: <sup>(5)</sup> 402-479-4692

**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:**

LB 44 adopts the Midwest Interstate Passenger Rail Compact and creates a commission to carry out the duties of the compact. The commission shall consist of four resident members of each state as follows: The Governor or the Governor's designee, one member of private sector who is appointed by the Governor, and two legislators, one from each legislative chamber (or unicameral legislature).

This bill does not appear to give a role to the Department of Transportation, therefore 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.....	_____	_____	_____	_____