

Am

PREPARED BY:
DATE PREPARED:
PHONE:

Tom Bergquist
February 09, 2011
471-0062

LB 617

Revision: 00

FISCAL NOTE

LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES *				
	FY 2011-12		FY 2012-13	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	182,000		0	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	182,000		0	

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

LB 617 would create the Administrative Rules Review Committee, which would consist of the chairpersons of the Legislature's standing committees. The committee would be staffed by a combination of staff from standing committees and the Clerk of the Legislature. The Clerk of the Legislature would serve as an ex-officio member of the committee. State agencies would submit to the committee a copy of all proposed rules and regulations and amendments to existing rules and regulations. The committee would have 30 days to review the proposed rules and regulations as to their statutory authority and to notify the agency of its approval or disapproval. Rules and regulations would be deemed approved by the committee if no action is taken to approve the rules and regulations within 30 days of receipt. Under LB 617, rules and regulations could only be adopted or amended between the adjournment sine die of a legislative session and November 30 of the same calendar year.

Under current law, agencies file proposed rules with the Legislature. The standing committees are then notified and have the opportunity to respond and/or object. Under LB617 there would be some additional information required to be filed but for the most part the same information would be filed. There could be additional costs if the standing committees were required to meet more often due to these new provisions. However, it's unknown how many instances the standing committee would not meet and simply let the rule go into effect after 30 days without any response.

A major cost impact could be as noted in the Secretary of State's fiscal note response relating to programming costs for the existing public rulemaking docket. Under the existing process the Legislature can have its input prior to or at the public hearing on the rule. Their input is advisory but has no legal standing in the rulemaking approval process. Under LB617 the legislative input would have legal standing in the approval process and therefore should be incorporated into the public rulemaking docket. No basis to disagree with the Secretary of States estimate of \$182,000 one-time reprogramming costs.

DEPARTMENT OF ADMINISTRATIVE SERVICES

REVIEWED BY	Gary Bush	DATE	2/2/11	PHONE	471-2526
COMMENTS					
NEBRASKA DEPARTMENT OF EDUCATION: Concur.					
ENVIRONMENTAL QUALITY: No basis to disagree with estimate of impact.					
DEPARTMENT OF REVENUE: The Department of Revenue makes no estimate of costs at this time. No basis to dispute agency analysis.					

LB 617 FISCAL NOTE

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 LEGISLATIVE COUNCIL

State Agency OR Political Subdivision Name: Nebraska Department of Education

Prepared by: Margaret Worth Date Prepared: 1/27/11 Phone: 471-0312

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2011-12</u>		<u>FY 2012-13</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	_____	_____	_____	_____
CASH FUNDS	_____	_____	_____	_____
FEDERAL FUNDS	_____	_____	_____	_____
OTHER FUNDS	_____	_____	_____	_____
TOTAL FUNDS	_____	_____	_____	_____

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

Explanation of Estimate: None.

MAJOR OBJECTS OF EXPENDITURES

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2011-12</u>	<u>2012-13</u>
	<u>11-12</u>	<u>12-13</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Benefit	_____	_____	_____	_____
Operating	_____	_____	_____	_____
Travel	_____	_____	_____	_____
Capital outlay	_____	_____	_____	_____
Aid	_____	_____	_____	_____
Capital improvements	_____	_____	_____	_____
TOTAL	_____	_____	_____	_____

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LEGISLATIVE FISCAL

LB⁽¹⁾ 0617

FISCAL NOTE

2011

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

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

Prepared by: (3) Willard Bouwens

Date Prepared: (4) February 9, 2011

Phone: (5) 471-8072

Willard Bouwens

	FY 2011-2012		FY 2012-2013	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$0	\$0	\$0	\$0

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

Explanation of Estimate:

There will be minimal fiscal impact to the Department of Health and Human Services.

MAJOR OBJECTS OF EXPENDITURE

PERSONAL SERVICES:

POSITION TITLE	NUMBER OF POSITIONS		2011-2012 EXPENDITURES	2012-2013 EXPENDITURES
	11-12	12-13		
Benefits.....				
Operating.....				
Travel.....				
Capital Outlay.....				
Aid.....				
Capital Improvements.....				
TOTAL.....			\$0	\$0

