

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2014-15		FY 2015-16	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS				
CASH FUNDS	See below	See below	See below	See below
FEDERAL FUNDS				
OTHER FUNDS				
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 1080 would establish a definition of nonprofit nursery stock distributor in law and would exempt nonprofit nursery stock distributors from the Plant Protection and Plant Pest Act, with the following exceptions: 1) Nonprofit stock nursery stock distributors would be required to apply for registration with the Department of Agriculture; 2) The Department would be allowed to charge an inspection fee of \$35 if it inspected a nonprofit distributor and could order the distributor to treat or destroy diseased or infested plants; 3) the nonprofit distributor would be required to notify the department of fundraising sales of nursery stock; and 4) nonprofit distributors would be restricted to one fundraising sale per year.

The Department of Agriculture would need to devote staff time to develop registration forms, identify groups that could potentially be subject to the provisions of LB 1080 and compile both registrations and notifications of fundraising sales. It is estimated that existing staff could carry out the above functions. Other costs to the department would depend upon whether it was necessary for the Department to conduct inspections or to carry out other enforcement actions. While LB 1080 authorizes the Department of assess a \$35 inspection fee, there is no cash fund designated for the deposit of the fee, so the funds would be deposited in the General Fund. If fees were designated for deposit in a cash fund, the revenue could be used by the department to help offset costs, but depending upon the amount of travel and staff time required, the total cost of an enforcement action might not be covered by the \$35 fee.