

BDR 43-491
AB 116

LOCAL GOVERNMENT
FISCAL NOTE

AGENCY'S ESTIMATES

Date Prepared: February 27, 2021

Agency Submitting: Local Government

| Items of Revenue or Expense, or Both | Fiscal Year 2020-21 | Fiscal Year 2021-22 | Fiscal Year 2022-23 | Effect on Future Biennia |
|--------------------------------------|---------------------|---------------------|---------------------|--------------------------|
| | | | | |
| Total | 0 | 0 | 0 | 0 |

Explanation

(Use Additional Sheets of Attachments, if required)

See attached.

Name Michael Nakamoto

Title Deputy Fiscal Analyst

The following responses from local governments were compiled by the Fiscal Analysis Division. The Fiscal Analysis Division can neither verify nor comment on the figures provided by the individual local governments.

Local Government Responses
A.B. 116 / BDR 43 - 491

| <p>City/County: City of Henderson Approved by: Mike Cathcart, Business Operations Manager Comment: AB 116 would have a significant financial impact on the City of Henderson Municipal Court. The impact that can be identified would include personnel, technology updates, professional services, training, mailing, updates to forms and work processes and loss of warrant penalty revenue. The first year start up costs would be approximately \$700,000. Also, there is a possible financial impact that cannot be determined at this time, there is the possibility of reduced revenue from fines dependent on the payment rate once these infractions have become civil rather than criminal.</p> | | | | |
|---|------------|------------|------------|----------------|
| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
| Has Impact | \$0 | \$700,000 | \$855,000 | \$1,045,000 |

| <p>City/County: City of Las Vegas Approved by: Jackie Bruno, Management Analyst I Comment: CLV Fiscal Note for LCB entry: The City of Las Vegas estimates \$2,075,259 for initial fiscal year expenses and approximately \$1.7 million for future biennia, with a minimum impact of \$5.3 million over a 5-year period. The City may incur additional expenses that are not included in this fiscal impact estimate for: personnel costs to undertake collection efforts, including other costs realized for changes to the record keeping system and training of existing officers and academy recruits.</p> <p>The estimated impact includes incremental costs for personnel: collections staff; judicial enforcement supervisor; financial analyst; (3) court clerks; an additional attorney; and a legal secretary. Other estimated costs were identified for reconfiguration of the electronic case management system; technology setup for staff (software, computers, tablets, and phones); training; new civil citation books; and postal fees.</p> <p>Potentially, personnel costs could be reduced, should the bill clarify the court's role in collecting the civil judgement. Section 36(2)(a) allows the court to request the City to undertake collection efforts on the civil judgment. It is unclear whether collection efforts can be undertaken by the Court or if the debt collection would be referred to the City Attorney's Office. This would require at least one more attorney and legal secretary (to research and institute garnishment or other collection proceedings).</p> <p>Total fines and assessments cannot be determined, however we anticipate a significant loss in warrant fees each fiscal year estimated at or around \$3M.</p> | | | | |
|---|-------------|------------|------------|----------------|
| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
| Has Impact | \$2,075,259 | \$802,547 | \$827,487 | \$1,670,687 |

City/County: **City of Reno**

Approved by: Steve Tuttle, RMC Administrator

Comment: Due to the complexity of this bill and the short time frame allotted, it is not possible for Reno Municipal to provide verifiable cost estimates to modify its operation, case management system, warrant process and collection effort of converting traffic citations to civil infractions. Reno Municipal Court also anticipates losing hundreds of thousands of dollars each year in non-payment of fines in fees.

Reno Municipal Court's high-level estimates of converting its operation and electronic tools to civil infractions:

| | |
|---|----------|
| Workflow Redesign | \$30,000 |
| Case Management System Modifications | \$50,000 |
| Website and Mobile App Updates | \$20,000 |
| Professional Services – Interface Updates | \$30,000 |
| Forms Redesign | \$15,000 |
| Certified Mailing | \$35,000 |
| User Training | \$15,000 |

Sub Total: \$195,000

Loss Revenue:

| | |
|------------------------|-----------|
| Fines and Fees | \$600,000 |
| Warrant Fees | \$ 25,000 |
| Recall Active Warrants | \$100,000 |

Sub Total: \$775,000

Total: \$970,000

On-going loss of revenue each year: \$625,000 - \$900,000

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|---------------|-------------------|-------------------|-------------------|-----------------------|
| Has Impact | \$0 | \$970,000 | \$900,000 | \$1,800,000 |

City/County: **City of Sparks**

Approved by: Jeff Cronk, Chief Financial Officer

Comment: This proposed bill would have the effect of shifting Municipal Court imposed fines and fees related to traffic violations to the State Permanent School Fund, resulting in a loss of revenue of approximately \$600,000 each year for the City of Sparks.

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|---------------|-------------------|-------------------|-------------------|-----------------------|
| Has Impact | \$0 | \$0 | (\$300,000) | (\$1,200,000) |

City/County: **Carson City**

Approved by: Sheri Russell, CFO

Comment: No fiscal impact to the Carson City Courts. Sheriff is unsure of how he will meet the three day deadline at this time, as it may include some additional software or personnel costs.

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|----------------------|-------------------|-------------------|-------------------|-----------------------|
| Cannot Be Determined | \$0 | \$0 | \$0 | \$0 |

City/County: **Clark County**

Approved by: Damon Harris, Manager Detention Operations

Comment: Bill generally reduces various traffic/license/registration related offenses from misdemeanors to civil infractions. Since many of these former misdemeanors would be civil infractions, section 80 of the bill specifies that any warrants originating from not paying fines or failing to appear on those traffic citations be cancelled, those affected inmates would presumably be released, and the criminal history repository wiped clean of those warrants. LVJC is estimating up to an average annual revenue loss of \$12.5M between bench warrant fee, fine, and forfeiture collections (all GF revenue). Bill would require a substantial overhaul to the JC case management system (incl. staff training) at a significant (but undetermined) cost not included in the presented figures.

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|---------------|-------------------|-------------------|-------------------|-----------------------|
| Has Impact | \$0 | (\$12,750,000) | (\$12,750,000) | (\$25,500,000) |

City/County: **Humboldt County**

Approved by: Gina Rackley, Comptroller

Comment: We are unable to determine the fiscal impact of this Bill

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|----------------------|-------------------|-------------------|-------------------|-----------------------|
| Cannot Be Determined | \$0 | \$0 | \$0 | \$0 |

City/County: **Lincoln County**

Approved by: Denice Brown, Administrative Assistant

Comment: This bill would cause SIGNIFICANT expense to the County.

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|---------------|-------------------|-------------------|-------------------|-----------------------|
| Has Impact | \$280,000 | \$475,000 | \$475,000 | \$475,000 |

City/County: **Nye County**

Approved by: Savannah Rucker, Nye County Finance Director

Comment: Nye County's interpretation of this bill impacts civil penalty and administrative assessments associated with traffic offenses. If passed, the revenues generated associated with civil penalties, and administrative assessments would move to the State's Permanent School Fund instead of the County itself. Nye County's revenue loss is expected to be substantial and has been represented on this fiscal note. This bill will also impact all Justice Courts due to the increase in administration for traffic offenses, and the expected impact is 1.5 FTEs between all Justice Courts. Nye County General Fund will absorb 75% of this fiscal impact, with the specialty Court funds absorbing the remaining fiscal impact.

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|---------------|-------------------|-------------------|-------------------|-----------------------|
| Has Impact | \$0 | \$0 | (\$894,500) | (\$939,225) |

City/County: **Pershing County**

Approved by: Karen Wesner, Administrative Assistant/HR Rep

Comment: The impact cannot be determined at this time.

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|----------------------|-------------------|-------------------|-------------------|-----------------------|
| Cannot Be Determined | \$0 | \$0 | \$0 | \$0 |

City/County: **Washoe County**

Approved by: Jamie Rodriguez, Government Affairs Manager

Comment: As written the bill will have negative impacts on the Sheriff's Office. Monies will be diverted away from Nevada POST for lesson plan development and training and deposited into a school fund account. The department may be required to develop critical state mandated law enforcement training independent of POST unless these fees and assessments are allocated as currently in statute. Also, Deputies will now have to participate in the civil proceeding absent counsel. The state does not plan to hire any hearing officers so the Deputy will be forced to serve as plaintiff while the violator serves as defendant. As it stands currently, law enforcement testifies rarely on traffic citations issued. These provisions would require the deputies to essentially bring the civil charges forward and participate in the civil process.

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|----------------------|-------------------|-------------------|-------------------|-----------------------|
| Cannot Be Determined | \$0 | \$0 | \$0 | \$0 |

City/County: **White Pine County**

Approved by: Elanie Eldridge, Chief Deputy Finance Director

Comment: This would have financial impact on local government with extra cost to law enforcement agencies with extra filing requirements with the civil penalties for traffic violations.

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|----------------------|-------------------|-------------------|-------------------|-----------------------|
| Cannot Be Determined | \$0 | \$0 | \$0 | \$0 |

School District: **Carson City School District**

Approved by: Andrew J Feuling, Director of Fiscal Services

Comment: While it would certainly add funds to the Permanent School Fund, and some of that would flow to the Carson City School District as prescribed by the PCFP, we do not know how much revenue it would generate.

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|----------------------|-------------------|-------------------|-------------------|-----------------------|
| Cannot Be Determined | \$0 | \$0 | \$0 | \$0 |

School District: **Churchill County School District**

Approved by: Christi Fielding, Comptroller

Comment:

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|---------------|-------------------|-------------------|-------------------|-----------------------|
| No Impact | \$0 | \$0 | \$0 | \$0 |

School District: **Clark County School District**

Approved by: Dillon Kay, Coordinator IV - Budget

Comment: Does not appear to have a material financial impact on CCSD. If passed, the required work could be absorbed into the current workflow.

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|---------------|-------------------|-------------------|-------------------|-----------------------|
| No Impact | \$0 | \$0 | \$0 | \$0 |

School District: **Douglas County School District**

Approved by: Keith Lewis, Superintendent

Comment: We do not anticipate any fiscal impact to Douglas County School District from BDR 43-491. This BDR does not pertain to public education, nor impact any of our employees.

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|---------------|-------------------|-------------------|-------------------|-----------------------|
| No Impact | \$0 | \$0 | \$0 | \$0 |

School District: **Eureka County School District**

Approved by: Tate Else , Superintendent

Comment: We do not believe there will be a fiscal impact with this bill.

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|---------------|-------------------|-------------------|-------------------|-----------------------|
| No Impact | \$0 | \$0 | \$0 | \$0 |

School District: **Lander County School District**

Approved by: Keith Piazza, Finance Officer, LCSD

Comment:

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|---------------|-------------------|-------------------|-------------------|-----------------------|
| No Impact | \$0 | \$0 | \$0 | \$0 |

School District: **Lincoln County School District**

Approved by: Pam Teel, Superintendent

Comment: Unsure of impact on a school district

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|----------------------|-------------------|-------------------|-------------------|-----------------------|
| Cannot Be Determined | \$0 | \$0 | \$0 | \$0 |

School District: **Lyon County School District**

Approved by: Spencer Winward, Finance Manager/Comptroller

Comment: We anticipate no fiscal changes from the proposed changes to traffic offenses.

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|---------------|-------------------|-------------------|-------------------|-----------------------|
| No Impact | \$0 | \$0 | \$0 | \$0 |

School District: **Mineral County School District**

Approved by: JayDee Porrás-Grant, Finance Manager

Comment:

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|---------------|-------------------|-------------------|-------------------|-----------------------|
| No Impact | \$0 | \$0 | \$0 | \$0 |

School District: **Nye County School District**

Approved by: Kelly Wood, Executive Secretary

Comment:

| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
|---------------|-------------------|-------------------|-------------------|-----------------------|
| No Impact | \$0 | \$0 | \$0 | \$0 |

| School District: Pershing County School District | | | | |
|---|-------------------|-------------------|-------------------|-----------------------|
| Approved by: Russell D. Fecht, Superintendent | | | | |
| Comment: | | | | |
| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
| No Impact | \$0 | \$0 | \$0 | \$0 |

| School District: Storey County School District | | | | |
|---|-------------------|-------------------|-------------------|-----------------------|
| Approved by: Kristen Chandler, Business Manager | | | | |
| Comment: | | | | |
| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
| No Impact | \$0 | \$0 | \$0 | \$0 |

| School District: Washoe County School District | | | | |
|--|-------------------|-------------------|-------------------|-----------------------|
| Approved by: Lindsay Anderson, Government Affairs Director | | | | |
| Comment: | | | | |
| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
| No Impact | \$0 | \$0 | \$0 | \$0 |

| School District: White Pine County School District | | | | |
|---|-------------------|-------------------|-------------------|-----------------------|
| Approved by: Paul Johnson, Chief Financial Officer | | | | |
| Comment: | | | | |
| Impact | FY 2020-21 | FY 2021-22 | FY 2022-23 | Future Biennia |
| No Impact | \$0 | \$0 | \$0 | \$0 |

The following cities/counties/school districts did not provide a response: City of Elko, City of North Las Vegas, Churchill County, Douglas County, Elko County, Esmeralda County, Eureka County, Lander County, Lyon County, Mineral County, Storey County, Elko County School District, Esmeralda County School District, and Humboldt County School District.