

PREPARED BY: Scott Danigole
 DATE PREPARED: February 02, 2021
 PHONE: 471-0055

LB 621

Revision: 00

FISCAL NOTE
LEGISLATIVE FISCAL ANALYST ESTIMATE

ESTIMATE OF FISCAL IMPACT – STATE AGENCIES (See narrative for political subdivision estimates)				
	FY 2021-22		FY 2022-23	
	EXPENDITURES	REVENUE	EXPENDITURES	REVENUE
GENERAL FUNDS	\$174,298		\$176,947	
CASH FUNDS				
FEDERAL FUNDS				
OTHER FUNDS				
TOTAL FUNDS	\$174,298		\$176,947	

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

LB 621 is the Social Media Fairness Act.

Under the Act, if an individual or business in Nebraska has a dominant social media web site account disabled, suspended, or censored by a dominant social media web site, the dominate social media web site must provide electronic notice to such individual or business user within thirty days after taking such action. The notice must adequately explain why the account was suspended, disabled, or censored. If the owner or operator of the dominant social media web site would have violated the First Amendment had the owner or operator of the dominant social media web site been a government actor, the owner or operator shall be fined one hundred thousand dollars per violation. Such action for a fine shall be initiated and collected by the Attorney General. All fines collected by the Attorney General pursuant to this section shall be remitted to the State Treasurer for distribution in accordance with Article VII, section 5, Constitution of Nebraska.

The Attorney General estimates the need for 2.0 FTE to address the provisions of LB 621. This is due to the frequency of disabled, suspended, or censored social media accounts. There is no basis to disagree with this estimate.

ADMINISTRATIVE SERVICES STATE BUDGET DIVISION: REVIEW OF AGENCY & POLT. SUB. RESPONSE		
LB: 621	AM:	AGENCY/POLT. SUB: Nebraska Attorney General (11)
REVIEWED BY: Joe Wilcox	DATE: 02/01/2021	PHONE: (402) 471-4178
COMMENTS: No basis to dispute the Nebraska Attorney General estimate of potential Fiscal Impact to the Agency from LB 621.		

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

2021

LB⁽¹⁾ 621

FISCAL NOTE

State Agency OR Political Subdivision Name: ⁽²⁾ Attorney General

Prepared by: ⁽³⁾ Josh Shasserre Date Prepared: ⁽⁴⁾ 1-29-21 Phone: ⁽⁵⁾ 402-471-2687

ESTIMATE PROVIDED BY STATE AGENCY OR POLITICAL SUBDIVISION

	<u>FY 2021-22</u>		<u>FY 2022-23</u>	
	<u>EXPENDITURES</u>	<u>REVENUE</u>	<u>EXPENDITURES</u>	<u>REVENUE</u>
GENERAL FUNDS	<u>174,298.</u>	<u> </u>	<u>176,947.</u>	<u> </u>
CASH FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
FEDERAL FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
OTHER FUNDS	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TOTAL FUNDS	<u><u>174,298.</u></u>	<u><u> </u></u>	<u><u>176,947.</u></u>	<u><u> </u></u>

Explanation of Estimate:

The new Act proposed by LB621 places duties upon the Attorney General to determine potential First Amendment violations, assess a fine, and collect such a fine for remittance to the Common Schools Fund. Given the apparent frequency of disabling, suspending, or censoring of social media sites as defined by the bill, the Nebraska Department of Justice would require an additional Assistant Attorney General and at least one additional legal support employee.

BREAKDOWN BY MAJOR OBJECTS OF EXPENDITURE

Personal Services:

<u>POSITION TITLE</u>	<u>NUMBER OF POSITIONS</u>		<u>2021-22</u>	<u>2022-23</u>
	<u>21-22</u>	<u>22-23</u>	<u>EXPENDITURES</u>	<u>EXPENDITURES</u>
Assistant Attorney General	<u>1.0</u>	<u>1.0</u>	<u>75,000.</u>	<u>76,500.</u>
Legal Assistant	<u>1.0</u>	<u>1.0</u>	<u>40,000.</u>	<u>40,800.</u>
Benefits.....			<u>59,298.</u>	<u>59,647.</u>
Operating.....			<u> </u>	<u> </u>
Travel.....			<u> </u>	<u> </u>
Capital outlay.....			<u> </u>	<u> </u>
Aid.....			<u> </u>	<u> </u>
Capital improvements.....			<u> </u>	<u> </u>
TOTAL.....			<u><u>174,298.</u></u>	<u><u>176,947.</u></u>