



Fiscal Note
H.B. 5001 2nd Sub. (Gray)
 2020 Fifth Special Session
 Data Privacy Amendments
 by Spendlove, R. (Stratton, Keven.)



General, Education, and Uniform School Funds

JR4-4-101

	Ongoing	One-time	Total
Net GF/EF/USF (rev.-exp.)	\$0	\$0	\$0

State Government

UCA 36-12-13(2)(c)

Revenues	FY 2020	FY 2021	FY 2022
Total Revenues	\$0	\$0	\$0

To the extent that individuals or businesses violate the provisions of this legislation, they could pay a civil penalty of up to \$100,000, or more under certain criteria, as well as attorney costs, which would be deposited in the Attorney General Litigation Fund beginning in FY 2021. If an individual is convicted of a third degree felony as a result of this legislation, the State could realize additional revenue from the criminal penalty to the following accounts beginning in FY 2021: \$3,650 to the General Fund and \$50 to the Court Security Account. If a business is convicted, revenue to the State from the criminal penalty could be as follows: \$14,700 to the General Fund and \$50 to the Court Security Account.

Expenditures	FY 2020	FY 2021	FY 2022
Total Expenditures	\$0	\$0	\$0

To the extent that individuals or businesses violate the provisions of this legislation, the Office of the Attorney General and the Courts could experience additional costs of an unknown amount for enforcement and processing costs, respectively, beginning in FY 2021.

	FY 2020	FY 2021	FY 2022
Net All Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Local Government

UCA 36-12-13(2)(c)

To the extent that an individual is convicted of a third degree felony as a result of this legislation, justice courts could collect additional revenue of \$1,300 from fines and fees beginning in FY 2021. If a business is convicted, revenue to justice courts could be \$5,250. If an individual is sentenced to jail time, county jails could experience costs of \$70 per offender per day.

Individuals & Businesses

UCA 36-12-13(2)(c)

Individuals or businesses who violate the provisions of this legislation could pay a civil penalty of up to \$100,000, or more under certain criteria, as well as attorney costs. Those who are convicted of a third degree felony as a result of this legislation could pay a criminal penalty of \$5,000 for individuals and \$20,000 for businesses.

Regulatory Impact

UCA 36-12-13(2)(d)

Enactment of this legislation could result in a small increase in the regulatory burden for Utah residents or businesses.

Performance Note

JR4-2-404

No performance note required for this bill

Notes on Notes

Fiscal notes estimate the direct costs or revenues of enacting a bill. The Legislature uses them to balance the budget. They do not measure a bill's benefits or non-fiscal impacts like opportunity costs, wait times, or inconvenience. A fiscal note is not an appropriation. The Legislature decides appropriations separately.