



Fiscal Note

H.B. 118

2016 General Session
Public Access of Administrative Action
Amendments
by Greene, B.



General, Education, and Uniform School Funds

JR4-5-101

	Ongoing	One-time	Total
Net GF/EF/USF (rev.-exp.)	\$(153,000)	\$(554,000)	\$(707,000)

State Government

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

Enactment of this legislation could generate one-time revenue of \$128,500 in FY 2017 and FY 2018 and ongoing revenue of \$14,000 beginning in FY 2017 to the Insurance Department Restricted Account from fees paid to the Department of Insurance by persons who petition for removal of a record of administrative disciplinary action from public access. Enactment of this legislation could increase costs from the Commerce Service Fund and conversely reduce year-end transfers to the General Fund by \$95,000 in FY 2016, by \$612,000 in each of FY 2017 and FY 2018, and by \$153,000 each year thereafter.

Revenues	<i>FY 2016</i>	<i>FY 2017</i>	<i>FY 2018</i>
General Fund	\$0	\$(153,000)	\$(153,000)
Commerce Service Fund	\$0	\$153,000	\$153,000
General Fund Restricted	\$0	\$142,500	\$142,500
General Fund, One-Time	\$(95,000)	\$(459,000)	\$(459,000)
Commerce Service, One-time	\$95,000	\$459,000	\$459,000
Total Revenues	\$0	\$142,500	\$142,500

Enactment of this legislation could cost the State \$167,000 ongoing beginning in FY 2017 to process petitions for removal of records of administrative disciplinary action from public access. There could be one-time costs of \$95,000 in FY 2016 and \$587,500 in each of FY 2017 and FY 2018 to process petitions. These costs are as follows: 1. Department of Commerce: \$153,000 ongoing from the Commerce Service Account beginning in FY 2017, \$95,000 one-time from the Commerce Service Account in FY 2016 and \$459,000 one-time from the Commerce Service Account in each of FY 2017 and FY 2018 (spending from the Commerce Service Fund impacts year-end transfers to the General Fund); 2. Department of Insurance: \$14,000 ongoing from the Insurance Department Restricted Account beginning in FY 2017, \$128,500 one-time from the Insurance Department Restricted Account in each of FY 2017 and FY 2018. To the extent that petitioners appeal agency decisions regarding removal of records, the Office of the Attorney General could incur costs of about \$700 per appeal to defend agencies' decisions.

Expenditures	<i>FY 2016</i>	<i>FY 2017</i>	<i>FY 2018</i>
Commerce Service Fund	\$0	\$153,000	\$153,000
General Fund Restricted	\$0	\$142,500	\$142,500
Commerce Service, One-time	\$95,000	\$459,000	\$459,000
Total Expenditures	\$95,000	\$754,500	\$754,500

Net All Funds\$(95,000)\$(612,000)\$(612,000)**Local Government**

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

Enactment of this legislation likely will not result in direct, measurable costs for local governments.

Individuals & Businesses

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

Enactment of this legislation could cost persons who petition the Department of Insurance for removal of a record of administrative disciplinary action from public access a total of \$142,500 in each of FY 2017 and FY 2018 (an estimated 750 petitioners each year) and a total of \$14,000 annually thereafter (an estimated 75 petitioners annually).

No performance note required for this bill
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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.