



Fiscal Note

S.B. 198

2022 General Session
Electronic Free Speech Amendments
by McKell, M.



General, Education, and Uniform School Funds

JR4-4-101

	Ongoing	One-time	Total
Net GF/EF/USF (rev.-exp.)	\$(186,000)	\$(4,000)	\$(190,000)

State Government

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

Revenues	FY 2022	FY 2023	FY 2024
General Fund	\$0	\$(186,000)	\$(186,000)
General Fund, One-time	\$0	\$(4,000)	\$(20,500)
Dedicated Credits Revenue	\$0	\$19,600	\$19,600
Commerce Service Fund	\$0	\$186,000	\$186,000
Commerce Service Fund, One-time	\$0	\$4,000	\$20,500
New Account Created By Bill (FN Only)	\$0	\$246,600	\$246,600
Total Revenues	\$0	\$266,200	\$266,200

Enactment of this bill could reduce year-end transfers to the General Fund from the Commerce Service Account by \$4,000 one-time in FY 2023 and by \$20,500 one-time in FY 2024 and \$186,000 ongoing beginning in FY 2023. Enactment of this bill could also increase Dedicated Credits for the Attorney General by \$19,600 annually beginning in FY 2023. This bill also creates the Protecting Internet Speech Restricted Account to be funded by civil enforcement actions; while the account may not exceed \$1,000,000 at the close of a fiscal year, an estimated \$246,600 would be needed to pay for Attorney General enforcement costs.

Expenditures	FY 2022	FY 2023	FY 2024
Dedicated Credits Revenue	\$0	\$19,600	\$19,600
Commerce Service Fund	\$0	\$186,000	\$186,000
Commerce Service Fund, One-time	\$0	\$4,000	\$20,500
New Account Created By Bill (FN Only)	\$0	\$246,600	\$246,600
Total Expenditures	\$0	\$456,200	\$472,700

Enactment of this bill could cost the Department of Commerce \$4,000 one-time in FY 2023 and \$20,500 in FY 2024 and \$186,000 ongoing beginning in FY 2023 from the Commerce Service Account for investigating complaints and establishing an administrative system. Spending from the Commerce Service Account impacts year-end transfers to the General Fund. Enactment of this legislation could also cost the Attorney General \$19,600 ongoing in Dedicated Credits to provide legal advice to the

Department of Commerce. Enactment of this legislation could also cost the Attorney General \$246,600 ongoing from the newly created Protecting Internet Speech Restricted Account beginning in FY 2023 to enforce provisions of the bill.

	FY 2022	FY 2023	FY 2024
Net All Funds	\$0	\$(190,000)	\$(206,500)

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)(c)

To the extent that a social media corporation violates provisions of this legislation, it could pay a civil penalty of up to \$1,000 per Utah account holder affected by the violation. While the number of violations is unknown, a total of \$246.600 would be required to pay projected Attorney General costs.

Regulatory Impact

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

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

Performance Evaluation

JR1-4-601

This bill does not create a new program or significantly expand an existing program.

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.