



Fiscal Note

S.B. 226 3rd Sub. (Ivory)

2022 General Session
 Higher Education Data Privacy and
 Governance Revisions
 by Anderegg, J. (Moss, Jefferson.)



General, Education, and Uniform School Funds

JR4-4-101

	Ongoing	One-time	Total
Net GF/EF/USF (rev.-exp.)	\$(770,000)	\$(275,000)	\$(1,045,000)

State Government

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

Revenues	FY 2022	FY 2023	FY 2024
Total Revenues	\$0	\$0	\$0

To the extent that more people are convicted as a result of this bill and pay their financial obligation, this could increase revenue/case in the following amounts: (1) General Fund \$1,070; (2) Court Security \$53. To the extent that education institutions or their third-party contractors violate provisions of this bill, the Board of Higher Education could receive up to \$25,000 in civil penalties from institutions, however the total amount is unknown.

Expenditures	FY 2022	FY 2023	FY 2024
General Fund	\$0	\$0	\$0
Education Fund	\$0	\$770,000	\$770,000
Education Fund, One-time	\$0	\$275,000	\$0
Federal Funds	\$0	\$0	\$0
Transfers	\$0	\$0	\$0
Total Expenditures	\$0	\$1,045,000	\$770,000

Enactment of this legislation appropriates \$770,000 ongoing beginning in FY 2023 and \$275,000 one-time in FY 2023 from the Education Fund to the Board of Higher Education. Enactment could cost the board approximately these amounts for up to seven full-time permanent positions and two full-time temporary positions to implement a data research program. Enactment moves the Utah Data Research Center (UDRC) from the Department of Workforce Services (DWS) to the board, which could lead to moving FY 2023 ongoing appropriations for UDRC from DWS to the board as follows: \$966,200 from the General Fund; \$6,700 from federal funds; and \$435,800 from revenue transfers. To the extent that education institutions or their third-party contractors violate provisions of this bill, this could cost institutions up to \$25,000 in civil penalties plus payment of damages and costs to parents and students, however the total amount is unknown.

	FY 2022	FY 2023	FY 2024
Net All Funds	\$0	\$(1,045,000)	\$(770,000)

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Local Government

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

Enactment of this bill could increase revenue to local governments by about \$380/case for fines/fees. This bill could also cost justice courts an unknown amount in court processing costs and county jails about \$83/day/offender in incarceration costs.

Individuals & Businesses

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

To the extent that individuals violate provisions of this bill, this could cost certain offenders about \$1,500/case, however the total amount is unknown.

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 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.