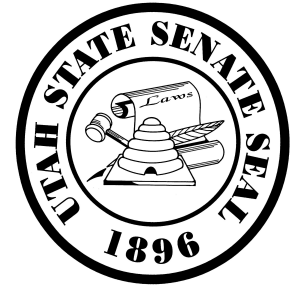




**Fiscal Note**  
**S.B. 61 3rd Sub. (Ivory)**

2024 General Session  
 Electronic Cigarette Amendments - As Amended  
 by Plumb, J. (Plumb, Jen.)



**General, Income Tax, and Uniform School Funds**

JR4-4-101

	Ongoing	One-time	Total
Net GF/ITF/USF (rev.-exp.)	\$0	\$(20,500)	\$(20,500)

**State Government**

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

Revenues	FY 2024	FY 2025	FY 2026
Electronic Cigarette Substance and Nicotine Product Proceeds Restricted Account (GFR)	\$0	\$(4,200,000)	\$(7,800,000)
<b>Total Revenues</b>	<b>\$0</b>	<b>\$(4,200,000)</b>	<b>\$(7,800,000)</b>

Enactment of this legislation may reduce revenues to the Electronic Cigarette Substance and Nicotine Product Proceeds Restricted Account by (\$4,200,000) in FY 2025 and (\$7,800,000) ongoing in FY 2026. To the extent that more people are convicted as a result of this legislation and pay their financial obligation, this could increase state revenue per case in the following amounts: (1) General Fund \$70; (2) Court Security \$38.

Expenditures	FY 2024	FY 2025	FY 2026
General Fund, One-time	\$20,500	\$0	\$0
Electronic Cigarette Substance and Nicotine Product Proceeds Restricted Account (GFR)	\$0	\$2,027,000	\$527,000
<b>Total Expenditures</b>	<b>\$20,500</b>	<b>\$2,027,000</b>	<b>\$527,000</b>

Enactment of this Legislation may cost the State \$20,500 General Fund in FY 2024 and from the Electronic Cigarette Substance and Nicotine Product Proceeds Restricted Account \$2,027,000 in FY 2025 and \$527,000 ongoing in FY 2026 to certify 2,000 electronic cigarette products. The Tax Commission has indicated that it can absorb \$27,000 ongoing in FY 2025 from the Electronic Cigarette Substance and Nicotine Product Proceeds Restricted Account.

	FY 2024	FY 2025	FY 2026
<b>Net All Funds</b>	<b>\$(20,500)</b>	<b>\$(6,227,000)</b>	<b>\$(8,327,000)</b>

S.B. 61 3rd Sub. (Ivory)

**Local Government**

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

Enactment of this legislation could increase revenue to local governments by about \$230 per case for fines/fees. Local government entities could experience the following estimated expenditures: 1. Prosecutors - \$812 per case; 2. Public Defense - \$900 per case; 3. County Jails - unknown increase at about \$83 per day per offender in incarceration costs; 4. Local Justice Court - unknown increase.

**Individuals & Businesses**

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

Electronic cigarette product businesses may pay as a group around \$2,000,000 in FY 2025 and \$500,000 ongoing in FY 2026. To the extent that individuals violate provisions of this legislation, this could cost certain offenders about \$340 per case, however the total amount is unknown.

**Regulatory Impact**

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

Enactment of this legislation could result in a large 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.