

LEGISLATIVE FISCAL OFFICE
Fiscal Note



Fiscal Note On: **HB 340** HLS 14RS 100

Bill Text Version: **ORIGINAL**

Opp. Chamb. Action:

Proposed Amd.:

Sub. Bill For.:

Date: March 12, 2014 1:20 PM	Author: JAMES
Dept./Agy.:	Analyst: Charley Rome
Subject: Creates the Personal Online Account Privacy Protection Act	

PRIVACY/COMPUTERS OR NO IMPACT See Note
Creates the Personal Online Account Privacy Protection Act

The proposed legislation creates the Personal Online Account Privacy Protection Act which protects an employee or an applicant for employment from an employer's request for access to an employee's or applicant's personal online account. The bill defines "personal online account" as an online account used primarily or exclusively for personal communications. The proposed legislation also prohibits an employer from discharging, disciplining, failing to hire, or otherwise penalize or threaten to penalize an employee or applicant for failure to grant access to the employee's or applicant's personal online account. The bill also prohibits public and private educational institutions from requesting or requiring a student or prospective student to disclose information allowing access to the student's or prospective student's personal online account. The bill also prohibits expelling, disciplining, failing to admit, or otherwise penalizing or threatening to penalize a student or prospective student for failure to disclose such information. These protections do not apply to electronic devices/accounts/services paid for or provided by employers or educational institutions excluding devices given to students.

EXPENDITURES	2014-15	2015-16	2016-17	2017-18	2018-19	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

REVENUES	2014-15	2015-16	2016-17	2017-18	2018-19	5 -YEAR TOTAL
State Gen. Fd.	\$0	\$0	\$0	\$0	\$0	\$0
Agy. Self-Gen.	\$0	\$0	\$0	\$0	\$0	\$0
Ded./Other	\$0	\$0	\$0	\$0	\$0	\$0
Federal Funds	\$0	\$0	\$0	\$0	\$0	\$0
Local Funds	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	\$0
Annual Total	\$0	\$0	\$0	\$0	\$0	\$0

EXPENDITURE EXPLANATION

There is no anticipated direct material effect on governmental expenditures as a result of this measure. The bill protects employees or applicants for employment from potential employers' or employers' access to their personal online accounts. State agencies should not incur additional costs by being denied access to job applicants'/employees' personal online accounts. The bill also protects students or prospective students from an educational institutions' access to their personal online accounts. State educational institutions should not incur additional costs by being denied access to students' or prospective students' personal online accounts.

REVENUE EXPLANATION

There is no anticipated direct material effect on governmental revenues as a result of this measure.

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|---|----------------------------|--------------|--|
| <u>Senate</u> | <u>Dual Referral Rules</u> | <u>House</u> | <input type="checkbox"/> 6.8(F)(1) >= \$100,000 SGF Fiscal Cost {H & S} |
| <input type="checkbox"/> 13.5.1 >= \$100,000 Annual Fiscal Cost {S&H} | | | <input type="checkbox"/> 6.8(F)(2) >= \$500,000 State Rev. Reduc. {H & S} |
| <input type="checkbox"/> 13.5.2 >= \$500,000 Annual Tax or Fee Change {S&H} | | | <input type="checkbox"/> 6.8(G) >= \$500,000 Tax or Fee Increase or a Net Fee Decrease {S} |

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