

Fiscal Estimate Narratives

DFI 07/18/2001

LRB Number 01-0997/3	Introduction Number AB-459	Estimate Type Original
Subject Compiled privacy bill		

Assumptions Used in Arriving at Fiscal Estimate

AB 459 includes several privacy related items. Three items were identified that affect the Department:

***social security numbers on public records:**

Certain records require the collection of social security numbers. As required by law, certain applications must include a social security number to be matched with DOR and DWD data. Currently, as records are requested, the Department redacts that information. There would be no new costs associated with that procedure.

***tracking of consumer internet usage by issuers of consumer credit**

This bill includes language that would prohibit creditors under an open-end credit plan from storing a "cookie." This may increase slightly the number of complaints received by the Department, but it is expected the increased volume can be handled by current staff.

***disclosure of credit reports**

This bill requires certain disclosures to individuals by credit reporting agencies. It also provides for penalties, including fines and imprisonment, for violating the provisions.

While the bill does not explicitly state so, based on comparable existing laws, it is assumed that violations identified will be referred to either the department of justice or county district attorney offices for prosecution and enforcing any penalties.

Again, while not explicitly stated, it is assumed the Division of Banking will have some responsibility associated with this portion of the bill because of its placement in Chapter 224. However, it is not clear what the responsibilities are, and it is difficult to estimate what the fiscal impact will be. Assuming the Division will be responsible for accepting and responding to complaints, an estimate of approximately 1.0 FTE may be appropriate for receipt of the complaint, investigation, record keeping and efforts to resolve compliance issues. However, if other responsibilities are intended, including industry and consumer education and/or agency examination, additional resources will be necessary.

Long-Range Fiscal Implications