

## State Corporation Commission 2014 Fiscal Impact Statement

**1. Bill Number:** HB13

<b>House of Origin</b>	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
<b>Second House</b>	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

**2. Patron:** Marshall, R.G.

**3. Committee:** Commerce and Labor

**4. Title:** Telecommunications providers; notices of data releases to federal agencies.

**5. Summary:** Telecommunications providers; notices of data releases to federal agencies. Requires any provider of telephone service, commercial mobile radio service, and Voice-over-Internet Protocol service to conspicuously disclose to its customers, both in periodic billing statements and in contracts for telecommunications services or for the sale or lease of equipment, whether the provider is being, or has been, directed by order of the U.S. Foreign Intelligence Surveillance Court or other court to provide call detail records or telephony metadata for its customers to the National Security Agency or other agency of the federal government. If so, the provider is also required to include a description of the nature and type of call detail records or telephony metadata that it is being, or has been, directed to provide to such agency. If the telecommunications provider is prohibited from disclosing such information, it shall disclose that fact. Providers are exempt from such requirements if federal statutory law or court order prohibits them from making the disclosures. The measure also provides that the State Corporation Commission (i) has jurisdiction over wireless and Voice-over Internet Protocol service providers to the extent necessary to enforce these disclosure requirements and (ii) may require providers to furnish to it information in order to show their compliance with these requirements.

**6. Budget Amendment Necessary:** No

**7. Fiscal Impact Estimates:** Unknown. See Item 8.

**8. Fiscal Implications:** The bill would require the Commission to enforce billing disclosure requirements on telecommunications companies (including non-certificated and non-jurisdictional companies) resulting in unknown costs for enforcement.

**9. Specific Agency or Political Subdivisions Affected:** State Corporation Commission

**10. Technical Amendment Necessary:** None

**11. Other Comments:** This bill involves national security matters and would require the Commission to enforce billing disclosure requirements for both regulated and unregulated telecommunications providers, telecommunications services, non-telecommunications services (i.e. equipment) and contracts.

**Date:** 1/23/14  
W. Irby