

Department of Planning and Budget 2015 Fiscal Impact Statement

1. Bill Number: HB1673H1

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

2. Patron: Anderson

3. Committee: Passed Both Houses

4. Title: Government Data Collection and Dissemination Practices Act; limitations on use of information.

5. Summary: The proposal limits the ability of law-enforcement and regulatory agencies to use any surveillance technology, including license plate readers, to collect and maintain personal information on individuals and organizations where a warrant has not been issued and there is no reasonable suspicion of criminal activity by the individual or organization.

Information collected by a license plate reader without a warrant shall only be retained for seven days and shall only be used for the investigation of a crime or a report of a missing person. The bill codifies an opinion of the Attorney General regarding the Government Data Collection and Dissemination Practices Act.

6. Budget Amendment Necessary: No.

7. Fiscal Impact Estimates: Final. See Item 8.

8. Fiscal Implications: The legislation would require a criminal or administrative warrant before law enforcement or regulatory agencies can use technology to collect or maintain personal information in a passive manner when the data collected is not intended for prompt evaluation and potential use for suspected criminal activity or terrorism by an individual or organization. However, law enforcement agencies can collect information from license plate readers and the information can be retained only for seven days unless it is being utilized in an ongoing investigation. The legislation has no known fiscal impact on state agencies.

9. Specific Agency or Political Subdivisions Affected: Department of State Police and local law enforcement agencies.

10. Technical Amendment Necessary: None.

11. Other Comments: None.

Date: 2/27/2015-HB1673H1.docx