

## **Department of Planning and Budget**

### **2019 Fiscal Impact Statement**

**1. Bill Number:** HB2494

<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:** Tran

**3. Committee:** Committee Referral Pending

**4. Title:** Government Data Collection and Dissemination Practices Act; religious preferences and affiliations.

**5. Summary:** Prohibits any state agency maintaining an information system that includes personal information from collecting or disseminating to federal government authorities information concerning the religious preferences and affiliations of data subjects for the purpose of compiling a list, registry, or database of individuals based on religious affiliation, national origin, or ethnicity, unless specifically required by state or federal law. This prohibition applies even if consent is given to disseminate such information to public institutions of higher education, state facilities under Title 37.2 (Behavioral Health and Developmental Services), and juvenile correctional facilities established pursuant to Title 66 (Juvenile Justice) or Chapter 11 (§ 16.1-226 et seq.) of Title 16.1 (Juvenile and Domestic Relations District Courts). This bill is a recommendation of the Virginia Freedom of Information Advisory Council.

**6. Budget Amendment Necessary:** No

**7. Fiscal Impact Estimates:** Indeterminate, see Item 8.

**8. Fiscal Implications:** To the extent that the bill limits the sharing of certain information, no direct fiscal impact is anticipated. Indirect impacts may occur if the prohibited information must be shared as a condition of receiving federal grants or other revenue.

**9. Specific Agency or Political Subdivisions Affected:** Any agency, authority, board, department, division, commission, institution, bureau, or like governmental entity of the Commonwealth or of any unit of local government including counties, cities, towns, regional governments, and the departments thereof, and includes constitutional officers, except as otherwise expressly provided by law. "Agency" shall also include any entity, whether public or private, with which any of the foregoing has entered into a contractual relationship for the operation of a system of personal information to accomplish an agency function (per § 2.2-3801); any public institution contemplated in Title 23.1 (per § 23.1-100); any "state facility" within the meaning of § 37.2-712; and any juvenile correctional facility (per § 66-25.3).

**10. Technical Amendment Necessary:** No.

**11. Other Comments:** None.