

## **Department of Planning and Budget 2020 Fiscal Impact Statement**

**1. Bill Number: HB 68**

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

**2. Patron: Carter**

**3. Committee: Committee Referral Pending**

**4. Title: Digital devices; deactivation or alteration of embedded software**

**5. Summary:** Prohibits the original equipment manufacturer of a digital device from deactivating embedded software, defined in the bill, in the digital device or altering embedded software so as to substantially alter the functioning of the digital device as a response to its being repaired by an independent repair provider. The measure also provides that the original equipment manufacturer of a digital device shall not be liable to an owner of a digital device for any damages resulting from repair or modification to the digital device made at the request of the owner by an independent repair provider

**6. Budget Amendment Necessary: No**

**7. Fiscal Impact Estimates: Indeterminate**

**8. Fiscal Implications:** The fiscal impact of this bill is indeterminate, although any potential impact is expected to be minimal to the state. According to the Virginia Information Technologies Agency (VITA) independent repair facilities are not used to repair Commonwealth of Virginia (COV) electronic devices. VITA and agencies receive authorized repair and refresh services as part of the COV IT infrastructure services and, typically, agencies enter into maintenance agreements for any agency-owned equipment.

**9. Specific Agency or Political Subdivisions Affected: None**

**10. Technical Amendment Necessary: No**

**11. Other Comments:** The fiscal impact for this bill is indeterminate.