

***Only Impacts on Original or Engrossed
Versions are Considered Official***

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Measure Description:

Prohibits broadband internet access service providers from disclosing customer’s personal information without consent. Creates Task Force on Broadband Security.

Government Unit(s) Affected:

Department of Justice, Judicial Department, Legislative Assembly, Legislative Policy and Research Office

Analysis:

The measure prohibits broadband internet access service providers from disclosing customer’s personal information without consent. The measure provides that a customer whose information is disclosed or sold in violation of the measure has a private right of action, and the broadband internet service provider is in violation of the Unlawful Trade Practice Act.

The Judicial Department anticipates a minimal fiscal impact as a result of the potential increase in civil cases filed. The Department of Justice (DOJ) notes that the measure would require a court order to gather customer information from an internet service provider for customers suspected of cybercrimes like child pornography. Currently, DOJ receives tips from the National Center and sends out subpoenas for suspect information. Under the measure, DOJ would be required to file a petition and an affidavit to the courts instead of issuing a subpoena. Based on DOJ’s current volume of 25 subpoenas issued per week on cybertips related to internet crimes against children, the Department anticipates the need for an additional 1.50 FTE of an Assistant Attorney General position.

The measure also creates the eleven-member Task Force on Broadband Security to be staffed by the Legislative Policy and Research Office.

This fiscal impact is for the purpose of transmitting the measure from the House Committee on Rules to the Joint Committee on Ways and Means. A more complete analysis of the measures fiscal impact will be completed as the bill is considered by the Joint Committee on Ways and Means.

Further Analysis Required