

**FISCAL IMPACT OF PROPOSED LEGISLATION**

**Measure: HB 2052 A**

82nd Oregon Legislative Assembly – 2023 Regular Session

**Legislative Fiscal Office**

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

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**Measure Description:**

Provides that data broker may not collect, sell or license brokered personal data within this state unless data broker first registers with Department of Consumer and Business Services.

**Government Unit(s) Affected:**

Department of Consumer and Business Services

**Summary of Fiscal Impact:**

Costs related to the measure may require budgetary action - See analysis.

**Summary of Expenditure Impact:**

	<b>2023-25 Biennium</b>	<b>2025-27 Biennium</b>
<b>Department of Consumer &amp; Business Services</b>		
<b>Other Funds*</b>		
Personal Services	\$319,413	\$362,969
Services and Supplies	\$73,743	\$78,620
<b>Total Other Funds</b>	<b>\$393,156</b>	<b>\$441,589</b>

**Analysis:** The measure requires data brokers to register annually with the Department of Consumer and Business Services (DCBS) under certain circumstances. The measure also defines a data broker as someone who collects, sells, or licenses brokered personal data to another person, defines business entity and license as used in the measure, and clarifies the term license.

DCBS states that they will need to notify consumers about their rights under this measure and develop a webpage to make the data available to both data brokers and consumers. DCBS proposes using the Nationwide Multi-State Licensing System (NMLS), a platform for licensing and registering non-depository financial services for participating state agencies. If the NMLS does not provide the needed functionality, DCBS may need to procure a stand-alone system through the public procurement process, which may increase the costs of the solution. This analysis is based on the use of the NMLS. If the NMLS does not meet the measure’s requirements, DCBS may need to return to the Legislature to request additional funding. DCBS anticipates the need for the following positions: one Compliance Specialist 2 (0.88 FTE) and one Program Analyst 2 (0.88 FTE) to staff and implement the new program.