

Fiscal Note

State of Alaska
2018 Legislative Session

Bill Version: SB 118
Fiscal Note Number: _____
() Publish Date: _____

Identifier: SB118-LAW-CIV-03-30-18
Title: DISCLOSURE OF CUSTOMER INFORMATION
Sponsor: WIELECHOWSKI
Requester: Senate State Affairs

Department: Department of Law
Appropriation: Civil Division
Allocation: Commercial and Fair Business
OMB Component Number: 2717

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below.

(Thousands of Dollars)

	FY2019 Appropriation Requested	Included in Governor's FY2019 Request	Out-Year Cost Estimates				
OPERATING EXPENDITURES	FY 2019	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023	FY 2024
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Fund Source (Operating Only)

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Estimated SUPPLEMENTAL (FY2018) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2019) cost: 0.0 (separate capital appropriation required)
(discuss reasons and fund source(s) in analysis section)

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version/comments:

Not applicable, initial version.

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Date: 03/30/2018 01:00 PM
Date: 03/30/18

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2017 LEGISLATIVE SESSION

BILL NO. SB 118

Analysis

SB 118 adds new sections to the Personal Information Privacy Act (AS 45.48) to protect disclosure of personal information and provide transparency when information is sold or disclosed. The bill provides that the owner of an internet website or commercial online service ("owner") must (1) identify categories of personal information collected about customers, (2) identify third parties to whom the owner discloses (or may disclose) the personal information, (3) describe a customer's rights (as set out in newly-created AS 45.48.810), and (4) provide an address, email or phone number that the customer may use to request or obtain information the owner is required to provide.

An owner that discloses a customer's personal information to a third party must, without charge, tell the customer of the disclosure within 30 days of a request, and must include the categories of personal information disclosed, and the names of third parties that received the information.

The bill outlines twenty categories of personal information implicated by its requirements and provides for three exemptions from the disclosure requirements: (1) when contractually exempt, (2) when the owner is complying with a legal process or court order, and (3) when necessary to address fraud or technical issues. The bill does not apply to governmental agencies or its contractors, subcontractors, or agents. A customer whose information was subject to a violation would be able to maintain an action to recover money damages or other relief.

The Department of Law is uncertain of the number of potential actions that may arise if the bill becomes law, but since the bill provides a private cause of action, the Department of Law expects no fiscal impact if this bill should become law.