

FISCAL NOTE

STATE OF ALASKA
2008 LEGISLATIVE SESSION

Fiscal Note Number: 1
 Bill Version: CSSB 293(L&C)
 (S) Publish Date: 3/14/08

Identifier (file name): _____ Dept. Affected: LAW
 Title An Act relating to electronic communication devices. RDU Civil
 Component Commercial & Fair Business
 Sponsor SENATOR(S) MCGUIRE
 Requester SENATE LABOR & COMMERCE Component Number _____

Expenditures/Revenues (Thousands of Dollars)

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

	Appropriation Required	Information						
		FY 2009	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014
OPERATING EXPENDITURES								
Personal Services								
Travel								
Contractual								
Supplies								
Equipment								
Land & Structures								
Grants & Claims								
Miscellaneous								
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES								
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CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts								
1003 GF Match								
1004 GF								
1005 GF/Program Receipts								
1037 GF/Mental Health								
Other Interagency Receipts								
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2008) cost: 0.0

POSITIONS

Full-time								
Part-time								
Temporary								

ANALYSIS: (Attach a separate page if necessary)

See attached analysis.

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 Division: Administrative Services Division Date/Time 3/3/08 8:45 AM
 Approved by: Talis Colberg, Attorney General Date 3/3/2008
Department of Law

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BILL NO. CSSB 293(L&C)

ANALYSIS CONTINUATION

SB 293 will require a provider of an active electronic communication device to label the device with a universally accepted symbol for radio frequency identification technology. An “electronic communication device” (“device”) is defined in the bill to mean an electronic device that uses radio frequency identification technology. The provider must also distribute information to a consumer that explains the symbol, or post a sign on the provider’s premises that (a) indicates the provider is selling or issuing a device, (b) explains the symbol, (c) explains how the device may send, gather, or transmit information about the consumer, and (d) state whether the device can be deactivated. A provider must obtain consent from the consumer before the sale or issuance of a device, and is required to use security measures to ensure that personal information collected by the device is secure from unauthorized access. The bill also prohibits a person from remotely reading or scanning a device to obtain personal information without the consumers consent, unless required by state or federal law. The Attorney General may bring an action against a person for violations of this chapter, and seek injunctive relief and the greater of actual damages or \$10,000.

Enforcement by the Attorney General is discretionary. We do not anticipate a large number of potential enforcement actions. Enforcement is expected to be accomplished with existing resources.