

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 78TH LEGISLATIVE REGULAR SESSION

April 15, 2003

TO: Honorable Kenny Marchant, Chair, House Committee on State Affairs

FROM: John Keel, Director, Legislative Budget Board

IN RE: HB2125 by Hupp (Relating to the creation of a Texas Privacy and Security Act and addressing the ways in which the information practices of state and local governmental entities affect personal privacy and the security of this state.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill adds Chapter 561 to the Government Code relating to the creation of a Texas Privacy and Security Act and addressing the ways in which the information practices of state and local governmental entities affect personal privacy and the security of this state. The Comptroller of Public Accounts reported the bill would implement recommendation GG 20 from the Comptroller's *e-Texas* report, *Limited Government, Unlimited Opportunity*. The Comptroller of Public Accounts reported the Office of the Attorney General's standards for privacy and security could be developed with existing resources. The Comptroller of Public Accounts reported the State Auditor would incorporate privacy and security audits as part of its ongoing auditing schedule and the Open Records Steering Committee and Records Management Interagency Coordinating Council activities related to privacy and security would be accomplished with existing resources.

Local Government Impact

No significant fiscal implication to units of local government is anticipated. Many local governments already have policies in place. The cities of Amarillo, Carrollton, Castle Hills, Dallas, Deer Park, Fort Worth, Houston, Kilgore, Mesquite, Plainview, and Weatherford reported minor costs to develop and administer policies required by the bill. Bexar, Dallas, El Paso, Harris, Panola, and Uvalde counties also reported minor costs. Denton County reported that if compliance required the addition of a new employee, their costs could be \$50,000 per year for salary and benefits. Lubbock County reported initial personnel costs of \$2,500 to \$3,500 associated with revising all their personnel files.

Source Agencies: 302 Office of the Attorney General, 304 Comptroller of Public Accounts, 308 State Auditor's Office, 313 Department of Information Resources

LBB Staff: JK, WP, RR, BL, KG