



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2009 Biennium

**Bill #** SB0192

**Title:** Invasion of privacy crime

**Primary Sponsor:** Essmann, Jeff

**Status:** As Introduced

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact     | <input type="checkbox"/> Needs to be included in HB 2  | <input type="checkbox"/> Technical Concerns              |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts | <input type="checkbox"/> Dedicated Revenue Form Attached |

### FISCAL SUMMARY

	<u>FY 2008 Difference</u>	<u>FY 2009 Difference</u>	<u>FY 2010 Difference</u>	<u>FY 2011 Difference</u>
<b>Expenditures:</b>				
General Fund	Unknown	Unknown	Unknown	Unknown
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
<b>Net Impact-General Fund Balance</b>	Unknown	Unknown	Unknown	Unknown

#### Description of fiscal Impact:

This bill creates two new crimes of criminal invasion of personal privacy and unlawful electronic monitoring of a person's location.

### FISCAL ANALYSIS

#### Assumptions:

1. If this bill is passed, a person may commit the crime of invasion of personal privacy if the person knowingly obtains or attempts to obtain personal or confidential information about an individual while posing as the individual or a person may commit the crime of unlawful electronic monitoring if he/she obtains, keeps or sells or otherwise transfers to someone else information about the location of another person that is electronically obtained by monitoring a cell, satellite or other phone or any other electronic device. The person would be subject to imprisonment of not less than one year or more than 5 years.
2. It is difficult to determine the fiscal impact to the Department of Corrections, however the current cost per year for a male inmate is approximately \$27,696 and for a female inmate it is approximately \$29,178.
3. As this legislation is written a person found guilty of these offenses may lose their liberty thus entitling, if eligible, them to public defense which would have a fiscal impact to the Office of the Public Defender.

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*Sponsor's Initials*

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*Date*

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*Budget Director's Initials*

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*Date*