



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2025 Biennium

**Bill information:**

HB0580 - Impose reporting requirements for state agencies and departments (Mercer, Bill )

**Status:** As Introduced

- Significant Local Gov Impact     
  Needs to be included in HB 2     
  Technical Concerns  
 Included in the Executive Budget     
  Significant Long-Term Impacts     
  Dedicated Revenue Form Attached

### FISCAL SUMMARY

	<u>FY 2024</u> <u>Difference</u>	<u>FY 2025</u> <u>Difference</u>	<u>FY 2026</u> <u>Difference</u>	<u>FY 2027</u> <u>Difference</u>
<b>Expenditures:</b>				
General Fund	\$4,702	\$4,702	\$4,773	\$4,845
State Special Revenue	\$8,840	\$8,800	\$8,932	\$9,066
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
State Special Revenue	\$0	\$0	\$0	\$0
<b>Net Impact-General Fund Balance:</b>	<u>(\$4,702)</u>	<u>(\$4,702)</u>	<u>(\$4,773)</u>	<u>(\$4,845)</u>

**Description of fiscal impact:** HB 580 establishes reporting requirements for the Executive, Legislative, and Judicial Branch agencies for public information requests. There is no fiscal impact to state's Executive Branch agencies since the Department of Administration's Office of Public Information Requests will track and report this information.\* There is a small fiscal impact to the Department of Justice and the State Auditor's Office to purchase the necessary software and update existing templates to track and report public information requests received.

### FISCAL ANALYSIS

**Assumptions:****Department of Administration (All Executive Branch Agencies)**

- \*It is assumed the Department of Administration's current HB 2 and HB 10 requests to establish the Office of Public Information Requests are approved. The Office of Public Information Requests will be responsible for implementing the requirements of this proposed legislation for all Executive Branch agencies. The HB 2 request is for approximately \$400,000 proprietary funds each year. The HB 10 request is for \$2,000,000.
- \*If the department's HB 2 and HB 10 requests are approved, there is no fiscal impact to the state's Executive Branch agencies. If the requests are not approved, the department would need additional resources.

**Department of Justice**

3. The Department of Justice’s Motor Vehicle Division (MVD) receives requests for public records on a regular basis. Recently, these requests have requested substantial amounts of data.
4. To accurately track information relating to the public records requests, software will need to be purchased. The cost for such software ranges from \$200 - \$1200 per month. Based on security requirements, the department estimates an average of \$700 per month is needed. This amount has been inflated by 1.5% for FY 2026 and FY 2027.
5. The Forensic Science Division receives requests for reports, discoveries, and statistics on a regular basis. An estimated 65 hours a month are used to currently provide informational requests, and an additional eight hours per month will be needed to maintain a tracking sheet for the requested reporting. Using the lab’s average wage of \$40.82/hour plus benefits, \$4,702 per year in additional staff time will be necessary to implement the requirements of HB 580. This amount has been inflated by 1.5% for FY 2026 and FY 2027.

**State Auditor’s Office**

6. For the State Auditor’s Office, it is estimated that one hour of time will be needed to create the information request tracking template in fiscal year 2023. The cost to track activity per fiscal year is \$400.00 (10 hours x \$40.00/hour = \$400.00).
7. The total cost for FY 2024 is \$440.00 (\$40.00 template creation + \$400.00 tracking activity = \$440.00).
8. The total for FY 2025 and beyond is \$400.00 (10 hours x \$40.00/hour = \$400.00). This amount has been inflated by 1.5% for fiscal years 2026 and 2027.
9. In Section 1,2(d), the SAO can report on litigation that results from the information if the office is a party to the litigation. It is possible the release of information may result in third-party litigation of which the office is not aware and therefore unable to report.

	<u>FY 2024</u> <u>Difference</u>	<u>FY 2025</u> <u>Difference</u>	<u>FY 2026</u> <u>Difference</u>	<u>FY 2027</u> <u>Difference</u>
<b><u>Fiscal Impact:</u></b>				
<b><u>Expenditures:</u></b>				
Personal Services	\$4,702	\$4,702	\$4,773	\$4,845
Operating Expenses	\$8,840	\$8,800	\$8,932	\$9,066
<b>TOTAL Expenditures</b>	<u>\$13,542</u>	<u>\$13,502</u>	<u>\$13,705</u>	<u>\$13,911</u>
<b><u>Funding of Expenditures:</u></b>				
General Fund (01)	\$4,702	\$4,702	\$4,773	\$4,845
State Special Revenue (02)	\$8,840	\$8,800	\$8,932	\$9,066
<b>TOTAL Funding of Exp.</b>	<u>\$13,542</u>	<u>\$13,502</u>	<u>\$13,705</u>	<u>\$13,911</u>
<b><u>Revenues:</u></b>				
General Fund (01)	\$0	\$0	\$0	\$0
State Special Revenue (02)	\$0	\$0	\$0	\$0
<b>TOTAL Revenues</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

**Net Impact to Fund Balance (Revenue minus Funding of Expenditures):**

General Fund (01)	(\$4,702)	(\$4,702)	(\$4,773)	(\$4,845)
State Special Revenue (02)	(\$8,840)	(\$8,800)	(\$8,932)	(\$9,066)

  
 \_\_\_\_\_  
 Sponsor's Initials

2/27/23  
 \_\_\_\_\_  
 Date

  
 \_\_\_\_\_  
 Budget Director's Initials

2/24/23  
 \_\_\_\_\_  
 Date