



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2025 Biennium

**Bill information:**

HB0349 - Establish obscenity filter requirements for electronic devices (Sheldon-Galloway, Lola )

**Status:** As Amended in House Committee

- |   |  |  |
|---|--|--|
| <input type="checkbox"/> Significant Local Gov Impact     | <input checked="" 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

	<b>FY 2024 Difference</b>	<b>FY 2025 Difference</b>	<b>FY 2026 Difference</b>	<b>FY 2027 Difference</b>
<b>Expenditures:</b>				
General Fund	\$194,264	\$185,560	\$188,343	\$191,169
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
<b>Net Impact-General Fund Balance:</b>	(\$194,264)	(\$185,560)	(\$188,343)	(\$191,169)

**Description of fiscal impact:** The enforcement of HB 349 would be the responsibility of the Attorney General-Office of Consumer Protection, through civil actions. The Division of Criminal Investigation (DCI) will require an additional investigator and a part time attorney to accomplish proper investigation and litigation of complaints. Section 8 states the department must use existing resources to implement the provisions of the bill. However, as this fiscal note indicates, the agency will incur costs to implement the legislation. Those costs are shown on this fiscal note. The extent to which the Department of Justice (DoJ) is required to implement the bill without additional resources, has a one-to-one relationship to existing required agency responsibilities and requirements that will either not be completed or will be delayed.

### FISCAL ANALYSIS

**Assumptions:**

- HB 349 allows for a private right of action if the attorney general fails to respond within 45 days or responds within 45 days the complaint lacks merit.


2. The DoJ expects and increase in current investigations of consumer complaints by 15%, or approximately 150 additional investigations per year.
3. DCI assumes the salary and benefits for a 0.5 FTE attorney at \$66,733 and 1.0 FTE investigator at \$90,825 per year.
4. It is estimated that that there will be annual operating costs of \$28,002, with \$8,704 being one time only in the first year to set up the office for 1.50 FTE.
5. A 1.5% inflation rate has been applied in FY 2026 and FY 2027.

	<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>FTE</b>	1.50	1.50	1.50	1.50
<b><u>Expenditures:</u></b>				
Personal Services	\$157,558	\$157,558	\$159,921	\$162,320
Operating Expenses	\$36,706	\$28,002	\$28,422	\$28,848
<b>TOTAL Expenditures</b>	<u>\$194,264</u>	<u>\$185,560</u>	<u>\$188,343</u>	<u>\$191,169</u>
<b><u>Funding of Expenditures:</u></b>				
General Fund (01)	\$194,264	\$185,560	\$188,343	\$191,169
<b>TOTAL Funding of Exp.</b>	<u>\$194,264</u>	<u>\$185,560</u>	<u>\$188,343</u>	<u>\$191,169</u>
<b><u>Revenues:</u></b>				
General Fund (01)	\$0	\$0	\$0	\$0
<b>TOTAL Revenues</b>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<b><u>Net Impact to Fund Balance (Revenue minus Funding of Expenditures):</u></b>				
General Fund (01)	(\$194,264)	(\$185,560)	(\$188,343)	(\$191,169)

**NOT SIGNED BY SPONSOR**

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*Sponsor's Initials*

\_\_\_\_\_  
*Date*

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

*3-14-23*  
\_\_\_\_\_  
*Date*