

**JBC STAFF FISCAL ANALYSIS  
SENATE APPROPRIATIONS COMMITTEE**

CONCERNING IDENTITY THEFT.

Prime Sponsors: Senator Grossman  
Representative Paccione

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**Summary of Amendments Made to the Bill After the 03/23/05 Legislative Council Staff Revised Fiscal Note was Prepared**

None

**JBC Staff Concurrence with Legislative Council Staff Fiscal Note**

**Concurs**       **Does Not Concur**       **Updated Analysis**

**Amendments/Appropriation Status**

This bill neither contains nor requires an appropriation.

**Sponsor Amendments**

Staff is not aware of any sponsor amendments to be offered.

**Points to Consider**

The Legislative Council Staff Revised Fiscal Note dated March 23, 2005 states that this bill could potentially increase state expenditures. An expenditure would occur, for example, if someone broke into a state-run database containing non-public personal information and the state was required to notify people whose personal records were compromised. It is difficult to determine the likelihood that "notification expenditures" of this sort may arise. The state's IT officers are very tight-lipped about past break-ins, apparently fearing that disclosure of a break-in may further jeopardize security; it might, for example, take a significant amount of time to identify and patch a security hole. The bill's provision that notification can be delayed when it would impede a criminal investigation further complicates the fiscal analysis. Since almost all break-ins are criminal and those who break in are often not apprehended, this provision might delay notification expenditures for an extended period.