

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**HB 1322 - SB 1431**

March 4, 2023

**SUMMARY OF BILL:** Requires the Office of Open Records Counsel (OORC) within the Comptroller of the Treasury (COT), in coordination with the Department of Safety (DOS) and the Department of Revenue (DOR), to develop and maintain a system to track bulk purchases of public records containing personal information from state motor vehicle records. Requires the OORC to post on its website monthly the most recent information collected and to maintain such information on its website for five years.

**FISCAL IMPACT:**

**Increase State Revenue - \$153,600/FY23-24/Strategic Technology Solutions  
\$10,000/FY24-25 and Subsequent Years/  
Strategic Technology Solutions**

**Increase State Expenditures –  
\$153,600/FY23-24/Department of Safety  
\$180,500/FY23-24/Comptroller of the Treasury  
\$10,000/FY24-25 and Subsequent Years/Department of Safety  
\$25,000/FY24-25 and Subsequent Years/Comptroller of the Treasury**

Assumptions:

- The proposed legislation requires the system established to include the name and contact information of every person or entity who makes recurrent bulk purchases of the applicable public records as well as the amount of information requested by such person or entity during the prior calendar year.
- The DOR will collect the name and contact information of every person or entity who makes bulk requests and the amount of information requested by such person or entity in the prior calendar year utilizing existing resources and staff, resulting in no significant impact to state expenditures.
- Based on information provided by the DOS, the proposed legislation will require creation of a data capture and collection form to submit and report information regarding the bulk purchases of motor vehicle-related records.
- It is estimated that building the application and database would require two Developers for a duration of 12 weeks, resulting in a one-time cost of \$153,600 (480 hours x \$160 per hour x 2 Developers) in FY23-24 and a recurring cost of \$10,000 to maintain the application and database beginning in FY24-25.

**HB 1322 - SB 1431**

- The updates and maintenance will be performed by Strategic Technology Solutions (STS) within the Department of Finance and Administration.
- Therefore, there will be an increase in revenue to STS of \$153,600 in FY23-24 as well as a recurring increase in revenue of \$10,000 beginning in FY24-25.
- The COT's Division of Technology Solutions estimates that the creation of such system would require the division to extend the contracts of one quality assurance tester and two software developers for the duration of six months, resulting in a one-time cost of \$180,480 [(960 hours x \$60 per hour x 1 quality assurance tester) + (960 hours x \$64 per hour x 2 developers)] in FY23-24.
- The system will require annual costs of \$25,000 for support, maintenance, infrastructure, and future enhancements, beginning in FY24-25.
- At this time, it is estimated that the OORC will be able to absorb any increase in responsibilities with existing staff and resources, resulting in a not significant impact to state government.
- However, should the number of bulk purchases of public records increase significantly, the assumption that the OORC can absorb such impact will need to be revisited.
- There will be a total increase to state expenditures of \$153,600 to DOS and \$180,480 to COT in FY23-24 and a recurring increase to state expenditures of \$10,000 to DOS and \$25,000 to COT in FY24-25 and subsequent years.

## **CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.



Krista Lee Carsner, Executive Director

/mp