



**Fiscal Note**  
**S.B. 104 5th Sub. (Gray)**  
 2024 General Session  
 Children's Device Protection Act  
 by Weiler, T. (Pulsipher, Susan.)



**General, Income Tax, and Uniform School Funds**

JR4-4-101

	Ongoing	One-time	Total
Net GF/ITF/USF (rev.-exp.)	\$0	\$0	\$0

**State Government**

UCA 36-12-13(2)(c)

Revenues	FY 2024	FY 2025	FY 2026
Total Revenues	\$0	\$0	\$0

To the extent that someone, other than the parent or legal guardian of a minor in possession of a device, is convicted of disabling the filter for the purpose of disseminating pornography to a minor and pay their financial obligation, this could increase state revenue up to \$2,500 per class A misdemeanor case, or \$5,000 per third degree felony case.

Expenditures	FY 2024	FY 2025	FY 2026
Total Expenditures	\$0	\$0	\$0

To the extent that a case is filed in district court as a result of the charges in this legislation, enactment of this legislation could cost the Courts \$420 from the General Fund per class A misdemeanor case or \$790 per third degree felony case. To the extent that offenders are sentenced to prison or probation it could cost the Department of Corrections \$120 per day per offender and \$12 per day per offender for supervision. It could also cost the Board of Pardons and Parole \$430 per hearing.

Net All Funds	FY 2024	FY 2025	FY 2026
	\$0	\$0	\$0

**Local Government**

UCA 36-12-13(2)(c)

Enactment of this legislation could increase revenue to local governments by about \$380 per class A misdemeanor for fines/fees, and could increase costs by about \$3,410 per case, plus potential jail costs. Enactment could increase costs to local governments by about \$4,810 per third degree felony case.

**Individuals & Businesses**

UCA 36-12-13(2)(c)

To the extent that individuals violate provisions of this legislation, this could cost certain offenders up to \$2,500 per class A misdemeanor case, or up to \$5,000 per third degree felony case. An individual could also be civilly liable up to \$1,000 per violation. Certain manufacturers could also be civilly liable with fines of up to \$50,000, however the total amount is unknown.

**Regulatory Impact**

UCA 36-12-13(2)(d)

Enactment of this legislation could result in a medium increase in the regulatory burden for Utah residents or businesses.

**Performance Evaluation**

JR1-4-601

This bill does not create a new program or significantly expand an existing program.

**Notes on Notes**

Fiscal notes estimate the direct costs or revenues of enacting a bill. The Legislature uses them to balance the budget. They do not measure a bill's benefits or non-fiscal impacts like opportunity costs, wait times, or inconvenience. A fiscal note is not an appropriation. The Legislature decides appropriations separately.