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FISCAL IMPACT REPORT

ORIGINAL DATE 01/22/14
LAST UPDATED 02/11/14 **HB** _____

SPONSOR Candelaria

SHORT TITLE Judicial Officer Financial Disclosure **SB** 62/aSPAC

ANALYST Jorgensen

ESTIMATED ADDITIONAL OPERATING BUDGET IMPACT (dollars in thousands)

	FY14	FY15	FY16	3 Year Total Cost	Recurring or Nonrecurring	Fund Affected
Total	NFI	NFI	NFI	NFI	Recurring	

(Parenthesis () Indicate Expenditure Decreases)

Responses Received From

Administrative Office of the Courts (AOC)
 Attorney General’s Office (AGO)
 Secretary of State (SOS)

SUMMARY

Synopsis of SPAC Amendment

The Senate Public Affairs Committee amendment to Senate Bill 62 clarifies that the provisions of Senate Bill 62 apply only to elected judges and justices and provides that sensitive information (including address, social security number, phone number, and email address) shall be redacted from any financial disclosure documents prior to posting them on the Sunshine Portal.

Synopsis of Original Bill

Senate Bill 62 amends the Financial Disclosure Act to require financial disclosure statements filed by judges and officers of the judicial branch to be posted on the website of the Secretary of State and on the Sunshine Portal. Financial disclosure statements are currently mandated to be filed with the Secretary of State, this bill requires that those statements be posted online.

FISCAL IMPLICATIONS

The SOS has not noted a fiscal impact resulting from enactment of Senate Bill 62

SIGNIFICANT ISSUES

The SOS currently provides the financial disclosure statements of judges and judicial officers in full (unredacted) on request, per statute. There is no express authority in statute to post them online, so the office does not do so.

OTHER SUBSTANTIVE ISSUES

The AOC states that unredacted records that contain protected personal identifier information cannot be made available on publicly accessible web sites operated by or managed on behalf of a public body, pursuant to the Inspection of Public Records Act, Section 14-2-1(B). The Secretary of State will need to ensure that personal information contained in the financial disclosure statement is not inadvertently revealed to the public to protect the identity, security and physical welfare of individuals identified in the statement.

CJ/jl:svb