



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2027 Biennium

Bill#/Title: SB0282.02 (002): Limit state government use of personal electronic data

Primary Sponsor: Daniel Emrich Status: As Amended in Senate Committee

☐ Included in the Executive Budget ☐ Needs to be included in HB 2 ☐ Significant Local Gov Impact

☐ Significant Long-Term Impacts ☐ Technical Concerns ☐ Dedicated Revenue Form Attached

FISCAL SUMMARY

	<u>FY 2026 Difference</u>	<u>FY 2027 Difference</u>	<u>FY 2028 Difference</u>	<u>FY 2029 Difference</u>
Expenditures				
General Fund (01)	\$0	\$0	\$0	\$0
Revenues				
General Fund (01)	\$0	\$0	\$0	\$0
Net Impact	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
General Fund Balance	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>

Description of fiscal impact

SB 282 generally revises search and seizure laws related to the ability of the state and local government to obtain and use personal electronic data. There is no fiscal impact to the state.

FISCAL ANALYSIS

Assumptions

Judiciary

1. SB 282 prohibits governmental entities from obtaining electronic communications and related material except by a search warrant.
2. SB 282 limits the admissibility of stored data of an electronic device obtained in violation of statute.
3. There is no fiscal impact to the Judicial Branch.

Department of Justice

4. There will be no fiscal impact to the Child Protection Unit under the Prosecution Services Bureau (PSB) as the bill does not apply to cases under Montana Code Annotated Title 41 Minors.
5. The revisions proposed in this bill do not apply to cases handled by the Civil Services or PSB; no fiscal impact anticipated.
6. SB 282 may generate appeals which would impact the workload for the Appellate Services Bureau; the significance of the impact is dependent on the individual cases received and difficult to measure.

NO SPONSOR SIGNATURE 3/4
Sponsor's Initials Date


Budget Director's Initials Date 3/4/2025