



GOVERNOR'S OFFICE OF
BUDGET AND PROGRAM PLANNING

Fiscal Note 2027 Biennium

Bill#/Title: **SB0410.01: Provide for Montana genomic security act**

Primary Sponsor: **Daniel Zolnikov** Status: **As Introduced**

☐ 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 410 establishes provisions to safeguard the genetic information of Montanans from foreign adversaries. It prohibits medical and research facilities from using genetic sequencing technology produced by foreign adversaries and requires that all genetic sequencing data be stored within the United States. The bill also outlines penalties for noncompliance and empowers the attorney general to investigate alleged violations.

FISCAL ANALYSIS

Assumptions

Department of Justice

- SB 410 will have no fiscal impact. All genetic data analyzed by the DNA laboratory at the Forensic Science Division is housed internally.

Department of Administration

- State plan is exempt from Title 30 Part 23 because they are covered entities subject to HIPAA/HITECH and use business associates who are also subject to HIPAA/HITECH. The agency does not collect this data and does not allow contractors to collect it either.

Department of Public Health and Human Services

- Senate Bill 410 establishes provisions to safeguard the genetic information of Montanans from foreign adversaries. It prohibits medical and research facilities from using genetic sequencing technology produced by foreign adversaries and requires that all genetic sequencing data be stored within the United States. The bill also outlines penalties for noncompliance and empowers the attorney general to investigate alleged violations. The Agency has determined no fiscal impact as the Montana Public Health Lab (MTPHL) does not collect this type of data or perform genetic testing.


Commissioner of Higher Education

4. The proposed legislation could have a fiscal impact on the MUS, although the impact is expected to be minimal.
- a. Many of the requirements proposed in the bill have already been (or will be soon) implemented at the federal level by granting agencies.
 - b. Compliance and capacity related to encryption of data could require additional resources.
 - c. The majority of sequencing conducted fits in the other categories such as microorganisms or plant sequencing rather than human genomic sequencing.

NO SPONSOR SIGNATURE

Sponsor's Initials

2/28
Date



Budget Director's Initials

2/27/2025
Date