152nd GENERAL ASSEMBLY
FISCAL NOTE

BILL:	**SENATE BILL NO. 164**
SPONSOR:	**Senator Hoffner**
DESCRIPTION:	**AN ACT TO AMEND TITLE 11 OF THE DELAWARE CODE RELATING TO PRIVACY FOR CORRECTIONAL OFFICERS, PROBATION OFFICERS, AND PAROLE OFFICERS.**

Assumptions:

1. This Act becomes effective 180 days upon signature by the Governor.
2. This Act allows for active, formerly active, or retired correctional officers and probation and parole officers from the Department of Correction (DOC) to make a written request that their personal information not be published and remain confidential.
3. The DOC has an estimated 2,200 active positions that could be eligible based on the provisions of this Act. For purposes of this fiscal projection, it is assumed that there is an estimated 2,000 formerly active or retired personnel who may also be eligible based on the percentage ratios of the total number of DOC active employees when compared to the total number of state employees and the total number of estimated pensioners. It is assumed that between 12.5% of those eligible may participate. Therefore, it is assumed that an estimated 275 active DOC employees may opt-in for this program, and an estimated 250 formerly active or retired employees may opt-in for this program.
4. The DOC estimates that it will need an additional Human Resource Associate (HRA) to assist with developing an internal policy and procedure to submit and process written requests from eligible active and inactive personnel. The HRA will coordinate sending notices to government agencies requesting the shielding of public information for those who opt-in. The HRA will also assist with enrolling those who opt-in with an online privacy vendor whom the DOC will retain to help with the monitoring, removal, and shielding of publicly available information on the internet. It is estimated that the cost averages about $100 per person annually for this service.
5. The DOC's estimated costs for Fiscal Year 2024 are $104,030 and one-time costs of $3,500 and are as follows:
   a. The Fiscal Year 2024 personnel costs, including OECs at a rate of 32.25%, for the HRA FTE position are estimated at $51,530, and one-time funding of $3,500 for projected technology equipment and furniture costs related to the startup of this position.
   b. $27,500 for the estimated cost of enrolling 275 active eligible DOC employees in online privacy vendor services at $100 annually per person.
   c. $25,000 for the estimated cost of enrolling 250 eligible formerly active or retired DOC employees in online privacy vendor services at $100 annually per person.
6. Lastly, the Fiscal Year 2024 personnel costs have been estimated for nine months of funding, with the annualization of the remaining three months incorporated into the subsequent year estimate. Additionally, a 2% inflation cost has been included for projected increases in salary and OECs.

Cost:

	One-Time	**Operating/Recurring**
Fiscal Year 2024:	$3,500	$104,030
Fiscal Year 2025:		$122,580
Fiscal Year 2026:		$123,982

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