

SUMMARY ANALYSIS OF AMENDED BILL

Franchise Tax Board

Author: Bowen Analyst: Kristina E. North Bill Number: SB 168

Related Bills: See Prior Analyses Telephone: 845-6978 Amended Date: September 12, 2001

Attorney: Patrick Kusiak Sponsor: _____

SUBJECT: Personal Information Confidentiality/Identity Theft

DEPARTMENT AMENDMENTS ACCEPTED. Amendments reflect suggestions of previous analysis of bill as introduced/amended _____.

AMENDMENTS IMPACT REVENUE. A new revenue estimate is provided.

AMENDMENTS DID NOT RESOLVE THE DEPARTMENT'S CONCERNS stated in the previous analysis of bill as introduced/amended _____.

FURTHER AMENDMENTS NECESSARY.

DEPARTMENT POSITION CHANGED TO SUPPORT.

REMAINDER OF PREVIOUS ANALYSIS OF BILL AS AMENDED, STILL APPLIES.

OTHER - See comments below.

SUMMARY

This bill would:

- ◆ Limit the use of social security numbers (SSNs) as personal identifying numbers.
- ◆ Grant consumers the right both to verify and to authorize the issuance of their consumer credit report information. The department would be exempt from these provisions for activities related to the investigation or collection of delinquent taxes or unpaid court orders or to fulfill any of its other statutory obligations.

This bill also would make changes to the Civil Code with regard to consumer credit reporting agencies and with regard to the use of SSNs in the health field. These changes do not affect the department and are not discussed in this analysis.

SUMMARY OF AMENDMENTS

The September 12, 2001, amendments corrected a printing error and removed state agencies from the provisions of this bill, which resolved all of the department's remaining concerns with this bill.

The September 10, 2001, amendments removed provisions relating specifically to FTB.

Board Position:

_____ S	_____ NA	_____ NP
<input checked="" type="checkbox"/> SA	_____ O	_____ NAR
_____ N	_____ OUA	_____ PENDING

Legislative Director

Date

Brian Putler

12/19/2001

The September 5, 2001, amendments provided graduated implementation dates for departmental functions, which resolved the implementation concern pertaining to the department's computer systems.

The September 5, 2001, amendments excluded records that are recorded, which resolved the tax lien recordation implementation concern and the policy concern.

This bill also made changes to the consumer credit report portion of the bill that does not impact the department.

This bill no longer impacts the department's programs and operations. Except for the discussion under "Federal and State Law" and "Legislative History," the department's prior analyses no longer apply.

POSITION

Support.

At its June 27, 2001, meeting, the Franchise Tax Board (FTB) voted 2-0 to take a support position if the bill is amended to exclude FTB from the SSN provisions of this bill, which occurred with the September 12, 2001, amendments. Annette Porini, on behalf of Member B. Timothy Gage, abstained.

LEGISLATIVE STAFF CONTACT

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