

Fiscal Note

2023-2024 Legislative Session

HF1520 - 0 - Direct-to-Consumer Notices Genetic Testing

Chief Author: **Amanda Hemmingsen-Jaeger**
 Committee: **Commerce Finance And Policy**
 Date Completed: **2/20/2023 5:39:32 PM**
 Agency: **Commerce Dept**

State Fiscal Impact	Yes	No
Expenditures		X
Fee/Departmental Earnings		X
Tax Revenue		X
Information Technology		X
Local Fiscal Impact		X

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions shown in the parentheses.

State Cost (Savings)	Biennium			Biennium		
	Dollars in Thousands	FY2023	FY2024	FY2025	FY2026	FY2027
Total	-	-	-	-	-	-
Biennial Total			-			-

Full Time Equivalent Positions (FTE)	Biennium			Biennium		
		FY2023	FY2024	FY2025	FY2026	FY2027
Total	-	-	-	-	-	-

LBO Analyst's Comment

I have reviewed this fiscal note for reasonableness of content and consistency with the LBO's Uniform Standards and Procedures.

LBO Signature: Christian Larson **Date:** 2/20/2023 5:39:32 PM
Phone: 651-284-6436 **Email:** christian.larson@lbo.mn.gov

State Cost (Savings) Calculation Details

This table shows direct impact to state government only. Local government impact, if any, is discussed in the narrative. Reductions are shown in parentheses.

*Transfers In/Out and Absorbed Costs are only displayed when reported.

State Cost (Savings) = 1-2		Biennium			Biennium	
Dollars in Thousands	FY2023	FY2024	FY2025	FY2026	FY2027	
Total	-	-	-	-	-	-
Biennial Total			-			-
1 - Expenditures, Absorbed Costs*, Transfers Out*						
Total	-	-	-	-	-	-
Biennial Total			-			-
2 - Revenues, Transfers In*						
Total	-	-	-	-	-	-
Biennial Total			-			-

Bill Description

House File 1520 (SF 1138 Senate File) establishes disclosure and consent requirements for direct-to-consumer genetic testing companies and enforcement of non-compliance with those requirements.

Assumptions

The number of genetic testing companies may be low in number, but they have contact and information for many consumers who have an interest in protecting their data. The impact of this statute and the risks that exist in the market are unknown. The statute does not require a registration component, so there is no expenditures associated with putting that into place. The amount of complaints received from consumers is unknown at this point.

Commerce assumes the number of complaints received would be low as long as the direct-to-consumer testing companies implement the requirements. Thus far, the statute has no implementation date. Commerce may have to reassess the fiscal impact once the authority to enforce the statute is established.

Expenditure and/or Revenue Formula

Commerce assumes complaints can be handled with existing resources.

Long-Term Fiscal Considerations

Based on the number of complaints received from consumers about non-compliance with this statute, Commerce may have to reassess the Department’s staffing needs to accommodate if there is an influx of complaints.

Local Fiscal Impact

References/Sources

Agency Contact:

Agency Fiscal Note Coordinator Signature: Amy Trumper

Phone: 651-539-1517

Date: 2/19/2023 9:41:00 AM

Email: amy.trumper@state.mn.us