

BDR 19-648
SB 287

LOCAL GOVERNMENT
FISCAL NOTE

AGENCY'S ESTIMATES

Date Prepared: March 28, 2019

Agency Submitting: Clark County School District

Items of Revenue or Expense, or Both	Fiscal Year 2018-19	Fiscal Year 2019-20	Fiscal Year 2020-21	Effect on Future Biennia
Additional staff and supplies (Expense)		\$479,558	\$479,558	\$959,116
Total	0	\$479,558	\$479,558	\$959,116

Explanation

(Use Additional Sheets of Attachments, if required)

See attachment.

Name Dillon Kay

Title Assistant Budget Director

Total annual estimated cost: \$479,558.18

Senate Bill 287

Local Government Response

Clark County School District

Comment: If passed, Senate Bill 287 will require additional staffing within the Clark County School District (“CCSD”). Additional staff duties will include, but are not limited to: responding to an increased number of public records requests as the definition has been expanded; responding to an increased number of requests for data in electronic databases (and redacting personal and confidential information therein); responding to an increased number of requests for video footage (and redacting personal and confidential information therein); providing assistance to the requestors to focus their requests; providing additional explanations of the reasons records are not available or are confidential; and requiring a quicker response timeline to avoid facing a separate lawsuit for alleged unreasonable delay and civil penalties.

As a result, CCSD anticipates needing to hire an additional public records document control specialist at an annual total pay and benefits of \$91,362.73; an additional media specialist to review electronic data and video footage at an annual total pay and benefits of \$92,727.39; an additional police sergeant to review and redact body camera footage at an annual total pay and benefits of \$138,229.15; and an additional attorney to provide advice and litigate public records matters at an annual total pay and benefits of \$116,570.91. These additional four staff members will cost CCSD approximately \$438,890.18 annually.

In regards to the potential for public information requests for body-worn camera video, CCSD police services currently averages 3,000 body-worn camera files (submitted by officers) each month. It takes approximately one hour to redact a video. If, for example, a member of the public requested a month of body camera videos, it would take CCSD police services about 3,000 hours to redact the videos and provide a response. Further, the software needed to redact body-worn camera video from the current body worn camera provider would cost \$34,200 each year with a yearly license fee of \$468. This software also comes with an annual storage fee of \$6,000 each year.

The bill will also allow recovery of a civil penalty of not less than \$1,000 or more than \$250,000 per offense. There is no way of providing an estimate on the additional costs for these civil penalties.

Finally, despite best efforts to comply with the new law, there will be additional unknown litigation costs.