



HOUSE COMMITTEE ON APPROPRIATIONS

FISCAL NOTE

HOUSE BILL NO. 1736

PRINTERS NO. 2330

PRIME SPONSOR: R. Mackenzie

COST / (SAVINGS)

FUND	FY 2021/22	FY 2022/23
General Fund	See Fiscal Impact	

SUMMARY:

House Bill 1736 amends the Crimes Code concerning a prohibition against publishing or disseminating booking photographs for commercial use. It would take effect in 60 days.

ANALYSIS:

House Bill 1736 adds a new section to the Crimes Code concerning a prohibition against publishing or disseminating booking photographs for commercial use. A person is guilty of this offense if the person is engaged in publishing or otherwise disseminating a booking photograph and solicits or accepts the payment of a fee or other consideration to remove, correct, modify or refrain from publishing or otherwise disseminating the booking photograph. The offense is graded as a misdemeanor of the second degree which carries a maximum possible penalty of two years imprisonment and/or up to a \$5,000 fine. This legislation also makes a violation of this new section a violation of the Commonwealth's Unfair Trades Practices and Consumer Protection Law.

FISCAL IMPACT:

Data are not available to reliably estimate how many individuals may be convicted and sentenced for this new offense. Therefore, its potential fiscal impact on Commonwealth and local governments is indeterminable.

PREPARED BY: Jeff Miller
House Appropriations Committee (R)

DATE: November 8, 2021

Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.