



Sen. Daniel Biss

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1 AMENDMENT TO SENATE BILL 1833

2 AMENDMENT NO. _____. Amend Senate Bill 1833 on page 3,
3 line 2, by changing "obtained" to "acquired without
4 authorization"; and

5 on page 4, line 14, by changing "information" to "information,
6 excluding geolocation information and consumer marketing
7 information,"; and

8 on page 4 by replacing lines 23 through 25 with the following:
9 "not be limited to, information as follows:

10 (1) With respect to personal information as defined in
11 Section 5 in paragraph (1) of the definition of "personal
12 information":

13 (A) ~~(i)~~ the toll-free numbers and addresses for
14 consumer reporting agencies;

15 (B) ~~(ii)~~ the toll-free number, address, and
16 website address for the Federal Trade Commission; and

1 (C) ~~(iii)~~ a statement that the individual can
2 obtain information from these sources about fraud
3 alerts and security freezes.

4 The notification shall not, however, include
5 information concerning the number of Illinois residents
6 affected by the breach.

7 (2) With respect to personal information defined in
8 Section 5 in paragraph (2) of the definition of "personal
9 information", notice may be provided in electronic or other
10 form directing the Illinois resident whose personal
11 information has been breached to promptly change his or her
12 username or password and security question or answer, as
13 applicable, or to take other steps appropriate to protect
14 all online accounts for which the resident uses the same
15 user name or email address and password or security
16 question and answer."; and

17 on page 5 by deleting lines 1 through 5; and

18 on page 7 by replacing lines 13 through 16 with the following:

19 "(1) Any data collector that suffers a breach of the
20 security of the data concerning the personal information of
21 more than 250 Illinois residents shall provide notice to
22 the Attorney General of the"; and

23 on page 7, line 24, by replacing "14" with "30"; and

1 on page 8 by replacing lines 8 through 10 with the following:

2 "personal information that suffers a breach of the security of
3 the data concerning the personal information of more than 250
4 Illinois residents shall notify the Attorney"; and

5 on page 8, line 21, by changing "14" to "30"; and

6 on page 9 by inserting immediately below line 2 the following:

7 "(f) A data collector that suffers a breach subject to the
8 breach notification standards established pursuant to the
9 federal Health Information Technology Act, 42 U.S.C. Section
10 17932, shall be deemed to be in compliance with the provisions
11 of this Section if that data collector does the following: (1)
12 provides notification to individuals in compliance with the
13 federal Health Information Technology Act and implementing
14 regulations and (2) provides notification to the Attorney
15 General pursuant to subsection (e)."; and

16 on page 9 by inserting immediately below line 25 the following:

17 "(d) A data collector that is subject to and in compliance
18 with the security standards for the protection of electronic
19 health information, 45 C.F.R. Parts 160 and 164, established
20 pursuant to the federal Health Insurance Portability and
21 Accountability Act of 1996 shall be deemed to be in compliance
22 with the provisions of this Section.

1 (e) A data collector that is subject to and in compliance
2 with the standards established pursuant to Section 501(b) of
3 the Gramm-Leach-Bliley Act of 1999, 15 U.S.C. Section 6801,
4 shall be deemed to be in compliance with the provisions of this
5 Section."