

S 1326

Notification of Risk to Personal Data Act

Congress: 109 (2005–2007, Ended)

Chamber: Senate

Policy Area: Science, Technology, Communications

Introduced: Jun 28, 2005

Current Status: Placed on Senate Legislative Calendar under General Orders. Calendar No. 252.

Latest Action: Placed on Senate Legislative Calendar under General Orders. Calendar No. 252. (Oct 20, 2005)

Official Text: <https://www.congress.gov/bill/109th-congress/senate-bill/1326>

Sponsor

Name: Sen. Sessions, Jeff [R-AL]

Party: Republican • **State:** AL • **Chamber:** Senate

Cosponsors (1 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Santorum, Rick [R-PA]	R · PA		Sep 29, 2006

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Reported By	Oct 20, 2005

Subjects & Policy Tags

Policy Area:

Science, Technology, Communications

Related Bills

No related bills are listed.

(This measure has not been amended since it was introduced. The summary has been expanded because action occurred on the measure.)

Notification of Risk to Personal Data Act - Requires any agency or person (agency) that owns or licenses computerized data containing sensitive personal information to: (1) implement and maintain reasonable security and notification procedures and practices to protect sensitive personal information from unauthorized access, destruction, use, modification, or disclosure; and (2) notify any U.S. resident whose sensitive personal information was compromised. Permits a federal law enforcement agency to delay notification if notification would impede an investigation.

Requires any agency in possession of computerized data containing sensitive personal information that it does not own or license to notify the entity from whom it received the information if the security of that information was compromised, resulting in a significant risk of identity theft.

Sets forth provisions regarding: (1) the timeliness of notification; (2) the methods and contents of notice; and (3) the duty to coordinate with consumer reporting agencies.

Declares that an agency that maintains notification procedures as part of an information security policy for the treatment of sensitive personal information and otherwise meets this Act's requirements shall be in compliance with this Act if the agency notifies subject persons in accordance with its policies in the event of a security breach.

Establishes civil remedies for failure to provide notice of a security breach.

Authorizes enforcement by state attorneys general on behalf of residents of the state.

Actions Timeline

- **Oct 20, 2005:** Committee on the Judiciary. Ordered to be reported without amendment favorably.
- **Oct 20, 2005:** Committee on the Judiciary. Reported by Senator Specter without amendment. Without written report.
- **Oct 20, 2005:** Committee on the Judiciary. Reported by Senator Specter without amendment. Without written report.
- **Oct 20, 2005:** Placed on Senate Legislative Calendar under General Orders. Calendar No. 252.
- **Jun 28, 2005:** Introduced in Senate
- **Jun 28, 2005:** Read twice and referred to the Committee on the Judiciary.