

HR 6236

Data Breach Notification Act

Congress: 111 (2009–2011, Ended)

Chamber: House

Policy Area: Crime and Law Enforcement

Introduced: Sep 28, 2010

Current Status: Referred to the Subcommittee on Commercial and Administrative Law.

Latest Action: Referred to the Subcommittee on Commercial and Administrative Law. (Dec 20, 2010)

Official Text: <https://www.congress.gov/bill/111th-congress/house-bill/6236>

Sponsor

Name: Rep. Schiff, Adam B. [D-CA-29]

Party: Democratic • **State:** CA • **Chamber:** Senate

Cosponsors

No cosponsors are listed for this bill.

Committee Activity

Committee	Chamber	Activity	Date
Energy and Commerce Committee	House	Referred To	Sep 28, 2010
Financial Services Committee	House	Referred To	Sep 28, 2010
Judiciary Committee	House	Referred to	Dec 20, 2010
Oversight and Government Reform Committee	House	Referred To	Sep 28, 2010

Subjects & Policy Tags

Policy Area:

Crime and Law Enforcement

Related Bills

Bill	Relationship	Last Action
111 S 139	Identical bill	Sep 15, 2010: Placed on Senate Legislative Calendar under General Orders. Calendar No. 563.

Data Breach Notification Act - Requires any federal agency or business entity engaged in interstate commerce that uses, accesses, or collects sensitive personally identifiable information, following the discovery of a security breach, to notify: (1) any U.S. resident whose information may have been accessed or acquired; and (2) the owner or licensee of any such information that the agency or business does not own or license.

Exempts: (1) agencies and business entities from notification requirements for national security and law enforcement purposes and for security breaches that a risk assessment concludes do not have a significant risk of resulting in harm if specified certification or notice is provided, subject to review by the Secret Service; and (2) business entities which utilize a security program that blocks the use of sensitive personally identifiable information and provide notice of a breach to affected individuals.

Requires notifications regarding security breaches under specified circumstances to the Secret Service, the Federal Bureau of Investigation (FBI), the Postal Inspection Service, and state attorneys general.

Authorizes the Attorney General to bring a civil action in U.S. district court against any business entity that violates this Act. Sets civil penalties for violations.

Amends the Fair Credit Reporting Act to require agencies to include a fraud alert in the file of a consumer that submits evidence of compromised financial information to a consumer reporting agency.

Authorizes: (1) civil actions by state attorneys general to enforce this Act; and (2) appropriations for costs incurred by the Secret Service to investigate and conduct risk assessments of security breaches.

Actions Timeline

- **Dec 20, 2010:** Referred to the Subcommittee on Commercial and Administrative Law.
- **Sep 28, 2010:** Introduced in House
- **Sep 28, 2010:** Referred to House Energy and Commerce
- **Sep 28, 2010:** Referred to the Committee on Energy and Commerce, and in addition to the Committees on Oversight and Government Reform, Financial Services, and the Judiciary, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned.
- **Sep 28, 2010:** Referred to House Oversight and Government Reform
- **Sep 28, 2010:** Referred to House Financial Services
- **Sep 28, 2010:** Referred to House Judiciary