

S 961

Data Security Act of 2015

Congress: 114 (2015–2017, Ended)

Chamber: Senate

Policy Area: Finance and Financial Sector

Introduced: Apr 15, 2015

Current Status: Read twice and referred to the Committee on Commerce, Science, and Transportation.

Latest Action: Read twice and referred to the Committee on Commerce, Science, and Transportation. (Apr 15, 2015)

Official Text: <https://www.congress.gov/bill/114th-congress/senate-bill/961>

Sponsor

Name: Sen. Carper, Thomas R. [D-DE]

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

Cosponsors (2 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Blunt, Roy [R-MO]	R · MO		Apr 15, 2015
Sen. Coons, Christopher A. [D-DE]	D · DE		Dec 8, 2015

Committee Activity

Committee	Chamber	Activity	Date
Commerce, Science, and Transportation Committee	Senate	Referred To	Apr 15, 2015

Subjects & Policy Tags

Policy Area:

Finance and Financial Sector

Related Bills

Bill	Relationship	Last Action
114 HR 2205	Related bill	Dec 12, 2016: Reported (Amended) by the Committee on Financial Services. H. Rept. 114-867, Part I.

Data Security Act of 2015

Requires individuals, corporations, or other non-government entities that access, maintain, communicate, or handle sensitive account information or nonpublic personal information to implement an information security program and to notify consumers, federal law enforcement, appropriate administrative agencies, payment card networks, and consumer reporting agencies of certain data breaches of unencrypted sensitive information likely to cause identity theft or fraudulent transactions on consumer financial accounts.

Directs entities to require their service providers by contract to implement appropriate safeguards for sensitive information.

Provides special notification procedures for: (1) third-party service providers that maintain data in electronic form on behalf of another entity, and (2) certain electronic data carriers.

Allows financial institutions to communicate with account holders regarding breaches at third-party entities with access to their account information.

Sets forth alternative compliance procedures for: (1) financial institutions and affiliates under the Gramm-Leach-Bliley Act, and (2) entities complying with certain health record privacy laws.

Requires this Act to be enforced by the Federal Trade Commission, the Comptroller of the Currency, the Federal Reserve System, the Federal Deposit Insurance Corporation, the National Credit Union Administration Board, the Securities and Exchange Commission, the Commodity Futures Trading Commission, the Office of Federal Housing Enterprise Oversight, or a state insurance authority depending on the type of entity handling the sensitive information.

Allows a consumer or entity that suffers financial harm from an entity's violation of this Act to bring an action in federal court to recover damages for negligent or knowing violations.

Prohibits certain state laws from being imposed for information security and breach notification purposes. Provides for the requirements of this Act to apply to certain entities in place of existing security practices and notifications standards currently enforced by the Federal Communications Commission.

Actions Timeline

- **Apr 15, 2015:** Introduced in Senate
- **Apr 15, 2015:** Read twice and referred to the Committee on Commerce, Science, and Transportation.