

S 4400

National Biometric Information Privacy Act of 2020

Congress: 116 (2019–2021, Ended)

Chamber: Senate

Policy Area: Commerce

Introduced: Aug 3, 2020

Current Status: Read twice and referred to the Committee on the Judiciary.

Latest Action: Read twice and referred to the Committee on the Judiciary. (Aug 3, 2020)

Official Text: <https://www.congress.gov/bill/116th-congress/senate-bill/4400>

Sponsor

Name: Sen. Merkley, Jeff [D-OR]

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

Cosponsors (1 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Sanders, Bernard [I-VT]	I · VT		Aug 3, 2020

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	Senate	Referred To	Aug 3, 2020

Subjects & Policy Tags

Policy Area:

Commerce

Related Bills

No related bills are listed.

National Biometric Information Privacy Act of 2020

This bill requires a private entity that obtains an individual's biometric identifier or biometric information to take specified actions to maintain and ensure the privacy and security of such biometric data.

Specifically, a private entity in possession of biometric data must develop a written policy establishing a retention schedule and guidelines for destroying such data on the earlier of (1) the date on which the initial purpose for collecting the data has been satisfied, or (2) one year after an individual's last intentional interaction with the entity.

A private entity may not obtain an individual's biometric data unless (1) the entity requires the data to provide a service or for a valid business purpose, and (2) the entity informs the individual in writing of the collection and its purpose and receives a written release. Further, a private entity in possession of such data may not sell, lease, or otherwise profit from the data. A private entity must store, transmit, and protect from disclosure all biometric data in its possession in a manner that is the same as, or more protective than, the manner in which the entity treats other confidential and sensitive information. Upon request, the entity must disclose to an individual such data relating to the individual collected during the preceding 12 months.

Further, the bill establishes a private right of action for any individual aggrieved by a violation of the bill's provisions.

Actions Timeline

- **Aug 3, 2020:** Introduced in Senate
- **Aug 3, 2020:** Read twice and referred to the Committee on the Judiciary.