

## S 3195

### Consumer Online Privacy Rights Act

**Congress:** 117 (2021–2023, Ended)

**Chamber:** Senate

**Policy Area:** Commerce

**Introduced:** Nov 4, 2021

**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. (Nov 4, 2021)

**Official Text:** <https://www.congress.gov/bill/117th-congress/senate-bill/3195>

### Sponsor

**Name:** Sen. Cantwell, Maria [D-WA]

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

### Cosponsors (3 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Klobuchar, Amy [D-MN]	D · MN		Nov 4, 2021
Sen. Markey, Edward J. [D-MA]	D · MA		Nov 4, 2021
Sen. Schatz, Brian [D-HI]	D · HI		Nov 4, 2021

### Committee Activity

Committee	Chamber	Activity	Date
Commerce, Science, and Transportation Committee	Senate	Referred To	Nov 4, 2021

### Subjects & Policy Tags

#### Policy Area:

Commerce

### Related Bills

*No related bills are listed.*

## Consumer Online Privacy Rights Act

This bill places requirements on entities that process or transfer a consumer's data.

Specifically, the bill requires such entities to

- make their privacy policy publicly available and provide an individual with access to their personal data;
- delete or correct, upon request, information in an individual's data;
- export, upon request, an individual's data in a human-readable and machine-readable format;
- establish data security practices to protect the confidentiality and accessibility of consumer data; and
- designate a privacy officer and a data security officer to implement and conduct privacy and data security programs and risk assessments.

Further, the bill prohibits such entities from

- engaging in deceptive or harmful data practices;
- transferring an individual's data to a third party if the individual objects;
- processing or transferring an individual's sensitive data without affirmative express consent;
- processing or transferring data beyond what is reasonably necessary or for which they have obtained affirmative express consent;
- processing or transferring data on the basis of specified protected characteristics (e.g., race, religion, or gender);
- conditioning the provision of a service or product on an individual's agreement to waive their privacy rights; and
- retaliating against an employee who provides information about a potential violation of the bill's provisions, or who testifies or assists in an investigation or judicial proceeding concerning such a violation.

The Federal Trade Commission must establish a new bureau to assist with enforcement of these provisions.

## Actions Timeline

---

- **Nov 4, 2021:** Introduced in Senate
- **Nov 4, 2021:** Read twice and referred to the Committee on Commerce, Science, and Transportation.