

Author: Simitian Analyst: Deborah Barrett Bill Number: SB 20

Related Bills: _____ Telephone: 845-4301 Amended Date: July 7, 2009

Attorney: Patrick Kusiak Sponsor: _____

SUBJECT: State Agencies Notify California Residents Of Any Breach Of Security Of System Or Data/Additional Notification Requirements/If Notification To More Than 500 Residents Must Also Submit Electronically To Attorney General

- ANALYSIS NOT REQUIRED of this bill – Not within scope of responsibility of this department.
- TECHNICAL BILL – No program or fiscal changes to existing program.
- BILL AS AMENDED NO LONGER WITHIN SCOPE of responsibility or program of the department.
- TECHNICAL AMENDMENT – No change in previously submitted analysis required. Approved position of prior analysis is _____.
- MINOR AMENDMENT – Remainder of previous analysis of the bill as amended June 16, 2009, still applies.
- MINOR AMENDMENT – No change in approved position of _____.
See Comments below
- OTHER – See comments below.

COMMENTS:

This bill would do the following:

- Require state agencies to provide specific information when notifying California residents of a breach of security of a system containing personal information,
- Require state agencies to provide a security breach notification electronically to the Attorney General when a single breach involves more than 500 California residents, and
- Require state agencies to provide the Office of Information Security and Privacy Protection (OISPP) with a security breach notification when substitute notice is used.

This bill would also place requirements on entities other than state agencies that do not impact the department and are not discussed in this analysis.

The July 7, 2009, amendments made changes to provisions for businesses that do not impact the department’s programs operations, costs, or state income tax revenues. The remainder of the department’s analysis of the bill as amended June 16, 2009, still applies.

Board Position:	Franchise Tax Board Staff	Date
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