### 2024 Data Privacy Legislation

# MauriceWutscher

LEGISLATION	STATUS 4/04/2024	THRESHOLDS/APPLICABLITY	RIGHT TO KNOW AND ACCESS	RIGHT TO CORRECT	RIGHT TO DELETE	RIGHT TO OPT OUT/ RESTRICT CERTAIN PROCESSING	OPT IN FOR PROCESSING SENSITIVE DATA	GLBA EXEMPTION	SPECIFIC CONTRACT SCHIPPEMENTS	SPECIFIC SECURITY STANDARDS	RISK ASSESSMENTS	PRIVATE RIGHT OF ACTION	RIGHT TO CURE	CIVIL PENALTY	RULEMAKING
DELAWAPE HB 250	First chamber; in committee.	Expands the protections offered to consumers under the Delaware Personal Data Prisary Act by applying the Delaware Personal Data Prisary Act to the State assertment.													
GEORGIA SB 472	Falled; adjourned.	A person that conducts business in this state by posturing product or services temperate to consumers of the state of the	x	×	×	ж	×	X Data & Entity Level	x	x	For each of the following processing activities involving personal information: (I) The processing of personal information for purpose of targeted advertising: (2) The size of personal information for purposes of targeted advertising: (2) The size of personal information for purposes of certain prefilling: (4) The processing of enriche data; and (5) Processing actuation indicates and information that present a heightened risk of harm to consumers.		×	Up to \$7,500.00 for each violation.	
MANUALI NO 1427 ISO 31100	First chamber; in committee; camyover; no movement in 2024.	Persons that conduct business in the States or produce gradients or arrivers that are targeted to residents of sections of the state of the section of the s	×	×	*	ж	×	X Data & Entity Level	ж		(1) The processing of personal data for purposes of targeted advertisent (2) The sale of personal data. (2) The processing of personal data for purposes of performal data for purposes of performal data for purposes of performal data for purposes of performance of the personal data that present a data for purpose of the data data for purpose of the personal data data present a data for purpose of the data data for purpose of the data data for purpose of the data data data data data data data dat	Damages sustained by the person, and, if the judgment is for the plaintff, the plaintfff shall be awarded a sum not less than \$1,000 or threefold damages by the plaintff sustained, withches runnit the great librar. Rev. Stat. Ann. § 480-13		Not less than \$500 nor more than \$10,000 for each violation. Haw. Rev. Stat. Ann. § 480-3.1	x
HAWAN 50 974	Second chamber; in committee; carryover; no movement in 2004.	Penens that conduct business in Hawaii or produce products or services that are targeted to reviolent or fiscal is set.  1. During a cliniciary sex, control or process personal data of at least \$25,000 consumers, or \$2. Control or process pensonal data of at least \$2,000 consumers and derive over \$255 of gross revenue from the sale of pensonal data.	×	×	×	х	×	Nonpublic personal information, as defined in the Gramm-Leach-Wiley Act.	×		targeted advertising.  [2] The sale of personal data.  [3] The processing of personal data for purposes of personal data for purposes of personal data for purposes of personal data.  [4] The processing of sensitive data.  (5) Any processing activities involving pensonal data that present a heightened risk of harm to		×	Civil penalties of up to \$7,500 for each violation	x
HAMMAN SD 1110 (169 3497)	First chamber; in committee; carryover; no movement in 2004.	Pensons that conduct business in the failer or produce products or services that was targeted to residents of the State and.  (1) Surges calentaryeas control or processional data of the test 00,000 consumers, or (2) Control or process pensoal data of at least 20,000 consumers and device over 55% of grass revenue from the sale of pensoal data.	×	×	×	×	×	X Data & Entity Level	ж		(00) The processing of personal data for purposes of targeted absertising.  (2) The processing of personal data for purposes of targeted absertising.  (2) The processing of personal data for purposes of perfoling.  (4) The processing of personal data for purposes of perfoling.  (5) Any processing activities involving personal data that present a heightened risk of harm to consumers.	Damages sustained by the person, and, if the judgment is for the plainetff, the plainetff that Bo awarded a sum not less than \$1,000 or threefold damages by the plainetff sustained, withcheave sum is the great Hans. Rev. Stat. Ann. § 480-13		Not less than \$500 nor more than \$10,000 for each violation. Haw. Rev. Stat. Ann. § 480-3.1	x
HANNEY 50 2018	First chamber; in committee; no movement since itsnuary 2004.	Personn that conduct bulenes in Hewal or produce products or wandows that are trapsined to residents and desire a conduct page.  [3] Control or process personal data of all fees 37,000 personal residents were [2] Control or process personal data of all fees 37,000 personal residents were 200,000 personal data of all fees 37,000 personal data were 200,000 personal data of all fees 37,000 personal data of all fees 37,000 personal data of all fees 37,000 personal data.	×	×	×	ж	×	X Data Level	х		Fig.: Roce 1 For the processing of personal data for purposes of targeted advertising.  (2) The sale of personal data;  (2) The processing of personal data for purposes of certain postfag.  (3) The processing of personal data; and (5) Any processing advises involving personal data that present a heighteed data; and consumers.		×	Not more than \$7,500 for each violation.	х
ILLUNCES HID 2285.  Who is Data Privacy and Protection  Act	First chamber; in committee; carryover.	Any entity or any person, other than an individual acting in a non-commercial context, that alone or jointly with others determines the purposes and means of collecting, processing, or transferring covered data.	×	×	×	Opt in required for certain processing purposes.	×		х	х	Annual certification of compliance if a large data holder.  Each covered entity that is not a small business must conduct a privacy	(1) an amount equal to the sum of any compensatory, liquidated, or punitive damager; (2) injunctive relief; (3) declaratory relief; and (4) reasonable attorney's feet and litigation costs.		Unspecified damages, civil penalties, restitution, or other compensation.	×
ILLINOIS HB 5581	First chamber; in committee; no movement since January 2004.	Persons that conduct bullows in this State or persons that produce product or services that are largested to resident of this State that during a new year person.  In clientation of proceeds the personal data of act.  In this 15,000 unlique consumers, excluding personal data controlled or processed shelly for the purpose of acceptance personal data controlled or processed shelly for the purpose of acceptance personal transactions; or a comment of acceptance personal transaction; or a comment and defined more than 25 personal of their green revenue from the sale of personal data.	×	*	*	×	×	X Data & Entity Level	ж		For processing any present as shipthered risk of harm to a consume including.  (1) The processing of prescond lata for the purposes of targeted advertising.  (2) The six of personal data for the purposes of consumer and purposes of certain portions.  (2) The processing of personal data for the purposes of certain portions.  (4) The purpose of personal data for the purposes of certain portions.		×	A violation shall constitute an unfair method of competition or any unfair or deceptive act or practice in the conduct of any trade or commerce within this. State under the Consumer Fraud and Deceptive Business Practices Act.	
ILUNOIS 58 3517	First chamber; in committee.	Abusines [se defined], that satisfies one or more of the following thresholds:  [A] as of January 1 of the celeratory with, but not upper parameters in excess of \$25,000,000 in the following the celeratory with the celeratory and celeratory and celeratory and celeratory and information; (C) defined 50% or more of its annual avenues from selfing or sharing consumers' personal information;	×	×	×	ж	Right to limit use.	X Data Level	Rulemaking.			For unauthorised access and editoration, thefit, or disclosure as a result of the business's violation of the duty so implement and maintain masconable security procedures and practicing, changes in an amount not less than 5000 and not greater than 5700 per consumer per incident or actual damages, whichever is greater.		Not more than \$2,500 for each violation or \$7,500 for each interelicand violation or violations involving the personal information of consumers whom the business, service provider, contractor, or other person has actual knowledge are under \$6 years of age	x
IOWA SF 2321	Died.	"Health data" means data that pertains to the health status of an individual that discloses information related to the past, current, or future physical or mental health status of the individual.						Amends existing law to exclude "health data" from the GLBA data and entity level exceptions.			For:				
KENTUCKY HB 15	Enacted 4/4/2024.	Pensan that canduct business in Enthucky or produce products or services that are targeted for moderns and that during a colorisal years control or process personal data of at least:  (b) XXXXX consumers and derive sear XXX of great revenue from the sub- of pensonal data.	×	×	×	х	×	X Data & Entity Level	×		(a) The processing of personal data for the purposes of surgend adversing; (b) The processing of personal data for the purposes of selfing of personal data; (d) The processing of personal data for the purposes of certain perfitting; (d) The processing of removal data for the purposes of certain perfitting; (d) The processing of terrodistance, and (d) Approximation of the processing of the purposes of the purposes of the purposes of the purpose of the purposes of the purpose		×	Up to \$7,500 for each continued violation.	
330100CH 48 24 06 132	First chamber; in committee; no committee; no movement since iteratory 2004.	Personn that conduct holisons in forelassing as product products or wrown that are targeted to residents of this state withing during controlling and the state of the controlling as the controlling of the controlling as the controlling as the controlling as (A) Control over 40% of great resolves from the sale of personnel date.	x		×	ж	x	X Data & Entity Level	x		In The presence of the presenc	K. For validations reliefed its consumer requests.	х	The Addroney General may inhibite an action and seek damages for up to 57,000 for each continued violation	
KENTUCKY SO 35 SIRE 241	First chamber; in committee; in committee; on movement since its reasy 2004.	Persons that conduct holisons in foreigning or produce products or wroken that are targeted to residents of this state and that catings controller person that the controller person of I (i) Controller (iii) and is a state of persons of an I (ii) Controller (iii) and green reservant from the sale of personnel date.	ж		×	х	×	X Casa & Entity Level	х		In the secondary of second data for the purposes  (a) the purposes of second data for the purpose  of a ling or shoring the purpose of data,  If a ling or shoring the purpose of data,  If a ling or shoring the purpose of data,  If a ling or shoring the purpose of data,  I wind the content of consumers  disputed to the content of consumers  disputed to specify the content of consumers  disputed to specify the content of consumers  A physical or other bronzion specific the solution or  the official of other bronzion specific the solution or  the official of their bronzion specific the solution or  the official of their bronzion specific the solution or  the official of their bronzion specific the solution or  the official of their bronzion specific the solution or  the official of their bronzion specific the solution or  the official of their bronzion specific the solution or  the official official specific consumers  of the official official specific consumers  of the official official specific consumers  of the official official official specific consumers  of the official official official official official  official official official official  official official official official  official official official  official official official  official official official  official official official  official of	En violations related to consumer requests.	х	The Addressing General Irany, includes as setting and seek diamages for a risk of 27,000 for each continued violation.	
MAINE LD 1972/SP 927	Joint committee; divided report.	Pensis that conduct busines in this State or pension that produce products or wnives that are targeted in a resident of this State and that during the preceding classifier year.  A Controlled Contr	x	×	×		X For the purposes of targeted advertising, the sale of personal data or profiling in furtherance of solely automated decisions that produce	x	×		For processing activities involving: (1) The processing of personal data for purposes of targeted adversibing: (2) The sale of personal data; (3) The processing of personal data for purposes of certain portifing:			Not more than \$20,000 for each intentional violation.	
Maine Consumer Privacy Act	divided report.						of solely automated decisions that produce legal or similarly significant effects.	Data & Entity Level			(4) The processing of sensitive data.	x		intentional violation.	
MAINE LD 1977/HP1220 Maine Data Privacy and Protection Act	Joint committee; divided report.	"Covered entity" means a person, other than an individual acting in a non-commercial context, that alone or jointly with others determines the purposes and means of collecting, processing or transferring covered data.	х	×	×	General restrictions on processing dependent on the purpose.			×	x	Annually if the covered entity is not a small business, or if such a covered entity uses a "covered algorithm."	\$5,000 per individual per violation or actual damages, whichever is greater. Also allow for puritive damages, injunctive relief, declaratory relief and attorney's fees and conts.		Yes, amount unspecified.	
MARYLAND HB 567 (58 541) Maryland Online Stris Privacy Act of 2024	Second chamber; in committee.	A person that:  (3) Inducts as service or products trapping or  (3) Inducts as services or products trapping or  (3) County the inventioness More) proceeding delength or  (4) Charge the inventioness more proceeding selength or  (5) County that are proceeded the of all feet and 10,000 commons, secularing personal data  (6) County that are proceeded the of all feet and 10,000 commons and exhaustions or  (7) Controlled or proceeded the preceding of all of the 10,000 commons and delivered more that 20% or face are and delivered more than 20% or face are all for the safe of personal data.	ж	×	×	х	×	X Data & Entity Level	×		For "processing activities that present a heightened risk of harm to a consume," including an assessment for each algorithm that is used. The term means:  [13] The processing of personal data for the purposes of surgered adversing.  [17] The sale of personal data;  [27] The sale of personal data;  [28] The processing of sensible data; and  [37] The processing of personal data for the purposes of certain portfiling.	x		A violation is an unfair, abusive, or deceptive trade practice and subject to the penalty provisions of the Cossume Protection Act, Md. Code Ann., Com. Law § 13- 101, et and _, except for Md. Code Ann., Com. Law § 13-408.	
MARYHAND SE SA1 pat 553) Manufand Online Bata Privacy Act of 2024	Second chamber; in committee.	A person that:  (3) Frobers in the result of the proper of	ж	×	×	х	×	X Data & Entity Level	×		For "processing activities that present a heighteen risk of harm to a consume," recluding an assessment for each algorithm that is used. The term means:  (3) The processing of personal data for the purposes of processing of personal data;  (3) The sale of personal data;  (3) The processing of sensible data; and (4) The processing of sensible data; and	x		A violation is an unfair, abusive, or deceptive trade practice and subject to the penalty provision of the Consumer Protection Act, Md. Code Ann., Com. Law § 13- 101, et ang., except for Md. Code Ann., Com. Law § 13-408.	
MASSACHUSETTS H 60	is joint committee; reporting date extended to 4/8/2024.	(ii) It is better a present that contact hadrons to the conversability, and if it is better a present that contact hadrons to the conversability and contact hadrons the contact hadrons t	x	×	×	ж	х	X Data Level	х		(I) proceeding personal information for the purpose of (I) the sides of the personal entermation (II) the sides of the personal entermation (III) the sides of the personal entermation (III) (III) proceeding personal information for the purpose (III) proceeding entermation information, and (III) proceeding entermation in entermation (III) proceeding entermation in the high risk of harm to included as it.	if a mindviolusity general information is subject to a branch of lecusity as a result of a controller's failure to implement part individual per ricident or actual damages, with these in greater.	×	Up to 5,5000.	
MASSACHUSETTS H BZ	In joint committee; separting date extended to 4/8/2024.	Lakes elsen, yes in year jir il year jir year jir il year jir year jir il year jir year jir il year jir year jir il year jir il year jir il year jir il year jir y	ж	×	×	ж	×				A long-data holder shall conduct a privary impact assessment that weight the benefit of the longs and transfer particles against the potential above and transfer particles against the potential above consequence of such practices, londwing substantial privary risks, to individual or an an individual or group of individuals.	Liquidized discuspy of not beyo bits \$1.00 of the provid- gibble reviews of the covered cettary or \$15,000 per relations, whichever is greater, profitted damages; and reasonable attentively files and costs.		Not less than 0.15% of the annual global revenue or \$5,500, whicheve I gester, per violation; and not once than \$6,500 the annual global revenue of the covered exity, data processor, or first departy or \$20,000,000, whichever I generally processor, and the guity or \$20,000,000, whichever I generally processor, and the purpose and the processor of the purpose of \$20,000,000, whichever I generally processor, and the purpose of \$20,000,000, whichever I generally processor of the purpose of \$20,000,000,000,000,000,000,000,000,000,	х
MASSACHRISETTS II 2288 Massachumm Torra Prince, Probestion Act	In joint committee; reporting data extended to 4/8/2024.	These deep "reg was present on the same sheeked using the same sheeked as any time as a commercial section." Surviving control of the same sheeked as a surviving control of the same sheeked as a surviving or surviving and surv	×	×	×	×	×		×	x	For a large data holder that uses a covered algorithm in an amover that poses a consequential management of the control of the con	Liquidated damages of not less than 0.10% of the annual goldular seems of the served orthop of \$1,000 per violation, and the control of \$1,000 per violation, and the control of \$1,000 per violation, and \$1,000 per violation, a		Not less than 0.15% of the annual global revenue or 55,500, which twee leg states, per violation; and not more than 45% of the annual global revenue of the covered exity, data processor, or filled spany or processor, or filled spany or grander, gar action if such action includes multiple localisates to multiple includes.	х
MASSAGRIBETTS 2.25 Massachusett Dith Privacy Desirction Act	is joint committee; reporting date extended to 4/4/2024.	Committee for the committee of the commi	x	x	x	х	х		х	x	For a large data holder that care a concerned argorithms an amore that pions a consequential risk of human to an individuals for group of individuals.	Liquidized disregars of not less than 0.30% of the annual plabel reviews of the solitonic flow of 1,500 per scholars, which were 0 granter.		Not less than 0.15% of the annual global revenue or \$15,000, which over I gerater, per violation, and not more than of the annual global revenue of the covered entity, data \$10,000,000, whichever is greater, per action If such action includes multiple violations to multiple individuals.	x

### 2024 Data Privacy Legislation

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MASSACHUSETTS 5 222 Massachusetts information Privace and Security Act	is joint committee; reporting date extended to 4/8/2024.	This chapter deal apply re:  [2] a controller or promount for broaders believe in the commonwealth, and [3] the proteining of primary in the controller broaders believe in the commonwealth, and [4] the proteining of primary in the controller broaders broaders broaders broaders. [5] the efforting of primary or events the are suggested in solviolation, for [6] the controller broaders broad	ж	×	×	x	×	X Data Level	ж		[1] processing personal: ricconation for the purpose of: [1] the sale of the personal information [1] (ill supples of conscioustant) adversiting; or (iii) targeted of conscioustant adversiting; or (iii) targeted first-purty adversiting; [2] processing promote information for the purpose of profiling or otherwise that otherwise presents contain Storeasable ricky.  (2) processing ensistive information; and [4] any other processing that it likely to result in a high risk of harm to includeduals.				
MACAGGAN SA GGE Michigan Penansai Gata Fifinany Aux	First chamber; in committee; carryover; no movement to 2004.	Aprents that is an idea of the other in the other is an idea of the other in the result of the other idea of the idea of the idea of the idea of the other idea of the idea of	x	х	x	х	Consect required to process any personal data.	X Clata & Entity Level	x		For processing activities that involve:  [a) The processing of personal data for purpose of targeted deventions;  [b) The processing of personal data for the purpose of certain parfilling, ([c) The processing of personal data for the purpose of certain parfilling, ([c) The processing of sensitives data, ([c) Any processing activities involving personal data (bits present the purpose of the pur	A consumer may bring a cirl action seeking: (p) Actual demages. (b) Injunctive or declaratory relief. (c) Any other relief the court deems appropriate.	×	Not more than \$7,500 for each violation.	
MINNESOTA HE 1362	First chamber; in committee; campover; no movement in 2004.	Abusions that: (1) has around grow remains the care of \$21,000,000; (2) aroundly hap or with the personal information of \$20,000 or main individuals, households, or devices; or (3) derives \$20\$ personal or mane of the business) around evenues from untiling personal information.	ж		×	x						Any pennon injured by a violation of this chapter may bring a distribution to revolve or recover: (3) demange not less than 6,000 and not more than 5,700 per consumer, per violation, or the consumer's chall damages, whichever is greater; (3) other equitable relief as determined by the court; and (4) in the case of will and entables violatine, swampfur- damages is an amount not exceeding three times other damages was when		The Attorney General may enfonce any provision in accordance with Minn. Stat. Ann. § 8.31.	
MINNESOTA HF 1892 (SF 950)	First chamber; in committee; carryover; no movement in 2024.	Businesses that conduct business in Minnesota or produce products or services that are targeted to residents of Minnesota.					Opt in required for any collection, use or disclosure.				A controller must conduct, document, and maintain a data privacy and protection assessment that			Not more than \$7,500 for each violation.	
MINNESOTA HE 2200 ISE 2015	First chamber; in committee; amended.	Legal ratios that conductations in Morenta or product products or involves that are regard to marked read Morentas, and that only local cone and the Morenta Morenta in Consideration (1) (1) during a criminal year, control or processes personal data of 100,000 consumers or more, or (1) derives over 20% of groun revenue from the sale of personal data and processes or controls personal data of 75,000 consumers or more.	ж	×	×	×		X Data Level	х	×	a data privacy and protection assessment that describes the policies and procedures it has adopted to comply with the provisions of the act. Data privacy and protection assessments conducted for the purpose of complance with other laws or regulations may qualify if they have a similar scope and effect.		×	Not more than \$7,500 for each violation.	
MINNESOTA SE 950	First chamber; in committee; carryover.	Businesses that conduct business in Minnesota or produce products or services that are targeted to residents of Minnesota.					Opt in required for any collection, use or disclosure.				A controller must conduct, document, and maintain a data privacy and protection assessment that			Not more than \$7,500 for each violation.	
MINNESOTA SE 2015 INF 2008 Minnesota Comuner Data Privacy Act	First chamber; in committee; carryover.	Legal entities that conduct business in Momenta or produce products or services that are supported to resident or dishwests, and that unables one more of the findering developed.  (1) during a celendar year, coronine processes personal data of 200,000 consumers or more; or (2) deviews over 25% of groun revenues from the size of personal data and processes or corticle personal data of 75,000 consumers or more Analy controller or processor that: (1)(a) (Conduct haboves in this state; or	ж	×	×	×		X Data Level	х	×	a data grivacy and procession assessment mat- describes the policies and procedure: It has adopted to comply with the provisions of the act. Data privacy and protection assessments conducted for the purpose of compliance with other laws or regulations may qualify if they have a similar scope and effect.		×	Not more than \$7,500 for each violation.	
MISSOURI 59:735	First chamber; in committee; no movement since January 2004.	[6] Produces a product or survive that the state of the s	ж		×	×	×	X Data & Entity Level	х		For:  (a) The processing of personal data for purposes of		×	The attorney general may recover actual damages to the consumer and an amount not to exceed \$7,500 for each violation.	
NC09A5KA LB 1294	in committee; no movement since January 2024.	A person that:  (a) Conducts business in this close or produces a product or service assessmed by residents of hebraids, and a constant of the conduction of	×	×	*	ж	×	X Data & Entity Level	×		targeted adversising; [3] The sale of personal data; [6] The processing of personal data for purposes of centain pordiffing; [6] The processing of personal data for purposes of (extra portion); [6] Any processing activity that involves personal data that presents a heighteen drisk of harm to any data that presents a heighteen drisk of harm to any		x	Not to exceed \$7,500 for each violation.  A violation shall be constituted	
NEW HAMPSHIRE SB 255	Enacted 3/6/2024.	Persons that conduct business in their isamphile or persons that produce products or services that are targeted to medicent of their isamphile their during soe year person.  [3] Controlled or processed the persons did not be that their busin \$20,000 uses consumers, excluding the product of an order to their busin \$2,000 uses consumers, excluding \$3,000 uses the person of their persons of their business of their business of their persons of their business of their business of their processed they personal data at fact less than \$20,000 usings consumers and defined more than \$20,000 using their persons of their p	×	×	×	×	x	X Data & Entity Level	×		For processing that presents a heightened risk of harm, including:  [a) The processing for present last for the purposes of trapeted absentising:  [b) The sale of personal data;  (c) The processing of personal data for the purposes of continuous data for the purposes of contains portfiling; and  [d) The processing of sensitive data.		×	A violation shall be constituted as an unfair method of competition or any unfair or deceptive act or practice in the conduct of any trade or commerce within this state under RSA 158-A2; clif penalties up to \$10,000 for each violation.	
NEW JERSEY'S 322	Enacted 1/16/2024.	Controllers that conduct business in the fittee or produce product or services that are targeted to residents of the State, and that during a calendar year either: a. control or process the personal data of the last ISSQNO consumer, excluding personal data processed solely for the purpose of completic payment transaction; or to control or process the personal data of the last ISSQN consumers and the controller derives revenue, or	×	×	×	×	×	X Data & Entity Level	×	×	For processing that presents a heightened risk of harm, including: (1) processing personal data for the purposes of targeted advertising or certain profiling: (2) selling personal data;		x	A violation shall be an unlawful practice and violation of P.L.1960, c.39 (C.56:8-1 et seq.).	×
NEW YORK A 2208 IS 22771 Dietal Fahress Act	First chamber; in committee; carryover; no movement since January 2004.	Is control or pocuse the proposal size of a least 2000 consuments set the controller devices revenue, or mentions a desired on the size of an existing or a consument set to a side and existing of a controller or more unique tradeduction.	×		×	Opt in generally required unless processing is necessary for the completion of the requested stansaction.			х		(2) selling personal data; (2) oroceosine sensitive data.	\$10,000 or actual damages, whichever is greater.		Up to \$25,000 per violation or up to 4% of annual revenue.	х
NEW YORK A 2582 (S2658) New York Privace Act	First chamber; in committee; carryover; no movement since January 2004.	Large persons that conduct business in here think or produce products or services that are targeted to resident of these think, and that such types are more or the following thresholds. (In this was arranged assess of 250 de or more (150	ж	×	×	х	Opt in generally required unless the processing is necessary to provide the services or goods requested by a consumer; perform a construct to which the consumer is a party, or take steps at the request of the consumer prior to entering into a construct.	X Data Level							
NEW YORK A 4274 (5 2162)	First chamber; in committee; carryover; no movement since January 2024.	A note proportioning, partnershy, harder shading company, corporation, rescribed in ordinary and many control of the control o	х			х			х			A violation of this section that he deserred to constitute as rispay in fact to the consumer with he suffered the violation, and the consumer end or suffer as lost of many or property as a result of the violation in order to bring as action for the violation of the viction. According to the violation of the viction of the viction of the viction of the viction of the viction of the viction of the viction of the viction of the viction of the viction of the viction of the viction of viction of viction of the viction of the viction of vi		Up to \$7,500 for each violation.	
NEW YORK A 6219	First chamber; in committee; carryover; no movement since January 2004.	(I) means any vetility or any person, which than an individual sating in a non-commendal careat, that share a cit collecting processing or transference convented that sate convented that sate (i) is valided to the convented that sate (ii) is valided to the convented that sate (iii) is convented to the convented that sate (iii) is convented to the convented to the Convented sate of the Convented to the Convented sate of the Convented to the Convented sate of	ж	×	×	x	×		x	X Safe harbor if in compliance with GLBA Privacy and Safeguards Rules.	A large data holder that uses a covered algorithm in a manner that poses a consequential risk of harm to an individual or group of individuals, and uses such covered algorithm solely or in part, to collect, process, or transfer covered data shall conduct as impact assessment.	The court may award the plainteff: (i) an amount equal to the sum of any compensatory derange; (ii) injunctive relief; (iii) injunctive relief; (iii) injunctive relief; and (iv) reasonable attorney is fees and litigation costs.		Treated as an unfair or deceptive act or practice	x
NEW YORK A 7422 [S 3658] New York Privacy Act	First chamber; in committee; carryover; no movement since January 2004.	Legal persons that conduct business in New York or produce production residents of their to targeted in medicate of New York, and that such one more of the following thresholds.  (b) I have moral great reviewed of \$250 Mer more;  (b) Control or processes persons that of \$2000 Consumes or more; or (c) General over 20% of gross reviewed from the sale of personal data.	ж	×	×	х	×	X Data Level	х		For processing that presents a helphtened risk of harm to a consumer, including: (A) the processing of personal data for the purposes of targeting advertising. (I) the sale of personal data. (I) the processing of presonal data for the purposes of certain partials, and purposes of certain partials, and purposes of certain partials, and			Not more than \$20,000 per violation	x
NEW YORK 5 365B Mew York Privacy Act	First chamber; in committee.	Legil present that conduct business in New York or produce prediction in services that are targeted to residents of New York, and that safely one or once of the following therebalds: (by lower serving presented of 250 or in contract of the contract of	ж	×	×	х	×	X Data Level	х		For processing that presents a heightened risk of harm to a consume, including:  (A) the processing of personal date for the purpose of targeting advertising.  (B) the sale of personal data,  (C) the processing of personal data for the purposes of certain positing, and  (I) the according of sensions data for the purposes of certain positing, and			Not more than \$20,000 per violation	х
NEW YORK 5 2277 (A 2200) Distral Fairness Act	First chamber; in committee; carryover; no movement since January 2004.	A legal entity that conducts business in New York state and as part of such business, processes and maintains the personal information of five hundred or more unique individuals.	х		×	Opt in generally required unless processing is necessary for the completion of the requested			х			\$10,000 or actual damages, whichever is greater.		Up to \$25,000 per violation or up to 4% of annual revenue.	×
WICH ADM 2 3167	First chamber; in committee; campover; no movement since January 2024.	Asia projektorilo, parimento, include diabity company, corporation, succision, or other legal entry, that is applicable corporated for the part for Transcalate learned or the schedulent or other comme, many includes comments of particular schedulents or the chief, and that schedulents are remort of the chief comments of the chief comments are remort of the chief comments	×			Statusetien X			х			A violation of this section shall be deemed to constitute an injury in fact to the consumer who has suffered the violation, and the consumer wade not suffer as loss of money or property as a result of the violation in order to bring an action for a situation of this section. A consumer shall recover statisticy disranges in the amount of one thousand dollars or extend disranges, whichever is greater.		Up to \$7,500 for each violation.	
medal words & 5555 Be's Year Ords Act	First chamber; in committee; carryover; no movement since lanuary 2024.	And any proceduring performing to better finding company, composition, proceduring, or deep segment of proceduring, or deep segment of proceduring or deep segment or deep segment of proceduring or deep segment or deep s	x		×	Opt in required unless reasonably necessary to provide a service or conduct an activity that a consumer has requested or is reasonably necessary for security or found prevention.		X Cata Level				Carrages not to access 5795 per consume per violation or actual dereages, whichever is greater.  A violation of this article shall be derended to constitute a neighty in fact to the consumer who has suffered such violation, and the consumer who has lateries such as property loss as a result of the consumer per property loss as a result of the solidation is order to bring an action.		Up to \$7,500 for each intentional violation and up to \$2,500 for each unintentional violation.	x
NORTH CAROLINA 5 525. North Carolina Consumer Privacy &ct.	First chamber; in committee; carryover; no movement in 2004.	(I) Conducts business in this State or produces a produce or service that is targeted to consumers who are residents of this State;	ж		×	×		X Data & Entity Level	х				×	Not to exceed \$7,500.	
OHIO HE MS Chio Personal Privacy Act	First chamber; in committee; carryover; no movement in 2004.	One manufacture of the entire	×	×	×	х		X Data & Entity Level	ж				×	Up to \$5,000 for each violation.	
CICLAHOMA HB 1000 Ciclahoma Data Privacy Act	Second chamber; in committee; carryover; no movement in 2004.	Abulies the day because of a common product or common of promoted information, determines the purposes and manual of the processing of common promoted information, and that stands on one more given the common of the common of the stands of the stands of the common of	ж		×	x		X Data & Entity Level			For the following processing an Aldikan			Not to exceed \$2,500 for each violation, or \$7,500 for each intentional violation.	
PENNSYLVANIA HB 708 Pennsylvania Gonsener Cuts. Protection Act	First chamber; in committee; carryover; no movement in 2024.	Person that conduct business in Permylansia or produce goods, prediction are services that are solder of the safety and the section of Permylansia and State.  (3) during a control of the section of Permylansia and State (300,000 communes, or (3) during a control or process personal data of at least 3,000 comments and device over 50% of gross revenue from the safe of personal data.	×	x	×	×	x	X Data & Entity Level	x		For the following processing activities:  (1) The processing of personal data for the purposes of targeted adversibing:  (2) The size of personal data;  (2) The processing of personal data for the purposes of personal data for the purposes of personal data for the purposes of personal data or the purpose of personal data or the purpose of personal data that presents a heightened risk of harm to consumers.		x	UP to \$7,500 for each violation under this act.	
PENNICYLVANIA HE 1201 Consumer Data Postection Act	First chamber; in committee; carryover.	A national is an expectation processing that means and the following critical is supposed to granted their profit of a foundation of the biological control or common.  So Candon transmissing processed informations or on behalf of all who conserved you must information.  So Candon transmission processed information or on behalf of all all conserved you considered information.  (I) Candon transmission of the Commonwell Programmel Program	×	×	×	×	x	X Data & Entity Level	×		If the processing activities present a heightened risk of harm to a consumer, including:  (1) The processing of personal data for the purpose of targeted advertible;  (2) The size of personal data.  (3) The pocessing of personal data for the purpose of consumer of the purpose of consumer of the purpose of certain profiling.  (4) The processing of sensitive data.		x	Violations of the provisions of this act shall constitute "unfair methods of competition" and "unfair or deceptive acts or practices" under the Unfair Trade Practices and Consumer Protection Law.	x
DENNEYIVAMA HE 1047	First chamber; in committee; no movement since January 2004.	Analyse processing, personally, included indices, processing, proc	×	×	×	×		X Clata Greed	x					A business, service provider or any other person that violates this section shall be subject to an illustration and label for a child penalty of not more than \$2,500 for each uniterational violation and not more than \$7,500 for each intentional violation.	x
RHODE ISLAND HB 5745 65 attropped	First Chamber; Committee held for further study 3/2/2023.	Primate that conduct below in These tender or preven that produce products or service that are 30 Controlled are presented the prevent date of fact from the \$20,000 consents, excluding prevented are controlled are presented using fur the purposed on explosing a preparation execution. (2) Controlled are preceded using fur the purposed on explosing a preparation execution. 20 Controlled are prevented to the form that are form of the controlled as 20 Controlled are presented from the safe of prevented date.	x	x	×	×		X Data & Entity Level	×		For processing activities that present a heightened risk of harm. Processing that a presents a heightened risk of harm includes: (1) The processing of personal data for the purposes of targeted advertise; (2) The sale of personal data for the purposes of personal data for the purposes of personal data for the purposes of profiling; and (4) The processing of sensitive data.		x	A violation of the requirements of the requirements of the provisions of this chapter shall constitute an unfair sales and deceptive trade practice for purposes of chapters 13 and 13.1 of title 6, and shall be enforced solely by the attorney general.	

### 2024 Data Privacy Legislation

# MauriceWutscher

SHOCE ISLAND HB 6226 6Catheorets	First Chamber; Committee held fo further study 4/4/2023.	Operator resears are generor or entity that even a weekfelt incode on the titement of once other sovice that collects and extending personally destinited personals. For the secretary control, the second control of the se	×	×		×	×	X Data & Entity Level	×		For processing that presents a heightened risk of harm to a customer, including:  (1) The processing of pencoal data for the purposes of targeted advertising:  (2) The sale of personal data;  (3) The sale of personal data for the purposes of certain profiling:  (4) The processing of pencoal data for the purposes of certain profiling:  (5) The concession of a smittle data.			A violation is a deceptive trade practice in violation of chapter 9 13.1 of title 6.	
BHOOK ISLAND HB 7782	First chamber; in committee.	"Costroller" means an individual who, or legal entity that, alone or jointly with others determines the purpose and means of processing personal data.	×	×		×	×	X Data & Entity Level	x		For processing activities that present a heightened risk of have, including:  (1) The processing of personal data for the purposes of targeted advertising:  (2) The sale of personal data;  (3) The processing of personal data for certain portiling:  (4) The processing of sensitive data.			A violation of the general regulatory provisions of commercial law in site 6 and shall constitute a deceptive trade practice in violation of chapter 13.1 of site 6.	
BHOOS ISLAND SETTLE (Carryover)	First chamber; in committee; carryover no movement in 2024	**Operation** means any persons or entity that cours a servicion located on the interest or on college acceptant that collects and entition personally destilled information from any collection revokings that but also also service. For washing or confine services a spentage for commercial collection of the collection	×	×		×	×	X Data & Entity Level	×		For processing that presents a heightened risk of harm to a customer, including;  (1) The processing of personal data for the purposes of targeted advertising;  (2) The sale of personal data for the purposes of certain profiling;  (3) The processing of personal data for the purposes of certain profiling;  (4) The processing of services data.				
8HD06 ISLAND 58 2580	First chamber; in committee.	"Controller" means an individual who, or legal entity that, plane or pivity with others determines the purpose and means of processing personal data.	×	×		×	×	X Data & Entity Level	×		For processing activities that present a heightened risk of harm, including:  (1) The processing of personal data for the purposes of targeted advertising:  (2) The sale of personal data;  (3) The processing of personal data for certain posting;  (4) The processing of amorbine data.			A violation of the general regulatory provisions of commercial law in title 6 and shall constitute a deceptive trade practice in violation of chapter 13.1 of title 6.	
VERMONT HE 121	Second chamber; in committee.	A person that conducts business in Vermost or a person that produces products or services that are largered to renders of Vermost and his divergit a preceding clienter year. If controlled the processed unifying from papers of completing a symmetra transaction, controlled or processed unifying from papers of completing anywest transactions of ICI controlled or processed they preced uniform the papers of completing anywest transactions of ICI controlled or processed they preced they are reviewed from the side of preceded date.	×	×	×	×	×	X Data Level	×	100	For processing activities that present a heightened risk of harm, including:  [1] The processing of personal data for the purposes of surgested advertising:  [2] The sale of personal data;  [3] The processing of personal data for certain posting;  [46] The processing of available data.	(4) The greater of \$1,000.00 or actual damages; (2) injunctive relief; (3) punitive damages in the case of an intensional violation; or (5) reasonable costs and attorney's fees		A violation is an unfair and deceptive act in commerce in violation of section 2453 of this tible.	
VERMONT SO 269	First chamber; in committee; no movement since January 2004.	A person that conducts business in Nermond are person that produces products or wriven that an any support to reduct not wriven that any the first of the during the processing conduct year.  It controlled or processed by rearmand size of the first harts \$1,000,000 controlled personal data controlled are processed could just the propose of completing a payment transaction, or \$10 certainteed or processed by personal data controlled any processed by personal data with the \$1,000 controlled controlled personal data.  Stip person of the person's great revenue from the safe of personal data.	×	×	×	×	×	X Data & Entity Level	×		For any processing activities that present a heightened risk of harm to a consumer, which includes: (1) the processing of personal data for the purpose of targeted advertising; (2) the sale of personal data; (3) the processing of personal data for certain prefiling; (8) the processing of personal data for certain prefiling.		×	A violation is an unfair and deceptive act in commerce in violation of section 2452 of this title and shall be enforced solely by the Attorney General.	
WASHINGTON HIS 1516 ISS 15100 Papalin's Privacy Act	Falled adjourned.	Agreemen triggel entity float is not a generalment and top out of a stateful hallmen in Wishington state, processes organized processed information, seed.  In this second creative \$10,000,000 create of stream reviews through \$200 creates stream, and the second creative service and the second creative section cr	×	×	*	ж			ж		For each of the following processing activities: insulsing captured genomal reformation: (a) The segment genome and the continuation of the continuation of the continuation of the continuation of the proposes of the safe of captured personal information (information; information; information; information; information; information processing of captured personal information of the proposes of profitting; information of the continuation of the	The greater of Topidated damage of \$2,000 per distribution or soluted damages, provided that the count map, in this discretion, increase the damages accorded up to a record not to exceed threat times the school damages.		The greater of liquidated damages of \$2,000 per violation or actual damages, provided that the court may, in its discretion, increase the damages awented up to a amount not to exceed these times the actual damages.	
WASHINGTON SP SS42 People's Pelvacy Act	Falled; adjourned.	A person or legal entity that is not a governmental entity and that codeds basiness in Riksbergerin total, processes copium-dependent information, and gold in the code of the	×	×	×	×			×		For each of the following-processing extribites insulating captured personal information:  (a) The processing of captured personal information for purposes of trapted activating.  (b) The processing of captured personal information for the purpose of the sale of captured personal information, (c) The processing of captured personal information for purposes of portfling;  (d) Any processing activities insulating captured personal information that present a langitured personal information that present a langitured personal information that present a langitured risk of the captured personal information that present a langitured risk of the captured personal information that present a langitured risk of the captured personal information that present a langitured risk of the captured personal information that present a langitured risk of the captured personal information that present a langitured risk of the captured personal information that present a langitured risk of the captured personal information that present a langitured risk of the captured personal information that present a langitured risk of the captured personal information that present a langitured risk of the captured personal information that present a langitured risk of the captured personal information that present a langitured personal information that present a langiture of the captured personal information that present a langiture of the captured personal information that present a langiture of the captured personal information that personal personal information that personal informati	The greater of liquidosed disrespon of \$2,000 per violation or satural disregard, provided that the count reap, in its discretion increase the disregard awarded up to a most most one secured three times the actual disreg		The greater of liquidated damages of \$2,000 per violation or actual damages, provided that the count may, in its discretion, increase the damages awarded up to an amount not to exceed three times the actual damages.	
WEST-VIRGINIA NO. 4388	Falled, adjourned.	Another specified greatery death seasons assessment formed oil himstead on washing from a seminary transaction by the should and beard on contrast addings are confident profit of the seminary transaction of the seminary transaction. It is a seminary transaction of the contrast of the contrast, recognity an repositive process the consenter transaction. Assessment processed by the seminary transaction of the contrast of the cont										(3) Against credit reporting agency who regigated or recovering states this article, Equilation discharge of 5,5,000. (3) Against an existing, Equilation discharge of 5,5,000. (3) Against an existing agency and interestinating scalation and according to the control of 5,000 for existing scalation and according and 50,000 for existing valuation and existing discharge, with facure to present or color of discharge, with facure to present		Civil penaltises of no more than \$33,000 for each violation of this settle and all over and actioning's fees	
WEST VIRGINIA HE 5112	Falled, adjourned.	And an appropriating partnership before listing company, corporatin, passed alon, or legal writer fluid.  (Distance by passed and the size of the size of the revery or other valuable condentation.  (Distance by passed and the size of the size of the revery or other valuable condentation.  (Distance by passed and the size of the	x	x	×	ж			×			Energy is necessarie professions 1950 and one presen- tion STD per comment per locked or shall design a whichever a great for a multiplicate discuss and exiliances, that for disclosure ownersysted and nonversicating promote of termologic or exilian address, in continuous with a personal or femally approach and the present and continuous and address, in continuous and of a basiness' and continuous and the present of termologic and or a second and address and a second of the days to spinderer and of a basiness' and continuous procedures and procedure and continuous and continuous and a second of the continuous and address and a second procedures and procedures and procedures and a second of the continuous and a second procedures and a second of the continuous and a second procedures and a second of the continuous and a second procedures and a second of the continuous and a second procedures and a second of the continuous and a second procedures and a second of the continuous and a second procedures and a second of the continuous and a second procedures and a second of the continuous and a second procedures and a second of the continuous and a second and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second of the continuous and a second of t		Not more than \$2,500 for each uninterelleral violation or \$2,500 for each uninterelleral violation or \$2,500 for each interelleral violation. The fines may be trigled if the violation involves a consumer who is \$6 years of age or younger.	х
WEST VIRGINIA HP 5228 Consumer Outs Protection Act	Vetoed by Governor.	'Covered entity' means a bulewed but accesses, marketing communicates, or processes personal information or restricted information for though one or more systems, settenting, or services located in a consistent that interests or restricted information or a written cybernaccially program that creations administration procession, and physical substitute of partners of information or restricted information o						A covered entity's cybersecurity program reasonably conforms to an industry-recognized cybersecurity framework for purposes of this article if the covered entity is subject to the federal Gramm-Leach-Billey Act.		х					
WEST VIRGINIA HR 5688	Falled; adjourned.	Persons that conduct business in the sinte or produce products or services that are trapped to residents of the state and the st	×	×	×	x	×	X Data & Entity Level	×		(1) The processing operational data for purposes of translational data for purposes of translational data for purposes of translational data for purposes of social portfoliog.  (2) The six of personal data for purposes of certain portfoliog.  (4) The processing of personal data for purposes of certain portfoliog.  (5) Any processing activities involved personal data that present a heightened risk of harm to consumers.			Up to \$7,500 for each violation.	х
WISCONSIN AB 466 FSB 6421	Falled; adjourned.	Persons that conduct business in Welcomin or produce products or services that are targeted to residence of this state and who untility offener of the following:  1. During a called large, the person controls or process	×	×	×	x	×	X Data & Entity Level	×		For processing schulders involving personal data:  (1) The processing of personal data for purposes of targeted adversibing.  (2) The size of personal data for purposes of perfoling.  (4) The processing of personal data for purposes of perfoling.  (5) The processing of personal data for purposes of perfoling another data, and (5). Any processing activities involving personal data that present a heightened data of harm to that present a heightened data of harm to		х	Up to \$7,500 for each violation.	
WISCONSIN SR 642 IAB 4651	First chamber; in committee; carryover	Persons that codect business in Welcombr or produce products or services that are targeted to residence of this state and and so utility other of the following:  1. During a claim for the person controls or processes personal and a set of a less stated on consumers.  2. The person controls requires personal person of an an \$2000 consumers and deliness over 10 persons controls and controls the set of personal codes are set of the set of personal codes and deliness over 10 persons codes are set of personal codes and the set of personal codes are set of personal codes and the set of personal codes are set of personal codes are set of personal codes.	×	×	*	×	×	X Data & Entity Level	х		For processing activities involving personal data:  (1) The processing of personal data for purpose of  (2) The size of personal data for purpose of  (2) The size of personal data for purposes of  perfoling.  (4) The processing of personal data for purposes of  perfoling and personal data for purposes of  (5) Appropriessing activities involving personal data  that present a heightened risk of harm to  consumers.		×	Up to \$7,500 for each violation.	