## State Comprehensive Consumer Data Privacy Laws

## MauriceWutscher

	EFFECTIVE DATE	THRESHOLDS	RIGHT TO KNOW AND OBTAIN	RIGHT TO CORRECT	RIGHT TO DELETE	RIGHT TO OPT OUT/ RESTRICT PROCESSING	OPT IN FOR PROCESSING SENSITIVE DATA	GLBA EXEMPTION	CONTRACT REQUIREMENTS	SECURITY STANDARDS	RISK ASSESSMENTS	PRIVATE RIGHT OF ACTION	RIGHT TO CURE	ENFORCEMENT/ CIVIL PENALTY	RULEMAKING
CALFORNIA CONSUMER. PRIVACY ACT (As Amended by the California Privacy Rights Act)	1/1/2023	Aborises or other legal entity that is organized o- operated for prift, that collects consumers personal information, that does busines in callifornis, and that satisfies one or more of the following thresholds: 1.38-mail glossing thresholds: 2.38-mail gloss, they chartes the personal information of 100,000 or more consumers or households; or 12-bits estimated in the state of the chartest the personal information of 100,000 or more consumers or households; or 13-bits estorated information.	x	x	х	x	JENSTINE DATA	Data level.	x	General.	If processing presents a significant risk to consumers' privacy or security.	For a security breach, \$100 to \$750 per incident or actual damages, whichever is greater.		No more than \$2,500 per violation, or \$7,500 for each intentional violation.	х
COLORADO PRIVACY ACT	7/1/2023	A controller that conducts business in Golorado or produces or delivers commercial products or services that are intentionally trageted to residence of Colorado and satisfies one or both of other following thresholds:  1.6ontrols or produces the personal data of 300,000 or more consumers per calendary sucreptions of the controls of the personal data and processes or controls the personal data and processes or controls the personal data of 20,000 or more consumers.	х	x	x	x	×	Data and entity level.	х	General.	If processing presents a heightened risk of harm, including; (a) Processing personal data for purposes of targeted advertising or for profiling; (b) Selling personal data; and (c) Processing sensitive data.		x	Unfair or deceptive trade practice; up to \$20,000 per violation.	x
CONNECTICUT DATA PRIVACY. <u>ACT</u>	7/1/2023	Persons that conduct business in Connecticut or pennoss that produce products or services that during refer to relative for Connecticut and the targeted to relative for Connecticut and their Connecticut and their temperature of the preceding calendar year.  1.Eontrolled ary processed the personal data of not 2. Bonstein of their connecticut and their	x	x	x	x	х	Data and entity level.	x	General.	If processing presents 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 the purposes of profiling, and (4) the processing of personal data for the purposes of profiling, and data for the purposes of the processing of sensitive data.		x	Unfair trade practice; up to \$5,000 per wilfful violation.	
DELAWARE PERSONAL DATA. PRIVACY ACT	1/1/2025	Persons that conduct business in Delaware or persons that produce products or services that are targeted to residents of Delaware and that during the preceding calendary and day or the following less than \$5,000 consumers, excluding personal data controlled or processed solely for the purpose of completing a payment transaction. (2) Controlled or processed the personal data of not less than \$1,000 consumers and derived more than 20% of their gross results on the sale of personal data.	x	x	x	x	х	Data and entity level.	x	General.	If the controller controls or processes the data of not less than 100,000 consumen, and the processing involves:  1. The processing of personal data for the purposes of targeted advertising. 2. The sale of personal data, or the processing of personal data for the purposes of carpeted advertising or control of the processing of personal data for the purposes of carpeted data for the purposes of carpeted data for the purposes of carpeted data.		x	Up to \$5,000 per violation.	
INDIANA PRIVACY ACT	1/1/2026	Any person that conducts business in Indiana or produces products or services that are targeted to residents of Indiana and that during a calendar years. Illustration or processes personal data of least 100,000 consumers who are indiana residents; or 2,000 consumers who are indiana residents and 2,5,000 consumers who are indiana residents and derives more than 50% of goat revenue from the sale of personal data.	x	x	х	x	х	Data and entity fevel.	×	General.	For processing activities involving: (13) The processing of personal data for purposes of targeted data for purposes of targeted data for purposes of targeted data for purposes of profiling (4) The processing of sensitive data. (5) Any processing activities involving personal data that present a heightneed risk of harm to consumers.		х	Not to exceed \$7,500 per violation.	
IOWA DATA PRIVACY ACT	1/1/2025	Any person conducting business in lows or producing products or services that are targeted to lowns and that draining a calendar year does either of the following:  1. Controls or processes personal data of at least 100,000 consumers; or  2. Controls or processes personal data of at least 25,000 consumers and derives over 50% of gross revenue from the safe of personal data.	х		х	×		Data and entity level.	×	General.			x	Up to \$7,500 per violation.	
KENTUCKY CONSUMER DATA. PROTECTION ACT	1/1/2026	Persons that conduct business in Kentucky or produce products or services that are targeted to recidents and that during a calendar year control or process personal data of all seat:  0.00 12.0000 consumers, or 0.00 20.0000 consumers, or 0.00 20.0000 consumers, or 0.0000 consumers,	x	x	х	x	х	Data and entity level.	x	General.	(a) The processing of personal data for the purposes of targeted advertising:  (b) The processing of personal state of the purpose of the processing of personal state;  (c) The processing of personal data for the purpose of certain profiling;  (d) The processing of sensitive data; and (e) Any processing of sensitive data; and (e) Any processing of personal data that presents a heightened risk of harm to consumers.		x	Up to \$7,500 per violation.	
MONTANA CONSUMER DATA. PRIVACY ACT	10/1/2024	Persons that conduct business in Montana or persons that produce products or services that are supported to residents of Montana and:  targeted to residents of Montana and:  that 95,000 consumers, excluding personal data controlled or processed solely for the purpose of completing a supported transaction.  2.28control or process the personal data of not less and the process of the purpose of the personal data of not less and purpose of the purpose of t	x	x	x	х	х	Data and entity level.	x	General.	For processing that presents a heightened risk of harm, including: (a) The processing of personal data for the purposes of targeted advertising; (b) The sale of personal data; (c) The processing of personal data for the purposes of grofiling; and (d) The processing of sensitive data.		x	Not to exceed \$7,500 per violation.	
NEW HAMPSHIRE SR 255	1/1/2025	Persons that conduct business in New Hampshire or persons that produce products or services that are targeted to residents of New Hampshire that during the controlled or processed for personal date of no controlled or processed the product of the purpose of completing a payment transaction, or processed the product of the purpose of completing a payment transaction, or location of the purpose of completing a payment transaction, or location of the purpose of completing a payment transaction or less than 10,000 unique consumers and derived more than 25 portions of their goals were used from the safe of personal data or for the safe of personal data.	x	x	x	х	х	Data and entity level.	x	General.	For processing that presents a heightened risk of harm, including; (a) The processing of personal date, and the processing of targeted advertising; (b) The sale of personal date; (c) The processing of personal date, and the properties of the processing of personal date, and the properties of the processing of personal date, and the processing of personal date, and the processing of personal date, and the processing of sensitive date.		×	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 358-A2; civil penalties up to \$10,000 for each violation.	
NEW JERSEY DATA PRIVACY_ ACT	1/1/2025	Controllers that conduct business in New Jersey or produce products or services that are targeted to year early controllers or services that are targeted to when Jersey selections, and that during calendar year either.  Locentrol great and state of a local to the control data of local to the control data processed solely for the purpose of completing a processed solely for the purpose of completing a processed solely for the purpose of completing a control data of a local to the control data of a local solely for the purpose of completing a control data of a local sole to the control data of the con	х	x	x	x	х	Data and entity level.	x	General.	For processing that presents a heightened risk of harm to a consumer, including: Processing personal data for the purposes of targeted advertising or ertain profiling: 2. Selling personal data; 3. Processing sensitive data.		x	Unlawful practice under N.J. Stat. 55:8-1, et seq; not more than \$10,000 for the first offense and not more than \$20,000 for the second and each subsequent offense.	х

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OREGON DATA PRIVACY ACT	7/1/2024	Any person that conducts business in this state, or that provides products or services to residents of organ, and that during a calendar year, control processes:  (a) The person did and a 10,000 or more consumers, other than personal data controlled or processes only to the person of care of completing a payment only for the purpose of care of completing a payment (b). The person data of 25,000 or more consumers, while devining 25 person or more of the person's annual gross revenue from settling personal data.	x	x	x	x	×	Data level, and financial institutions, as defined in ORS 706.08; that are only and directly engaged in financial activities, as 12 U.S.C. 1843(k).	x	General.	For processing that presents a heightened risk of harm, including:  1. Processing personal data for the purpose of targeted advertising: 2. Processing sensitive data; 3. Selling personal data; and 4. Using the personal data for purposes of profiling.	x	Not more than \$7,500 for each violation.	
TENNESSEE INFORMATION PROTECTION ACT	7/1/2024	Persons that conduct business in Tennessee or produce products or services that are targeted to residents of Tennessee and that:  1. Busing a clearing vero, control or process personal information of at least 100,000 consumers;  2. Econtrol or process personal information of at least 25,000 consumers and derive more than 50% of gross revenue from the sale of personal information.	x	x	х	x	×	Data and entity level.	×	NIST Privacy Framework	if the processing involves:  1.8targeted advertising;  2.8the sale of personal information;  3. Bertain profiling;  4. Bensitive data;  5.8tetivities involving personal information that present a heightened risk of harm to consumers.	x	Up to \$15,000 for each violation.	
TEXAS DATA PRIVACY AND. SECURITY ACT	7/1/2024	A person that:  (1) conduct butines in this state or produces a product or service commed by readents of this conduct or service commed by readents of this (2) processes or engages in the sale of personal data; and (3) is not a small butiness as defined by the Unidea Seates Small Business Administration, except to the actient the person engages in the sale of sensitive data.	x	x	x	×		Data and entity level.	×	General.	(1) the processing of personal data for purposes of targeted collections of the processing of personal data. (2) the sale of personal data as the purposes of profiling of personal data for purposes of profiling of the processing of sensitive data; and (3) any processing activities of the processing activities are present a heightened risk of harm to consumers.	x	Not to exceed \$7,500 for each violation.	
UTAH CONSUMER PRIVACY_ACT	12/31/2023	eny controller or processor who conduct business in that or produces a product or service that is suggested to consume who are selected or the service who are selected with has annual revenue of \$55,000,000 or more, and suttless one or more of the following thresholds:  1. Control or process personal data of 10,000 or more and produced or the consumers or consumers.	x		x	x		Data and entity level.	x	General.		x	Not to exceed \$7,500 per violation.	
VIRGINIA CONSUMER DATA PROTECTION ACT	1/1/2023	Persons that conduct business in Virginia or produce products or strokes that set targeted to residents of virginia and that ILENIOTIC of process personal data of all east 100,000 consumers; or 100,000 consumers; or 2.E	x	x	x	x	x	Data and entity level.	×	General.	For processing activities involving:  1. The processing of personal data for purposes of targeted advertising:  2. The sale of personal data;  3. The processing of personal data for purposes of profiling:  4. The processing of sensitive of profiling of the processing of sensitive processing of sensitive processing of sensitive processing activities involving personal data that present a heightened risk of harm to consumers.	x	Up to \$7,500 per violation.	