February 21, 2006

Mr. Speaker:

The Business and Labor Committee recommends **1st Sub. S.B. 69**, PROTECTION OF INFORMATION IN CONSUMER CREDIT DATABASES, by Senator C. Walker, be replaced and reports a favorable recommendation on **2nd Sub. S.B. 69**, PROTECTION OF INFORMATION IN CONSUMER CREDIT DATABASES with the following amendments:

1. *Page 3, Line 81 through Page 4, Line 88:*

81   <u>13-42-202.</u> Personal information -- Disclosure of system security breach.

82   <u>(1) (a) A person who owns or licenses computerized data that includes personal</u>

83 <u>information concerning</u> **{ a }** **more than 5,000** **{ Utah resident**

} **persons** <u>shall, when the person becomes aware of a breach of</u>

84 <u>system security, conduct in good faith a reasonable and prompt investigation to determine the</u>

85 <u>likelihood that personal information has been or will be misused.</u>

86   <u>(b) If an investigation under Subsection (1)(a) reveals that the misuse of personal</u>

87 <u>information has occurred, or is reasonably likely to occur, the person shall provide notification</u>

88 <u>to each affected Utah resident.</u>

    (c) A person who owns or licenses computerized data that includes personal information concerning 5,000 or fewer persons shall provide notification of a breach of system security to a Utah resident whose personal information is compromised if the person has actual knowledge that the resident's personal information is compromised.

Respectfully,

Stephen D. Clark
Committee Chair

Voting: 11-0-2

Bill Number	Action Class	Action Code
SB0069S02	H	HCRSUBAMD