

### 3rd Sub. H.B. 243

## PRIVACY PROTECTION AMENDMENTS

SENATE FLOOR AMENDMENTS

AMENDMENT 1

MARCH 3, 2021 4:42 PM

Senator **Kirk A. Cullimore** proposes the following amendments:

1. *Page 3, Lines 75 through 83:*

- 75        (b) The governor shall appoint:  
76        (i) one member who, at the time of appointment provides internet technology services  
77        for a county or a municipality;  
78        (ii) one member with experience in cybersecurity;  
79        (iii) one member representing private industry in technology;  
80        (iv) one member representing law enforcement;  
81        (v) one member with experience in data privacy law; and  
82        (vi) ~~from a list of two attorneys provided by the attorney general,~~ one member with experience  
      as a prosecutor and with experience in civil liberties  
83        law.

2. *Page 6, Line 176 through Page 7, Line 181:*

- 176        (ii) "State agency" does not include:  
177        (A) the legislative branch;  
178        (B) the judicial branch;  
179        (C) an executive branch agency within the Office of the Attorney General, the state  
180        auditor, the state treasurer, ~~the State Tax Commission,~~ or the State Board of Education; or  
181        (D) an independent entity.

3. *Page 18, Lines 543 through 548:*

- 543        (ii) "State agency" does not include:  
544        (A) the legislative branch;  
545        (B) the judicial branch;  
546        (C) an executive branch agency within the Office of the Attorney General, the state  
547        auditor, the state treasurer, ~~the State Tax Commission,~~ or the State Board of Education; or  
548        (D) an independent entity.

4. *Page 21, Lines 619 through 621:*

- 619        (d) At the conclusion of the hearing, the legislative body shall determine whether the  
620        legislative body shall adopt reforms to address the {~~recommendation~~} ~~recommendations~~ and any  
      concerns raised

621 during the public hearing.

5. *Page 21, Lines 622 through 626:*

622 (4) (a) Except as provided in Subsection (4)(b), if the government operations privacy  
623 officer described in Section 67-1-17 is not conducting reviews of the privacy practices of state  
624 agencies, the state privacy officer may review the privacy practices of a state agency in  
625 accordance with the processes described in this section.  
626 (b) { Subsections (3) and (5)(b)(ii) do } Subsection (3) does not apply to a state agency.

6. *Page 21, Lines 634 through 635:*

634 (ii) reforms, to the extent that the state privacy officer is aware of any reforms, that the  
635 designated government entity made in response to any reviews described in Subsection  
{(3)(g)} (2)(g) :