

SENATE FILE NO. SF0035

Security breach notification.

Sponsored by: Joint Corporations, Elections & Political
Subdivisions Interim Committee

A BILL

for

1 AN ACT relating to consumer protection; specifying notice
2 requirements to consumers affected by breaches of personal
3 identifying information; requiring identity theft
4 prevention and mitigation services for affected Wyoming
5 residents as specified; and providing for an effective
6 date.

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8 *Be It Enacted by the Legislature of the State of Wyoming:*

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10 **Section 1.** W.S. 40-12-502(e)(intro), by creating new
11 paragraphs (ii) through (viii) and by creating a new
12 subsection (h) is amended to read:

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14 **40-12-502. Computer security breach; notice to**
15 **affected persons.**

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2 (e) Notice required under subsection (a) of this
3 section shall be clear and conspicuous and shall include,
4 at a minimum:

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6 (ii) The types of personal identifying
7 information that were or are reasonably believed to have
8 been the subject of the breach;

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10 (iii) A general description of the breach
11 incident;

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13 (iv) The approximate date of the breach of
14 security, if that information is reasonably possible to
15 determine at the time notice is provided;

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17 (v) In general terms, the actions taken by the
18 individual or commercial entity to protect the system
19 containing the personal identifying information from
20 further breaches;

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1 (vi) Advice that directs the person to remain
2 vigilant by reviewing account statements and monitoring
3 credit reports;

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5 (vii) Whether notification was delayed as a
6 result of a law enforcement investigation, if that
7 information is reasonably possible to determine at the time
8 the notice is provided;

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10 (viii) If the individual or commercial entity
11 providing the notification was the source of the breach,
12 notice of the right to identity theft prevention and
13 mitigation services as required by subsection (h) of this
14 section.

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16 (h) An individual or commercial entity that knows
17 that it is the source of a breach of the security of the
18 system shall provide identity theft prevention and
19 mitigation services to any Wyoming resident whose personal
20 identifying information was or may have been breached at no
21 cost and for not less than twelve (12) months.

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1 **Section 2.** This act is effective July 1, 2015.

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(END)