



HOUSE COMMITTEE ON APPROPRIATIONS

FISCAL NOTE

HOUSE BILL NO. 2167

PRINTERS NO. 3711

PRIME SPONSOR: Swanger

COST / (SAVINGS)

FUND	FY 2013/14	FY 2014/15
General Fund	\$0	\$0

SUMMARY: House Bill 2167, printer's number 3711, amends the act of December 22, 2005 (P.L. 474, No. 94), known as the Breach of Personal Information Notification Act, to further provide for notification of breach. The effective date is 60 days after enactment.

ANALYSIS: The bill amends Section 3 of the Breach of Personal Information Notification Act by adding new subsections to require a State agency that is subject to a breach of security to notify subjects of the breach within seven days following discovery of the breach. Notification shall be provided to the Office of Attorney General within three business days following discovery of the breach. State agencies under the Governor's jurisdiction shall also provide notice of a breach of security to the Governor's Office of Administration within three days following discovery of the breach. If a county, school district or municipality is the subject of a breach of security, notification shall be provided to the subjects of the breach within seven days following the discovery of the breach. The district attorney in the county in which the breach occurred shall be notified within three days following discovery of the breach.

The bill also adds a requirement for the Governor's Office of Administration to develop a policy for State agencies under the Governor's jurisdiction to govern the proper storage of data which includes personally identifiable information. The Governor's Office of Administration shall consider Federal and State law and regulation, existing policies in other states, and best practices identified by other states in developing the policy. The policy shall be reviewed at least annually and updated as necessary.

FISCAL IMPACT: The enactment of this legislation will have no adverse fiscal impact on Commonwealth funds.

PREPARED BY: Lisa Taglang
House Appropriations Committee (R)

DATE: June 9, 2014

Estimates are calculated using the best information available. Actual costs and revenue impact incurred may vary from estimates.