
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1198 Session of
2013

INTRODUCED BY GREENLEAF, FERLO, ERICKSON, STACK, FONTANA,
RAFFERTY, PILEGGI, SOLOBAY, FARNESE AND KASUNIC,
DECEMBER 9, 2013

REFERRED TO COMMUNICATIONS AND TECHNOLOGY, DECEMBER 9, 2013

AN ACT

1 Amending the act of June 29, 2006 (P.L.281, No.60), entitled "An
2 act relating to confidentiality of Social Security numbers;
3 and making a related repeal," further providing for privacy
4 of Social Security numbers.

5 The General Assembly of the Commonwealth of Pennsylvania
6 hereby enacts as follows:

7 Section 1. Section 1(a) and (c) of the act of June 29, 2006
8 (P.L.281, No.60), entitled "An act relating to confidentiality
9 of Social Security numbers; and making a related repeal," are
10 amended to read:

11 Section 1. Privacy of Social Security numbers.

12 (a) General rule.--A person or entity or State agency or
13 political subdivision shall not do any of the following:

14 (1) Publicly post or publicly display in any manner an
15 individual's Social Security number. "Publicly post" or
16 "publicly display" means to intentionally communicate or
17 otherwise make available to the general public.

18 (2) Print an individual's Social Security number on any

1 card required for the individual to access products or
2 services provided by the person, entity or State agency or
3 political subdivision.

4 (3) Require an individual to transmit his or her Social
5 Security number over the Internet unless the connection is
6 secure or the Social Security number is encrypted.

7 (4) Require an individual to use his or her Social
8 Security number to access an Internet website unless a
9 password or unique personal identification number or other
10 authentication device is also required to access the website.

11 (5) Print an individual's Social Security number on any
12 materials that are mailed to the individual unless Federal or
13 State law requires the Social Security number to be on the
14 document to be mailed. Notwithstanding this provision, Social
15 Security numbers may be included in applications and forms
16 sent by mail, including documents sent as part of an
17 application or enrollment process or to establish, amend or
18 terminate an account, contract or policy or to confirm the
19 accuracy of the Social Security number. A Social Security
20 number that is permitted to be mailed under this section may
21 not be printed, in whole or in part, on a postcard or other
22 mailer not requiring an envelope, or visible on the envelope
23 or without the envelope having been opened.

24 (6) Disclose in any manner, except to the agency issuing
25 the license, the Social Security number of an individual who
26 applies for a recreational license. For the purposes of this
27 paragraph, a "recreational license" means a license issued
28 pursuant to 30 Pa.C.S. (relating to fish) or 34 Pa.C.S.
29 (relating to game).

30 (7) Refuse any service, privilege or right to an

1 individual wholly or partly in a business transaction because
2 the individual refuses to disclose or furnish the Social
3 Security number of the individual.

4 * * *

5 (c) [Exception] Exceptions.--

6 (1) A person or entity, not including a State agency or
7 political subdivision, that has used, prior to the effective
8 date of this section, an individual's Social Security number
9 in a manner inconsistent with subsection (a) may continue
10 using that individual's Social Security number in that manner
11 on or after the effective date of this section if all of the
12 following conditions are met:

13 (i) The use of the Social Security number is
14 continuous. If the use is stopped for any reason,
15 subsection (a) shall apply.

16 (ii) The individual is provided an annual
17 disclosure, commencing in the year after the effective
18 date of this section, that informs the individual that he
19 or she has the right to stop the use of his or her Social
20 Security number in a manner prohibited by subsection (a).

21 (2) An individual who receives an annual disclosure
22 under paragraph (1) has the right to stop the use of his or
23 her Social Security number in a manner prohibited by
24 subsection (a) and must exercise that right by submitting a
25 written request to the person or entity. The person or entity
26 shall discontinue use of the individual's Social Security
27 number within 30 days of the receipt of the request. There
28 shall be no fee or charge for complying with the request. A
29 person or entity shall not deny services to an individual
30 because the individual makes a written request pursuant to

1 this subsection.

2 (3) Subsection (a) does not apply if:

3 (i) The Social Security account number is requested
4 for purposes of employment, including in the course of
5 the administration of a claim, benefit or procedure
6 related to the individual's employment by the person,
7 including the individual's termination from employment,
8 retirement from employment, injury suffered during the
9 course of employment or to check on an unemployment
10 insurance claim of the individual.

11 (ii) The Social Security account number is requested
12 for purposes of tax compliance.

13 * * *

14 Section 2. This act shall take effect in 60 days.