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To: James Campbell

IL state data breach bill significantly revises IL data breach notification law



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June 1, 2015

Members,

I want to bring to your attention [IL SB 1833](#), which passed both houses yesterday. It is a significant revision to what used to be the state's data breach notification law that:

1. Vastly expands the types of data which, upon a breach of a system holding such information, requires consumer notice, to include health information, unique biometric data, a new category called "consumer marketing information," (which includes browser activity and purchasing history), and authentication information into an online account;
2. Requires notice to the state Attorney General following a breach;
3. Adds new substantive security requirements, joining such states as Massachusetts, Nevada, and New York, which have already done so; and
4. Requires online "operators" to "conspicuously" post a privacy policy, which must:
  - a. Identify the categories of personal information collected;
  - b. Identify the process for a consumer to review and request changes to personal information collected (if there is such a process);
  - c. Describes the process by which the operator notifies consumers of material changes to the privacy policy;
  - d. Identifies its effective date;
  - e. Disclose how the operator responds to "Do Not Track" signals; and
  - f. Disclose whether other parties may collect personal information about the individual's online activities over time and across different online web sites or services.

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Please let me know if you have any questions.

Best regards,

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