

MAINE STATE LEGISLATURE

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INSURANCE AND FINANCIAL SERVICES

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STATE OF MAINE

HOUSE OF REPRESENTATIVES

124TH LEGISLATURE

FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 672, L.D. 970, Bill, "An Act To Amend the Laws Governing Notification after a Security Breach Involving Personal Information"

Amend the bill by striking out all of section 3 and inserting the following:

'Sec. 3. 10 MRSA §1348, sub-§3, as enacted by PL 2005, c. 379, §1 and affected by §4, is amended to read:

3. Delay of notification; criminal investigation by law enforcement. The if, after the completion of an investigation required by subsection 1, notification is required under this section, the notification required by this section may be delayed if for no longer than 7 business days after a law enforcement agency determines that the notification will not compromise a criminal investigation; ~~the notification required by this section must be made after the law enforcement agency determines that it will not compromise the investigation.~~

Amend the bill by inserting after section 4 the following:

'Sec. 5. Application. This Act applies to a security breach discovered by a person subject to the Maine Revised Statutes, Title 10, chapter 210-B on or after the effective date of this Act.'

SUMMARY

This amendment clarifies that notification to persons affected by a security breach may not be delayed longer than 7 business days after law enforcement has determined notification will not compromise any criminal investigation. The amendment also provides that the changes to the security breach notification laws apply to a security breach discovered on or after the effective date of the changes.

FISCAL NOTE REQUIRED
(See attached)

COMMITTEE AMENDMENT



Approved: 04/17/09 *MAC*

124th MAINE LEGISLATURE

LD 970

LR 110(02)

An Act To Amend the Laws Governing Notification after a Security Breach Involving Personal Information

Fiscal Note for Bill as Amended by Committee Amendment "A"
Committee: Insurance and Financial Services
Fiscal Note Required: Yes

Fiscal Note

Minor cost increase - General Fund
Minor revenue increase - General Fund

Correctional and Judicial Impact Statements

Increases the number of civil violations.

The collection of additional fines may also increase General Fund revenue by minor amounts.