

State	Laws & Effective Dates	Entity to Which Obligation Attaches	Trigger - Information Materially Compromised or Likelihood of Harm Before Notification Required?	Exemptions	Pre-Breach Measures Required
Arkansas	SB 1167, Effective 8/12/05	Any person or business	Yes	Entities covered by any state or federal regulations offering greater protection or equal disclosure requirements are exempt.	Yes
California	SB 1386, Effective 7/1/03	Any person or business that conducts business [separate section governs state agencies]	No	Entities covered by state medical, financial and vehicle confidentiality codes and HIPAA are exempt from pre-breach measures, but not notification requirements.	Yes
Connecticut	SB 650, Effective 1/1/06	Any person who conducts business	Yes	An entity is deemed compliant if it maintains a security breach procedure under GLB and notification is given in event of breach.	No
Delaware	HB 116, Effective 6/28/05	Individual or commercial entity that conducts business	No	Entities regulated by state or federal law with greater protection of personal information than is provided by this chapter are deemed compliant.	No
Florida	HB 481, Effective 7/1/05	Any person who conducts business	Yes	An entity is deemed compliant if the entity has a notification procedure pursuant to federal regulations and follows it. Government agencies exempt from fines.	No
Georgia	SB 230, Effective 5/5/05	Databrokers only, excludes State Agencies	No		No
Illinois	HB 1633, Effective 1/1/06	Any data collector, includes virtually all entities and government agencies	No		No
Indiana	HB 1101, Effective 7/1/06	A person	No	A data base owner is not required to make disclosure under this chapter if it maintains its own disclosure procedure that is as stringent as this chapter, or is required to make disclosure under a federal statute, regulation or guideline	Yes
Louisiana	SB 205, Effective 1/1/06 [or when rules promulgated by AG]	Any person or agency	Yes	Financial institutions subject to Interagency Guidelines on security breach and notice requirements are deemed compliant with this law.	No
Maine	LD 1671, Effective 1/31/06	Databrokers only, excludes State Agencies	No		No
Minnesota	HF 2121, Effective 1/1/06	Any person or business that conducts business [separate section governs state agencies]	No	Entities covered by GLB and HIPAA are exempt.	No
Montana	HB 732, Effective 3/1/06	Any person or business that conducts business [plus special requirements for insurers]	Yes		Yes
Nevada	SB 347, Effective 1/1/06 [10/1/08 for mandatory encryption]	A data collector, including all entities and state agencies	Yes	Entity which is subject to and complies with GLB privacy and security provisions shall be deemed compliant with notification provisions of the Nevada statute. Some entities exempt from pre-breach requirements.	Yes
New Jersey	A4001, Effective 1/1/06	A business or public entity	Yes		Yes
New York	S 3492 & S 5827, Effective 12/7/05	Any person or business	No		No
North Carolina	SB 1048, Effective 12/1/05	Any business	Yes	Pre-breach measures are not applicable to entities subject to GLB, HIPAA, and FCRA. Financial institutions subject to federal Interagency Guidelines on security breach and notice requirements are deemed compliant.	Yes
North Dakota	SB 2251, Effective 6/1/05	Any person that conducts business	No	Financial institutions subject to Interagency Guidelines on security breach and notice are deemed compliant with this law.	No
Ohio	HB 104, Effective 2/17/06	Any person [separate section governs state agencies]	Yes	Financial institutions already subject to federal notification requirements are deemed compliant. The law does not apply to those regulated by the HIPAA provisions of the Social Security Act.	No
Pennsylvania	SB 712, Effective 6/20/06	Any entity	Yes	A financial institution that complies with the notification requirements of the Interagency Guidelines is deemed compliant, and any entity that complies with the notification requirements of its primary or functional federal regulator shall be in compliance with this act.	No
Rhode Island	HB 6191, Effective 3/1/06	Any state agency or person [includes all businesses]	Yes	Any person who maintains security breach procedures pursuant to rules of primary or functional regulator is deemed compliant with notification requirements. Financial institutions governed by the Interagency Guidelines, and health care entities governed by HIPAA are deemed compliant with the chapter.	Yes
Tennessee	HB 2170, Effective 7/1/05	Information holder, includes any person or business, and state agencies	Yes	Entities covered by GLB are exempt.	No
Texas	SB 122, Effective 9/1/05	A person that conducts business	No	Financial institutions as defined by 15 USC 6809 are exempt from the pre-breach duties.	Yes
Utah	SB 69, Effective date 1/1/07	A person	Yes	Entities regulated under state or federal law that maintain a procedure for breach of security and notify in the event of breach	Yes
Washington	SB 6043, Effective 7/24/05	Any person or business [separate section governs state agencies]	Yes		No