



General Assembly

***Amendment***

***January Session, 2025***

LCO No. **8326**



Offered by:  
SEN. SOMERS, 18<sup>th</sup> Dist.

To: Subst. Senate Bill No. **1356**

File No. 609

Cal. No. 334

(As Amended)

***"AN ACT CONCERNING DATA PRIVACY, ONLINE MONITORING,  
SOCIAL MEDIA, DATA BROKERS AND CONNECTED VEHICLE  
SERVICES."***

1 Strike section 4 in its entirety and substitute the following in lieu  
2 thereof:

3 "Sec. 4. Subsections (a) and (b) of section 42-517 of the general statutes  
4 are repealed and the following is substituted in lieu thereof (*Effective*  
5 *February 1, 2026*):

6 (a) The provisions of sections 42-515 to 42-525, inclusive, as amended  
7 by this act, do not apply to any: (1) Body, authority, board, bureau,  
8 commission, district or agency of this state or of any political  
9 subdivision of this state; (2) person who has entered into a contract with  
10 any body, authority, board, bureau, commission, district or agency  
11 described in subdivision (1) of this subsection while such person is  
12 processing consumer health data on behalf of such body, authority,

13 board, bureau, commission, district or agency pursuant to such contract;  
14 (3) nonprofit organization; (4) candidate committee, national committee,  
15 party committee or political committee, as such terms are defined in  
16 section 9-601; (5) institution of higher education; [(5)] (6) national  
17 securities association that is registered under 15 USC 78o-3 of the  
18 Securities Exchange Act of 1934, as amended from time to time; [(6)  
19 financial institution or data subject to Title V of the Gramm-Leach-Bliley  
20 Act, 15 USC 6801 et seq.]; (7) covered entity or business associate, as  
21 defined in 45 CFR 160.103; (8) tribal nation government organization;  
22 [or] (9) air carrier, as defined in 49 USC 40102, as amended from time to  
23 time, and regulated under the Federal Aviation Act of 1958, 49 USC  
24 40101 et seq., and the Airline Deregulation Act of 1978, 49 USC 41713, as  
25 said acts may be amended from time to time; (10) insurer, as defined in  
26 section 38a-1, or its affiliate, fraternal benefit society, within the meaning  
27 of section 38a-595, health carrier, as defined in section 38a-591a,  
28 insurance-support organization, as defined in section 38a-976, or  
29 insurance agent or insurance producer, as such terms are defined in  
30 section 38a-702a; (11) bank, Connecticut credit union, federal credit  
31 union, out-of-state bank or out-of-state credit union, or any affiliate or  
32 subsidiary thereof, as such terms are defined in section 36a-2, that (A) is  
33 only and directly engaged in financial activities as described in 12 USC  
34 1843(k), (B) is regulated and examined by the Department of Banking or  
35 an applicable federal bank regulatory agency, and (C) has established a  
36 program to comply with all applicable requirements established by the  
37 Banking Commissioner or the applicable federal bank regulatory  
38 agency concerning personal data; or (12) agent, broker-dealer,  
39 investment adviser or investment adviser agent, as such terms are  
40 defined in section 36b-3, who is regulated by the Department of Banking  
41 or the Securities and Exchange Commission and is in compliance with  
42 all applicable requirements established by the Banking Commissioner  
43 or the Securities and Exchange Commission concerning personal data.

44 (b) The following information and data [is] are exempt from the  
45 provisions of sections 42-515 to 42-526, inclusive, as amended by this  
46 act: (1) Protected health information under HIPAA; (2) patient-

47 identifying information for purposes of 42 USC 290dd-2; (3) identifiable  
48 private information for purposes of the federal policy for the protection  
49 of human subjects under 45 CFR 46; (4) identifiable private information  
50 that is otherwise information collected as part of human subjects  
51 research pursuant to the good clinical practice guidelines issued by the  
52 International Council for Harmonization of Technical Requirements for  
53 Pharmaceuticals for Human Use; (5) personal data for purposes of the  
54 protection of human subjects under 21 CFR Parts 6, 50 and 56, or  
55 personal data used or shared in research, as defined in 45 CFR 164.501,  
56 that is conducted in accordance with the standards set forth in this  
57 subdivision and subdivisions (3) and (4) of this subsection, or other  
58 research conducted in accordance with applicable law; (6) information  
59 and documents created for purposes of the Health Care Quality  
60 Improvement Act of 1986, 42 USC 11101 et seq.; (7) patient safety work  
61 product for purposes of section 19a-127o and the Patient Safety and  
62 Quality Improvement Act, 42 USC 299b-21 et seq., as amended from  
63 time to time; (8) information derived from any of the health care-related  
64 information listed in this subsection that is de-identified in accordance  
65 with the requirements for de-identification pursuant to HIPAA; (9)  
66 information originating from and intermingled to be indistinguishable  
67 with, or information treated in the same manner as, information exempt  
68 under this subsection that is maintained by a covered entity or business  
69 associate, program or qualified service organization, as specified in 42  
70 USC 290dd-2, as amended from time to time; (10) information used for  
71 public health activities and purposes as authorized by HIPAA,  
72 community health activities and population health activities; (11) the  
73 collection, maintenance, disclosure, sale, communication or use of any  
74 personal information bearing on a consumer's credit worthiness, credit  
75 standing, credit capacity, character, general reputation, personal  
76 characteristics or mode of living by a consumer reporting agency,  
77 furnisher or user that provides information for use in a consumer report,  
78 and by a user of a consumer report, but only to the extent that such  
79 activity is regulated by and authorized under the Fair Credit Reporting  
80 Act, 15 USC 1681 et seq., as amended from time to time; (12) personal  
81 data collected, processed, sold or disclosed in compliance with the

82 Driver's Privacy Protection Act of 1994, 18 USC 2721 et seq., as amended  
83 from time to time; (13) personal data regulated by the Family  
84 Educational Rights and Privacy Act, 20 USC 1232g et seq., as amended  
85 from time to time; (14) personal data collected, processed, sold or  
86 disclosed in compliance with the Farm Credit Act, 12 USC 2001 et seq.,  
87 as amended from time to time; (15) data processed or maintained (A) in  
88 the course of an individual applying to, employed by or acting as an  
89 agent or independent contractor of a controller, processor, consumer  
90 health data controller or third party, to the extent that the data [is] are  
91 collected and used within the context of that role, (B) as the emergency  
92 contact information of an individual under sections 42-515 to 42-526,  
93 inclusive, as amended by this act, used for emergency contact purposes,  
94 or (C) that [is] are necessary to retain to administer benefits for another  
95 individual relating to the individual who is the subject of the  
96 information under subdivision (1) of this subsection and used for the  
97 purposes of administering such benefits; [and] (16) personal data  
98 collected, processed, sold or disclosed in relation to price, route or  
99 service, as such terms are used in the Federal Aviation Act of 1958, 49  
100 USC 40101 et seq., and the Airline Deregulation Act of 1978, 49 USC  
101 41713, as said acts may be amended from time to time; (17) data subject  
102 to Title V of the Gramm-Leach-Bliley Act, 15 USC 6801 et seq., as  
103 amended from time to time; and (18) information included in a limited  
104 data set, as described in 45 CFR 164.514(e), as amended from time to  
105 time, to the extent such information is used, disclosed and maintained  
106 in the manner specified in 45 CFR 164.514(e), as amended from time to  
107 time."