



General Assembly

Amendment

January Session, 2025

LCO No. 8326



Offered by:
SEN. SOMERS, 18th 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4 are repealed and the following is substituted in lieu thereof (*Effective*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."