
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 824 Session of
2023

INTRODUCED BY PENNYCUICK, DILLON, BREWSTER, DUSH, COSTA,
BOSCOLA, BROOKS AND SCHWANK, JUNE 15, 2023

REFERRED TO COMMUNICATIONS AND TECHNOLOGY, JUNE 15, 2023

AN ACT

1 Amending the act of December 22, 2005 (P.L.474, No.94),
2 entitled, as amended, "An act providing for security of
3 computerized data and for the notification of residents whose
4 personal information data was or may have been disclosed due
5 to a breach of the security of the system; and imposing
6 penalties," further providing for notification of the breach
7 of the security of the system and for notification of
8 consumer reporting agencies; and providing for credit
9 reporting and monitoring.

10 The General Assembly of the Commonwealth of Pennsylvania
11 hereby enacts as follows:

12 Section 1. Section 3 of the act of December 22, 2005
13 (P.L.474, No.94), known as the Breach of Personal Information
14 Notification Act, is amended by adding a subsection to read:

15 Section 3. Notification of the breach of the security of the
16 system.

17 * * *

18 (c.1) Notice to Attorney General.--When notice of the breach
19 of the security of the system under this section must be given
20 to more than 500 affected individuals in this Commonwealth,
21 notice shall be made concurrently to the Office of Attorney

1 General. Notice to the Attorney General shall include the
2 following information:

3 (1) The organization name and location.

4 (2) The date of the breach.

5 (3) A summary of the breach incident.

6 (4) An estimated total number of individuals affected by
7 the breach.

8 (5) An estimated total number of individuals in this
9 Commonwealth affected by the breach.

10 * * *

11 Section 2. Section 5 of the act is amended to read:

12 Section 5. Notification of consumer reporting agencies.

13 When an entity provides notification under this act to more
14 than [1,000] 500 persons at one time, the entity shall also
15 notify, without unreasonable delay, all consumer reporting
16 agencies that compile and maintain files on consumers on a
17 nationwide basis, as defined in section 603 of the Fair Credit
18 Reporting Act (Public Law 91-508, 15 U.S.C. § 1681a), of the
19 timing, distribution and number of notices.

20 Section 3. The act is amended by adding a section to read:

21 Section 5.4. Credit reporting and monitoring.

22 (a) Assumption of costs.--An entity providing notification
23 under section 5 shall assume all costs and fees in providing the
24 affected individuals:

25 (1) Access to an independent credit report from a
26 consumer reporting agency supplied once per month for a
27 period of six months following notification.

28 (2) Access to credit monitoring services for a period of
29 12 months following notification.

30 (b) Notice.--The entity shall inform the affected individual

1 of the availability of no-cost services under subsection (a)
2 upon notification in compliance with this act.

3 Section 4. This act shall take effect in 60 days.