



General Assembly

Substitute Bill No. 1090

January Session, 2009

* SB01090APP 050609 *

AN ACT CONCERNING THE COLLECTION AND DISCLOSURE OF SOCIAL SECURITY NUMBERS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective October 1, 2009*) Any department, board,
2 commission, institution or other agency of the state or any political
3 subdivision of the state that requests an individual to disclose such
4 individual's Social Security number shall inform such individual: (1)
5 Whether such disclosure is mandatory or voluntary, (2) by what
6 statutory or other authority such number is requested, and (3) what
7 uses will be made of such number.

8 Sec. 2. Section 42-471 of the general statutes is repealed and the
9 following is substituted in lieu thereof (*Effective October 1, 2009*):

10 (a) As used in this section, "personal information" means
11 information capable of being associated with a particular individual
12 through one or more identifiers, including, but not limited to, a Social
13 Security number, a driver's license number, a state identification card
14 number, an account number, a credit or debit card number, a passport
15 number, an alien registration number or a health insurance
16 identification number, and does not include publicly available
17 information that is lawfully made available to the general public from
18 federal, state or local government records or widely distributed media.

19 [(a)] (b) Any person in possession of personal information of
20 another person shall safeguard the data, computer files and documents
21 containing the information from misuse by third parties, and shall
22 destroy, erase or make unreadable such data, computer files and
23 documents prior to disposal.

24 [(b)] (c) Any person who collects Social Security numbers in the
25 regular course of business [shall create a privacy protection policy
26 which shall be published or publicly displayed. For purposes of this
27 subsection, "publicly displayed" includes, but is not limited to, posting
28 on an Internet web page. Such policy] shall: (1) Protect the
29 confidentiality of [Social Security] such numbers, (2) prohibit unlawful
30 disclosure of [Social Security] such numbers, and (3) limit access to
31 [Social Security] such numbers. Such person shall adopt a privacy
32 policy, or amend an existing privacy policy, to set forth the measures
33 such person takes to ensure that the requirements of subdivisions (1) to
34 (3), inclusive, of this subsection are met. Such person shall make such
35 policy available on such person's Internet web site or, if such person
36 does not have an Internet web site, shall provide such policy to any
37 individual upon request.

38 [(c) As used in this section, "personal information" means
39 information capable of being associated with a particular individual
40 through one or more identifiers, including, but not limited to, a Social
41 Security number, a driver's license number, a state identification card
42 number, an account number, a credit or debit card number, a passport
43 number, an alien registration number or a health insurance
44 identification number, and does not include publicly available
45 information that is lawfully made available to the general public from
46 federal, state or local government records or widely distributed
47 media.]

48 (d) For persons who hold a license, registration or certificate issued
49 by a state agency other than the Department of Consumer Protection,
50 this section shall be enforceable only by such other state agency
51 pursuant to such other state agency's existing statutory and regulatory

52 authority.

53 (e) Any person [or entity that] who violates the provisions of
54 subsection (b) or (c) of this section shall be subject to a civil penalty of
55 five hundred dollars for each violation, provided such civil penalty
56 shall not exceed five hundred thousand dollars for any single event. It
57 shall not be a violation of this section if such violation was
58 unintentional. The Attorney General shall institute a civil action to
59 recover such penalty.

60 (f) The provisions of this section shall not apply to any agency or
61 political subdivision of the state.

62 [(g) Any civil penalties received pursuant to this section shall be
63 deposited into the privacy protection guaranty and enforcement
64 account established pursuant to section 19 of substitute senate bill 30 of
65 the February 2008, regular session.]

66 (g) The Department of Consumer Protection shall adopt regulations,
67 in accordance with chapter 54, to implement the provisions of this
68 section including prescribing best practices for data protection and
69 data disposal.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2009	New section
Sec. 2	October 1, 2009	42-471

JUD *Joint Favorable Subst.*

APP *Joint Favorable*