



General Assembly

**Substitute Bill No. 3**

January Session, 2023



**AN ACT CONCERNING ONLINE PRIVACY, DATA AND SAFETY PROTECTIONS.**

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

1 Section 1. (NEW) (*Effective July 1, 2025*) (a) For the purposes of this  
2 section, unless the context otherwise requires:

3 (1) "Abortion" means terminating a pregnancy for any purpose other  
4 than producing a live birth;

5 (2) "Affiliate" means any legal entity that (A) shares common  
6 branding with another legal entity, and (B) controls, is controlled by or  
7 is under common control with another legal entity through (i)  
8 ownership of, or the power to vote, more than fifty per cent of the  
9 outstanding shares of any class of voting securities in either legal entity,  
10 (ii) control over the election of a majority of the directors of either legal  
11 entity or individuals exercising similar functions of the directors of  
12 either legal entity, or (iii) the power to exercise a controlling influence  
13 over the management of either legal entity;

14 (3) "Biometric data" has the same meaning as provided in section 42-  
15 515 of the general statutes;

16 (4) "Collect" means to buy, rent, access, retain, receive, acquire, infer,

17 derive or otherwise process consumer health data in any manner;

18 (5) "Consent" has the same meaning as provided in section 42-515 of  
19 the general statutes;

20 (6) "Consumer" has the same meaning as provided in section 42-515  
21 of the general statutes;

22 (7) "Consumer health data" (A) means any personal information that  
23 is linked, or reasonably linkable, to a consumer and identifies the  
24 consumer's past, present or future physical or mental health, including,  
25 but not limited to, any (i) individual health condition, treatment, status,  
26 disease or diagnosis, (ii) social, psychological, behavioral or medical  
27 intervention, (iii) health-related surgery or procedure, (iv) use or  
28 purchase of medication, (v) bodily function, vital sign or symptom or  
29 any measurement of any such function, sign or symptom, (vi) diagnosis  
30 or diagnostic testing, treatment or medication, (vii) gender-affirming  
31 care information, (viii) reproductive or sexual health information, (ix)  
32 biometric data concerning the information described in this  
33 subparagraph, (x) genetic data concerning the information described in  
34 this subparagraph, (xi) precise location information that could  
35 reasonably indicate such consumer's attempt to acquire or receive health  
36 services or supplies, or (xii) information described in subparagraphs  
37 (A)(i) to (A)(xi), inclusive, of this subdivision that is derived or  
38 extrapolated from non-health information such as proxy, derivative,  
39 inferred or emergent data derived or extrapolated by any means,  
40 including, but not limited to, algorithms or machine learning, and (B)  
41 does not include any personal information that is used to engage in any  
42 public or peer-reviewed scientific, historical or statistical research,  
43 provided such research (i) is in the public interest, (ii) adheres to all  
44 other applicable ethics and privacy laws, and (iii) is approved,  
45 monitored and governed by an institutional review board, human  
46 subjects research ethics review board or another similar independent  
47 oversight entity that determines that the regulated entity has  
48 implemented reasonable safeguards to mitigate privacy risks associated  
49 with such research, including, but not limited to, any risks associated

50 with re-identification;

51 (8) "De-identified data" has the same meaning as provided in section  
52 42-515 of the general statutes;

53 (9) "Gender-affirming care information" means any personal  
54 information concerning seeking or obtaining past, present or future  
55 gender-affirming care services, including, but not limited to, (A) any  
56 precise location information that could reasonably indicate a consumer's  
57 attempt to seek or obtain gender-affirming care services, (B) any  
58 personal information concerning any effort made to research or obtain  
59 gender-affirming care services, or (C) any gender-affirming care  
60 information that is derived, extrapolated or inferred, including, but not  
61 limited to, any such information that is derived, extrapolated or inferred  
62 from non-health information such as proxy, derivative, inferred,  
63 emergent or algorithmic data;

64 (10) "Gender-affirming care services" (A) means health services or  
65 products that support and affirm any consumer's gender identity,  
66 including, but not limited to, social, psychological, behavioral, cosmetic,  
67 medical or surgical interventions, and (B) includes, but is not limited to,  
68 treatments for gender dysphoria, gender-affirming hormone therapy  
69 and gender-affirming surgical procedures;

70 (11) "Genetic data" means any data, regardless of format, concerning  
71 a consumer's genetic characteristics and includes, but is not limited to,  
72 (A) raw sequence data that result from the sequencing of a consumer's  
73 complete extracted DNA or a portion of such extracted DNA, (B)  
74 genotypic and phenotypic information that results from analyzing such  
75 raw sequence data, and (C) self-reported health data that a consumer  
76 submits to a regulated entity and is analyzed in connection with such  
77 raw sequence data;

78 (12) "Geofence" means any technology that uses global positioning  
79 coordinates, cell tower connectivity, cellular data, radio frequency  
80 identification, wireless fidelity technology data or any other form of

81 location detection, or any combination of such coordinates, connectivity,  
82 data, identification or other form of location detection, to establish a  
83 virtual boundary that is within two thousand feet of the perimeter  
84 around any physical location;

85 (13) "Health care service" means any service provided to any  
86 consumer to assess, measure, improve or learn about such consumer's  
87 health, including, but not limited to, any service provided to assess,  
88 measure, improve or learn about any (A) individual health condition,  
89 status, disease or diagnosis, (B) social, psychological, behavioral or  
90 medical intervention, (C) health-related surgery or procedure, (D) use  
91 or purchase of medication, (E) bodily function, vital sign or symptom or  
92 any measurement of any such function, sign or symptom, (F) diagnosis  
93 or diagnostic testing, treatment or medication, (G) reproductive or  
94 sexual health service, or (H) gender-affirming care services;

95 (14) "Person" means any individual, corporation, trust,  
96 unincorporated association or partnership, but does not include any  
97 government agency, tribal nation government organization or  
98 contracted service provider when such service provider is processing  
99 consumer health data on behalf of a government agency;

100 (15) "Personal information" (A) means any information that  
101 identifies, or is reasonably capable of being associated or linked, directly  
102 or indirectly, with any consumer, (B) includes, but is not limited to, any  
103 data associated with a persistent unique identifier such as an Internet  
104 browser cookie, Internet protocol address, device identifier or any other  
105 form of persistent unique identifier, and (C) does not include any  
106 publicly available information or de-identified data;

107 (16) "Precise location information" has the same meaning as provided  
108 in section 42-515 of the general statutes;

109 (17) "Process" and "processing" mean any operation or set of  
110 operations performed on consumer health data;

111 (18) "Processor" has the same meaning as provided in section 42-515

112 of the general statutes;

113 (19) "Publicly available information" has the same meaning as  
114 provided in section 42-515 of the general statutes;

115 (20) "Regulated entity" (A) means any legal entity that (i) does  
116 business in this state or produces or provides goods or services that are  
117 targeted to consumers in this state, and (ii) alone or jointly with others,  
118 determines the purpose and means of collecting, processing, sharing or  
119 selling consumer health data, and (B) does not mean any government  
120 agency, tribal nation government organization or contracted service  
121 provider when such service provider is processing consumer health  
122 data on behalf of a government agency;

123 (21) "Reproductive or sexual health information" (A) means any  
124 personal information concerning seeking or obtaining past, present or  
125 future reproductive or sexual health services, and (B) includes, but is not  
126 limited to, (i) any precise location information that could reasonably  
127 indicate a consumer's attempt to acquire or receive reproductive or  
128 sexual health services, (ii) any personal information concerning any  
129 effort made to research or obtain reproductive or sexual health services,  
130 and (iii) any personal information or location information described in  
131 this subdivision that is derived, extrapolated or inferred, including, but  
132 not limited to, any such information that is derived, extrapolated or  
133 inferred from any non-health information such as proxy, derivative,  
134 inferred, emergent or algorithmic data;

135 (22) "Reproductive or sexual health service" means any health service  
136 or product that supports or concerns any consumer's reproductive  
137 system or sexual well-being, including, but not limited to, any health  
138 service or product that supports or concerns any (A) individual health  
139 condition, status, disease or diagnosis, (B) social, psychological,  
140 behavioral or medical intervention, (C) health-related surgery or  
141 procedure, including, but not limited to, an abortion, (D) use or  
142 purchase of any medication, including, but not limited to, any  
143 medication used or purchased for the purposes of an abortion, (E)

144 bodily function, vital sign or symptom or any measurement of any such  
145 function, sign or symptom, (F) diagnosis or diagnostic testing, treatment  
146 or medication, and (G) medical or nonmedical service concerning and  
147 provided in conjunction with an abortion, including, but not limited to,  
148 any diagnostics, counseling, supplies and follow-up services concerning  
149 and provided in conjunction with an abortion;

150 (23) "Sale" or "sell" (A) means sharing consumer health data for  
151 monetary or other valuable consideration, and (B) does not include  
152 sharing consumer health data for monetary or other valuable  
153 consideration (i) to a third party as an asset that is part of a merger,  
154 acquisition, bankruptcy or other transaction in which the third party  
155 assumes control of all or part of the regulated entity's assets and  
156 complies with the requirements established in this section, or (ii) by a  
157 regulated entity to a processor when sharing such consumer health data  
158 is consistent with the purpose for which the consumer health data was  
159 collected and disclosed to the consumer;

160 (24) "Service provider" means any person that processes consumer  
161 health data on behalf of a regulated entity;

162 (25) "Share" and "sharing" (A) mean any release, disclosure,  
163 dissemination, divulsion, making available, provision of access to,  
164 licensing or communication, orally, in writing or by electronic or any  
165 other means, of consumer health data by a regulated entity to a third  
166 party or affiliate, and (B) do not include (i) any disclosure of consumer  
167 health data by a regulated entity to a processor if such disclosure is to  
168 provide goods or services in a manner that is consistent with the  
169 purpose for which such data was collected and disclosed to the  
170 consumer, (ii) any disclosure of consumer health data made to a third  
171 party with whom the consumer has a direct relationship when (I) such  
172 disclosure is made for the purpose of providing a product or service  
173 requested by such consumer, (II) the regulated entity maintains control  
174 and ownership of such data, and (III) the third party exclusively uses  
175 such data at the regulated entity's direction and in a manner that is  
176 consistent with the purpose for which such data was collected and

177 disclosed to the consumer, or (iii) any disclosure or transfer of consumer  
178 health data made to a third party as an asset that is part of a merger,  
179 acquisition, bankruptcy or other transaction in which the third party  
180 assumes control of all or part of the regulated entity's assets and  
181 complies with the requirements established in this section; and

182 (26) "Third party" means any entity other than a consumer, regulated  
183 entity or affiliate of a regulated entity.

184 (b) Notwithstanding any provision of the general statutes, each  
185 regulated entity shall:

186 (1) Restrict access to consumer health data by the employees,  
187 processors and contractors of such regulated entity:

188 (A) To those employees, processors and contractors for which the  
189 consumer to whom such data relates has provided consent; or

190 (B) Where such access is necessary to provide to the consumer to  
191 whom such data relates a product or service that such consumer has  
192 requested from such regulated entity;

193 (2) Establish, implement and maintain administrative, technical and  
194 physical data security practices that, at a minimum, satisfy a reasonable  
195 standard of care within such regulated entity's industry to protect the  
196 confidentiality, integrity and accessibility of consumer health data in a  
197 manner that is appropriate for the volume and nature of such consumer  
198 health data; and

199 (3) (A) Not collect or share consumer health data concerning any  
200 consumer (i) without having first obtained such consumer's consent to  
201 collect or share such consumer health data for a specified purpose, (ii)  
202 beyond what is reasonably necessary, proportionate and limited to  
203 provide or maintain (I) a specific product or service requested by such  
204 consumer, or (II) any communication by such regulated entity to such  
205 consumer that is reasonably anticipated within the context of their  
206 relationship, or (iii) for any purpose that is not expressly permitted

207 under the provisions of this section.

208 (B) The consent required under subparagraph (A) of this subdivision  
209 shall (i) be separately and distinctly obtained for collecting and sharing  
210 consumer health data, and (ii) clearly and conspicuously disclose (I) the  
211 categories of consumer health data collected or shared, (II) the purpose  
212 of collecting or sharing the consumer health data, including, but not  
213 limited to, the specific ways in which such consumer health data will be  
214 used, (III) the categories of entities with which the consumer health data  
215 will be shared, and (IV) how the consumer may withdraw consent from  
216 any future collection or sharing of such consumer's consumer health  
217 data.

218 (c) (1) Notwithstanding any provision of the general statutes, no  
219 person shall:

220 (A) Sell, or offer to sell, consumer health data without first obtaining  
221 the consumer's signed, written consent on a form described in  
222 subdivision (2) of this subsection; or

223 (B) Implement a geofence to identify, track, collect data from or send  
224 notifications or messages to a consumer that enters the virtual perimeter  
225 around a health care provider or health care facility providing health  
226 care services on an in-person basis.

227 (2) Prior to selling, or offering to sell, a consumer's consumer health  
228 data, the person who intends to sell, or offer to sell, such consumer  
229 health data shall provide to the consumer a form containing:

230 (A) A description of the consumer health data to be offered or sold;

231 (B) The name of, and contact information for, the person who  
232 collected and intends to sell, or offer to sell, such consumer health data;

233 (C) The name of, and contact information for, the person who intends  
234 to purchase such consumer health data from the person described in  
235 subparagraph (B) of this subdivision;



236 (D) A description of the purpose of such proposed offer or sale,  
237 including, but not limited to, a description of how such consumer health  
238 data will be gathered and how the person described in subparagraph  
239 (C) of this subdivision intends to use such consumer health data;

240 (E) A statement disclosing that the provision of goods or services  
241 shall not be made conditional on such consumer signing such form;

242 (F) A statement disclosing that such consumer has a right to revoke  
243 such consumer's consent at any time and a description of how such  
244 consumer may revoke such consent;

245 (G) A statement disclosing that any consumer health data sold  
246 pursuant to this subsection may be subject to redisclosure by the person  
247 described in subparagraph (C) of this subdivision and may no longer be  
248 protected under this section following such redisclosure;

249 (H) An expiration date for such consent, which date shall be not later  
250 than one year after such consumer signs such form; and

251 (I) Such consumer's signature and the date on which such consumer  
252 signs such form.

253 (3) No form required under subparagraph (A) of subdivision (1) of  
254 this subsection shall be valid if:

255 (A) The expiration date on such form has passed;

256 (B) Such form does not satisfy the requirements established in  
257 subdivision (2) of this subsection;

258 (C) The consumer has revoked such consumer's consent;

259 (D) Such form has been combined with any other document for the  
260 purpose of obtaining consent concerning multiple sales, or offers to sell,  
261 consumer health data; or

262 (E) The provision of goods or services is conditioned on the consumer

263 signing such form.

264 (4) Each person who provides a form to a consumer pursuant to  
265 subdivision (2) of this subsection shall provide a signed copy of such  
266 form to the consumer who signed such form.

267 (5) Each person who sells or purchases consumer health data in the  
268 manner described in this subsection shall retain a copy of each form  
269 required under subdivision (2) of this subsection for a period of at least  
270 six years beginning on the date the consumer signed such form or the  
271 last date such form was effective, whichever is later.

272 (d) A processor may process consumer health data only pursuant to  
273 a binding contract between the processor and a regulated entity, which  
274 contract shall set forth the processing instructions for, and limit the  
275 actions which the processor may take with respect to, the consumer  
276 health data such processor processes on behalf of the regulated entity.  
277 The processor shall not process consumer health data in a manner that  
278 is inconsistent with the terms of such contract. The processor shall assist  
279 the regulated entity by taking all appropriate and possible technical and  
280 organizational measures that are necessary for such regulated entity to  
281 perform such regulated entity's duties under this section. If the  
282 processor fails to adhere to the regulated entity's processing instructions  
283 or processes consumer health data in a manner that is outside the scope  
284 of such contract, such processor shall be deemed to constitute a  
285 regulated entity and shall be subject to all provisions of this section  
286 concerning regulated entities.

287 (e) Any violation of the provisions of this section shall constitute an  
288 unfair trade practice under subsection (a) of section 42-110b of the  
289 general statutes and shall be enforced solely by the Attorney General.  
290 Nothing in this section shall be construed to create a private right of  
291 action or to provide grounds for an action under section 42-110g of the  
292 general statutes.

293 Sec. 2. (NEW) (*Effective July 1, 2024*) (a) For the purposes of this

294 section:

295 (1) "Consumer" has the same meaning as provided in section 42-515  
296 of the general statutes;

297 (2) "Minor" means any consumer who is younger than eighteen years  
298 of age;

299 (3) "Personal data" has the same meaning as provided in section 42-  
300 515 of the general statutes; and

301 (4) "Social media platform" (A) means a public or semi-public  
302 Internet-based service or application that (i) is used by a consumer in  
303 this state, (ii) is primarily intended to connect and allow users to socially  
304 interact within such service or application, and (iii) enables a user to (I)  
305 construct a public or semi-public profile for the purposes of signing into  
306 and using such service or application, (II) populate a public list of other  
307 users with whom the user shares a social connection within such service  
308 or application, and (III) create or post content that is viewable by other  
309 users, including, but not limited to, on message boards, in chat rooms,  
310 or through a landing page or main feed that presents the user with  
311 content generated by other users, and (B) does not include a public or  
312 semi-public Internet-based service or application that (i) exclusively  
313 provides electronic mail or direct messaging services, or (ii) primarily  
314 consists of news, sports, entertainment, electronic commerce or content  
315 that is preselected by the provider or for which any chat, comments or  
316 interactive functionality is incidental to, directly related to, or  
317 dependent on the provision of such content.

318 (b) Not later than ten days after a social media platform receives a  
319 request to delete a social media platform account from a minor or, if the  
320 minor is younger than sixteen years of age, from a minor's parent or  
321 legal guardian, the social media platform shall delete the minor's social  
322 media platform account and cease processing such minor's personal  
323 data. A social media platform shall establish, and shall describe in a  
324 privacy notice, one or more secure and reliable means for submitting a

325 request pursuant to this subsection.

326 (c) No social media platform shall establish an account for a minor  
327 who is younger than sixteen years of age unless the social media  
328 platform has obtained consent from the minor's parent or legal guardian  
329 to establish such account.

330 (d) Any violation of the provisions of this section shall constitute an  
331 unfair trade practice under subsection (a) of section 42-110b of the  
332 general statutes and shall be enforced solely by the Attorney General.  
333 Nothing in this section shall be construed to create a private right of  
334 action or to provide grounds for an action under section 42-110g of the  
335 general statutes.

336 Sec. 3. (NEW) (*Effective July 1, 2025*) For the purposes of this section  
337 and sections 4 to 8, inclusive, of this act:

338 (1) "Adult" means any individual who is at least eighteen years of age;

339 (2) "Algorithm" means any computerized procedure consisting of a  
340 set of steps used to accomplish a predetermined objective;

341 (3) "Consent" has the same meaning as provided in section 42-515 of  
342 the general statutes;

343 (4) "Consumer" has the same meaning as provided in section 42-515  
344 of the general statutes;

345 (5) "Controller" means any person that, alone or jointly with others,  
346 determines the purpose and means of processing personal data;

347 (6) "Heightened risk of harm to minors" means processing minors'  
348 personal data, including, but not limited to, through use of any  
349 algorithm, in a manner that presents any reasonably foreseeable risk of  
350 (A) any unfair or deceptive treatment of, or any unlawful disparate  
351 impact on, minors, (B) any financial, physical or reputational injury to  
352 minors, (C) any physical or other intrusion upon the solitude or

353 seclusion, or the private affairs or concerns, of minors if such intrusion  
354 would be offensive to a reasonable person, or (D) any other substantial  
355 injury to minors;

356 (7) "HIPAA" has the same meaning as provided in section 42-515 of  
357 the general statutes;

358 (8) "Minor" means any consumer who is younger than eighteen years  
359 of age;

360 (9) "Online service, product or feature" means any service, product or  
361 feature that is provided online. "Online service, product or feature" does  
362 not include any (A) telecommunications service, as defined in 47 USC  
363 153, as amended from time to time, or (B) delivery or use of a physical  
364 product;

365 (10) "Person" means an individual, association, company, limited  
366 liability company, corporation, partnership, sole proprietorship or trust;

367 (11) "Personal data" has the same meaning as provided in section 42-  
368 515 of the general statutes;

369 (12) "Precise geolocation data" has the same meaning as provided in  
370 section 42-515 of the general statutes;

371 (13) "Process" and "processing" have the same meaning as provided  
372 in section 42-515 of the general statutes;

373 (14) "Processor" means any person that, on behalf of a controller,  
374 processes personal data;

375 (15) "Profiling" has the same meaning as provided in section 42-515  
376 of the general statutes;

377 (16) "Protected health information" has the same meaning as  
378 provided in section 42-515 of the general statutes;

379 (17) "Sale of personal data" has the same meaning as provided in

380 section 42-515 of the general statutes;

381 (18) "Targeted advertising" (A) means displaying an advertisement to  
382 a minor based on profiling, and (B) does not include (i) an advertisement  
383 that is (I) based on the context of a minor's current search query, visit to  
384 an Internet web site or online application, or (II) directed to a minor in  
385 response to the minor's current request for information or feedback, or  
386 (ii) processing personal data solely to measure or report advertising  
387 frequency, performance or reach; and

388 (19) "Third party" has the same meaning as provided in section 42-  
389 515 of the general statutes.

390 Sec. 4. (NEW) (*Effective July 1, 2025*) (a) Each controller that offers any  
391 online service, product or feature to consumers whom such controller  
392 has actual knowledge, or wilfully disregards, are minors shall use  
393 reasonable care to avoid any heightened risk of harm to minors  
394 proximately caused by such online service, product or feature.

395 (b) (1) Subject to the consent requirement established in subdivision  
396 (3) of this subsection, no controller that offers any online service,  
397 product or feature to consumers whom such controller has actual  
398 knowledge, or wilfully disregards, are minors shall process any minor's  
399 personal data: (A) For the purposes of (i) targeted advertising, (ii) any  
400 sale of personal data, or (iii) profiling in furtherance of any decision  
401 made by such controller that results in the provision or denial by such  
402 controller of any financial or lending services, housing, insurance,  
403 education enrollment or opportunity, criminal justice, employment  
404 opportunities, health care services or access to essential goods or  
405 services; (B) that is not reasonably necessary to provide such online  
406 service, product or feature; (C) for any processing purpose other than  
407 the purpose that the controller disclosed at the time such controller  
408 collected such personal data; (D) for longer than is reasonably necessary  
409 to provide such online service, product or feature; or (E) in any  
410 circumstances in which such minor's personal data is accessible by, or  
411 visible to, any other user of such online service, product or feature.

412 (2) Subject to the consent requirement established in subdivision (3)  
413 of this subsection, no controller that offers an online service, product or  
414 feature to consumers whom such controller has actual knowledge, or  
415 wilfully disregards, are minors shall collect a minor's precise  
416 geolocation data unless: (A) Such precise geolocation data is necessary  
417 for the controller to provide such online service, product or feature and,  
418 if such data is necessary to provide such online service, product or  
419 feature, such controller may only collect such data for the time necessary  
420 to provide such online service, product or feature; and (B) the controller  
421 provides to the minor a signal indicating that such controller is  
422 collecting such precise geolocation data, which signal shall be  
423 conspicuous to such minor for the entire duration of such collection.

424 (3) No controller shall engage in the activities described in  
425 subdivisions (1) and (2) of this subsection unless the controller obtains  
426 the minor's consent or, if the minor is younger than thirteen years of age,  
427 the consent of such minor's parent or legal guardian. A controller that  
428 complies with the verifiable parental consent requirements established  
429 in the Children's Online Privacy Protection Act of 1998, 15 USC 6501 et  
430 seq., and the regulations, rules, guidance and exemptions adopted  
431 pursuant to said act, as said act and such regulations, rules, guidance  
432 and exemptions may be amended from time to time, shall be deemed to  
433 have satisfied any requirement to obtain parental consent under this  
434 subdivision.

435 (c) No controller that offers any online service, product or feature to  
436 consumers whom such controller has actual knowledge, or wilfully  
437 disregards, are minors shall: (1) Use any user interface designed or  
438 manipulated with the substantial effect of subverting or impairing user  
439 autonomy, decision-making or choice, including, but not limited to, any  
440 practice the Federal Trade Commission refers to as a "dark pattern", to  
441 lead or encourage any minor to provide any personal data that is not  
442 reasonably necessary to provide such online service, product or feature;  
443 (2) by default use any system design feature to increase, sustain or  
444 extend any minor's use of such online service, product or feature by,

445 among other things, automatically playing any media, offering any  
446 reward to encourage such minor to spend time using such online  
447 service, product or feature or sending notifications to such minor; (3)  
448 allow any minor's parent, legal guardian or any other consumer to  
449 monitor such minor's online activity unless such controller provides to  
450 such minor a signal, which is obvious to such minor, indicating that  
451 such minor is being monitored; or (4) allow any adult to contact any  
452 minor through any messaging apparatus unless such adult previously  
453 established and maintains an ongoing lawful relationship with such  
454 minor.

455       Sec. 5. (NEW) (*Effective July 1, 2025*) (a) Each controller that, on or after  
456 July 1, 2025, offers any online service, product or feature to consumers  
457 whom such controller has actual knowledge, or wilfully disregards, are  
458 minors shall conduct a data protection assessment for such online  
459 service, product or feature: (1) In a manner that is consistent with the  
460 requirements established in section 42-522 of the general statutes; and  
461 (2) that addresses (A) the purpose of such online service, product or  
462 feature, (B) the categories of minors' personal data that such online  
463 service, product or feature processes, (C) the purposes for which such  
464 controller processes minors' personal data with respect to such online  
465 service, product or feature, and (D) any heightened risk of harm to  
466 minors that is a reasonably foreseeable result of offering such online  
467 service, product or feature to minors.

468       (b) Each controller that conducts a data protection assessment  
469 pursuant to subsection (a) of this section shall: (1) Review such data  
470 protection assessment at least biennially; and (2) maintain  
471 documentation concerning such data protection assessment as long as  
472 such controller offers the online service, product or feature that is the  
473 subject of such assessment to minors.

474       (c) If any controller conducts a data protection assessment pursuant  
475 to subsection (a) of this section and determines that the online service,  
476 product or feature that is the subject of such assessment poses a  
477 heightened risk of harm to minors, such controller shall establish and



478 implement a plan to mitigate or eliminate such risk before such  
479 controller offers such online service, product or feature to consumers  
480 whom such controller has actual knowledge, or wilfully disregards, are  
481 minors.

482       Sec. 6. (NEW) (*Effective July 1, 2025*) (a) A processor shall adhere to  
483 the instructions of a controller and shall assist the controller in meeting  
484 the controller's obligations under sections 3 to 8, inclusive, of this act.  
485 Such assistance shall include providing necessary information to enable  
486 the controller to conduct and document data protection assessments.

487       (b) A contract between a controller and a processor shall govern the  
488 processor's data processing procedures with respect to processing  
489 performed on behalf of the controller. The contract shall be binding and  
490 clearly set forth instructions for processing data, the nature and purpose  
491 of processing, the type of data subject to processing, the duration of  
492 processing and the rights and obligations of both parties. The contract  
493 shall also require that the processor: (1) Ensure that each person  
494 processing personal data is subject to a duty of confidentiality with  
495 respect to the data; (2) at the controller's direction, delete or return all  
496 personal data to the controller as requested at the end of the provision  
497 of services, unless retention of the personal data is required by law; (3)  
498 upon the reasonable request of the controller, make available to the  
499 controller all information in its possession necessary to demonstrate the  
500 processor's compliance with the obligations in sections 3 to 8, inclusive,  
501 of this act; (4) after providing the controller an opportunity to object,  
502 engage any subcontractor pursuant to a written contract that requires  
503 the subcontractor to meet the obligations of the processor with respect  
504 to the personal data; and (5) allow, and cooperate with, reasonable  
505 assessments by the controller or the controller's designated assessor, or  
506 the processor may arrange for a qualified and independent assessor to  
507 conduct an assessment of the processor's policies and technical and  
508 organizational measures in support of the obligations under sections 3  
509 to 8, inclusive, of this act, using an appropriate and accepted control  
510 standard or framework and assessment procedure for such assessments.

511 The processor shall provide a report of such assessment to the controller  
512 upon request.

513 (c) Nothing in this section shall be construed to relieve a controller or  
514 processor from the liabilities imposed on the controller or processor by  
515 virtue of such controller's or processor's role in the processing  
516 relationship, as described in sections 3 to 8, inclusive, of this act.

517 (d) Determining whether a person is acting as a controller or  
518 processor with respect to a specific processing of data is a fact-based  
519 determination that depends upon the context in which personal data is  
520 to be processed. A person who is not limited in such person's processing  
521 of personal data pursuant to a controller's instructions, or who fails to  
522 adhere to such instructions, is a controller and not a processor with  
523 respect to a specific processing of data. A processor that continues to  
524 adhere to a controller's instructions with respect to a specific processing  
525 of personal data remains a processor. If a processor begins, alone or  
526 jointly with others, determining the purposes and means of the  
527 processing of personal data, the processor is a controller with respect to  
528 such processing and may be subject to an enforcement action under  
529 section 8 of this act.

530 Sec. 7. (NEW) (*Effective July 1, 2025*) (a) The provisions of sections 1, 3  
531 to 6, inclusive, and 8 of this act shall not apply to any: (1) Body,  
532 authority, board, bureau, commission, district or agency of this state or  
533 of any political subdivision of this state; (2) organization that is exempt  
534 from taxation under Section 501(c)(3), 501(c)(4), 501(c)(6) or 501(c)(12) of  
535 the Internal Revenue Code of 1986, or any subsequent corresponding  
536 internal revenue code of the United States, as amended from time to  
537 time; (3) individual who, or school, board, association, limited liability  
538 company or corporation that, is licensed or accredited to offer one or  
539 more programs of higher learning leading to one or more degrees; (4)  
540 national securities association that is registered under 15 USC 78o-3, as  
541 amended from time to time; (5) financial institution or data that is  
542 subject to Title V of the Gramm-Leach-Bliley Act, 15 USC 6801 et seq., as  
543 amended from time to time; (6) covered entity or business associate, as

544 defined in 45 CFR 160.103, as amended from time to time; or (7) air  
545 carrier, as defined in 49 USC 40102, as amended from time to time, and  
546 regulated under the Federal Aviation Act of 1958, 49 USC 40101 et seq.,  
547 and the Airline Deregulation Act, 49 USC 41713, as said acts may be  
548 amended from time to time.

549 (b) The following information and data is exempt from the provisions  
550 of sections 1, 3 to 6, inclusive, and 8 of this act: (1) Protected health  
551 information; (2) patient-identifying information for the purposes of 42  
552 USC 290dd-2, as amended from time to time; (3) identifiable private  
553 information for the purposes of the federal policy for the protection of  
554 human subjects under 45 CFR 46, as amended from time to time; (4)  
555 identifiable private information that is otherwise information collected  
556 as part of human subjects research pursuant to the good clinical practice  
557 guidelines issued by the International Council for Harmonisation of  
558 Technical Requirements for Pharmaceuticals for Human Use, as  
559 amended from time to time; (5) the protection of human subjects under  
560 21 CFR Parts 6, 50 and 56, as amended from time to time, or personal  
561 data used or shared in research, as defined in 45 CFR 164.501, as  
562 amended from time to time, that is conducted in accordance with the  
563 standards set forth in this subdivision and subdivisions (3) and (4) of  
564 this subsection, or other research conducted in accordance with  
565 applicable law; (6) information and documents created for the purposes  
566 of the Health Care Quality Improvement Act of 1986, 42 USC 11101 et  
567 seq., as amended from time to time; (7) patient safety work products for  
568 the purposes of section 19a-127o of the general statutes and the Patient  
569 Safety and Quality Improvement Act, 42 USC 299b-21 et seq., as  
570 amended from time to time; (8) information derived from any of the  
571 health care related information listed in this subsection that is de-  
572 identified in accordance with the requirements for de-identification  
573 under HIPAA; (9) information originating from and intermingled so as  
574 to be indistinguishable from, or information treated in the same manner  
575 as, information that is exempt under this subsection and maintained by  
576 a covered entity or business associate, program or qualified service  
577 organization, as specified in 42 USC 290dd-2, as amended from time to

578 time; (10) information used for public health activities and purposes as  
579 authorized by HIPAA, community health activities and population  
580 health activities; (11) the collection, maintenance, disclosure, sale,  
581 communication or use of any personal information bearing on a  
582 consumer's credit worthiness, credit standing, credit capacity, character,  
583 general reputation, personal characteristics or mode of living by a  
584 consumer reporting agency, furnisher or user that provides information  
585 for use in a consumer report, and by a user of a consumer report, but  
586 only to the extent that such activity is regulated by and authorized  
587 under the Fair Credit Reporting Act, 15 USC 1681 et seq., as amended  
588 from time to time; (12) personal data collected, processed, sold or  
589 disclosed in compliance with the Driver's Privacy Protection Act of 1994,  
590 18 USC 2721 et seq., as amended from time to time; (13) personal data  
591 regulated by the Family Educational Rights and Privacy Act, 20 USC  
592 1232g et seq., as amended from time to time; (14) personal data collected,  
593 processed, sold or disclosed in compliance with the Farm Credit Act, 12  
594 USC 2001 et seq., as amended from time to time; (15) data processed or  
595 maintained (A) in the course of an individual applying to, employed by  
596 or acting as an agent or independent contractor of a controller, processor  
597 or third party, to the extent that the data is collected and used within the  
598 context of that role, (B) as the emergency contact information of an  
599 individual under sections 1, 3 to 6, inclusive, and 8 of this act used for  
600 emergency contact purposes, or (C) that is necessary to retain to  
601 administer benefits for another individual relating to the individual  
602 who is the subject of the information under subdivision (1) of this  
603 subsection and used for the purposes of administering such benefits;  
604 and (16) personal data collected, processed, sold or disclosed in relation  
605 to price, route or service, as such terms are used in the Airline  
606 Deregulation Act, 49 USC 40101 et seq., as amended from time to time,  
607 by an air carrier subject to said act, to the extent sections 1, 3 to 6,  
608 inclusive, and 8 of this act are preempted by 49 USC 41713, as amended  
609 from time to time.

610 (c) No provision of this section or section 1, 3 to 6, inclusive, or 8 of  
611 this act shall be construed to restrict a controller's or processor's ability

612 to: (1) Comply with federal, state or municipal ordinances or  
613 regulations; (2) comply with a civil, criminal or regulatory inquiry,  
614 investigation, subpoena or summons by federal, state, municipal or  
615 other governmental authorities; (3) cooperate with law enforcement  
616 agencies concerning conduct or activity that the controller or processor  
617 reasonably and in good faith believes may violate federal, state or  
618 municipal ordinances or regulations; (4) investigate, establish, exercise,  
619 prepare for or defend legal claims; (5) take immediate steps to protect  
620 an interest that is essential for the life or physical safety of the minor or  
621 another individual, and where the processing cannot be manifestly  
622 based on another legal basis; (6) prevent, detect, protect against or  
623 respond to security incidents, identity theft, fraud, harassment,  
624 malicious or deceptive activities or any illegal activity, preserve the  
625 integrity or security of systems or investigate, report or prosecute those  
626 responsible for any such action; (7) engage in public or peer-reviewed  
627 scientific or statistical research in the public interest that adheres to all  
628 other applicable ethics and privacy laws and is approved, monitored  
629 and governed by an institutional review board that determines, or  
630 similar independent oversight entities that determine, (A) whether the  
631 deletion of the information is likely to provide substantial benefits that  
632 do not exclusively accrue to the controller or processor, (B) the expected  
633 benefits of the research outweigh the privacy risks, and (C) whether the  
634 controller or processor has implemented reasonable safeguards to  
635 mitigate privacy risks associated with research, including, but not  
636 limited to, any risks associated with re-identification; (8) assist another  
637 controller, processor or third party with any obligation under section 1,  
638 3 to 6, inclusive, or 8 of this act; or (9) process personal data for reasons  
639 of public interest in the area of public health, community health or  
640 population health, but solely to the extent that such processing is (A)  
641 subject to suitable and specific measures to safeguard the rights of the  
642 minor whose personal data is being processed, and (B) under the  
643 responsibility of a professional subject to confidentiality obligations  
644 under federal, state or local law.

645 (d) No obligation imposed on a controller or processor under any

646 provision of section 1, 3 to 6, inclusive, or 8 of this act shall be construed  
647 to restrict a controller's or processor's ability to collect, use or retain data  
648 for internal use to: (1) Conduct internal research to develop, improve or  
649 repair products, services or technology; (2) effectuate a product recall;  
650 (3) identify and repair technical errors that impair existing or intended  
651 functionality; or (4) perform internal operations that are (A) reasonably  
652 aligned with the expectations of a minor or reasonably anticipated based  
653 on the minor's existing relationship with the controller or processor, or  
654 (B) otherwise compatible with processing data in furtherance of the  
655 provision of a product or service specifically requested by a minor.

656 (e) No controller or processor shall be required to comply with any  
657 provision of section 1, 3 to 6, inclusive, or 8 of this act if compliance with  
658 such provision would violate an evidentiary privilege under the laws of  
659 this state, and no such provision shall be construed to prevent a  
660 controller or processor from providing, as part of a privileged  
661 communication, any personal data concerning a minor to any other  
662 person who is covered by such evidentiary privilege.

663 (f) No provision of section 1, 3 to 6, inclusive, or 8 of this act shall be  
664 construed to: (1) Impose any obligation on a controller that adversely  
665 affects the rights or freedoms of any person, including, but not limited  
666 to, the rights of any person (A) to freedom of speech or freedom of the  
667 press guaranteed in the First Amendment to the United States  
668 Constitution, or (B) under section 52-146t of the general statutes; or (2)  
669 apply to any individual's processing of personal data in the course of  
670 such individual's purely personal or household activities.

671 (g) (1) Any personal data processed by a controller pursuant to this  
672 section may be processed to the extent that such processing is: (A)  
673 Reasonably necessary and proportionate to the purposes listed in this  
674 section; and (B) adequate, relevant and limited to what is necessary in  
675 relation to the specific purposes listed in this section.

676 (2) Any controller that collects, uses or retains data pursuant to  
677 subsection (d) of this section shall, where applicable, take into account

678 the nature and purpose or purposes of such collection, use or retention.  
679 Such data shall be subject to reasonable administrative, technical and  
680 physical measures to protect the confidentiality, integrity and  
681 accessibility of the personal data and to reduce reasonably foreseeable  
682 risks of harm to minors concerning such collection, use or retention of  
683 personal data.

684 (h) If any controller or processor processes personal data pursuant to  
685 an exemption established in subsections (a) to (g), inclusive, of this  
686 section, such controller or processor bears the burden of demonstrating  
687 that such processing qualifies for such exemption and complies with the  
688 requirements established in subsection (g) of this section.

689 Sec. 8. (NEW) (*Effective July 1, 2025*) (a) Any violation of the  
690 provisions of sections 3 to 7, inclusive, of this act shall constitute an  
691 unfair trade practice under subsection (a) of section 42-110b of the  
692 general statutes and shall be enforced solely by the Attorney General.  
693 Nothing in this section or sections 3 to 7, inclusive, of this act shall be  
694 construed to create a private right of action or to provide grounds for an  
695 action under section 42-110g of the general statutes.

696 (b) (1) During the period beginning July 1, 2025, and ending  
697 December 31, 2027, if the Attorney General, in the Attorney General's  
698 discretion, determines that a controller or processor has violated any  
699 provision of sections 3 to 7, inclusive, of this act but may cure such  
700 alleged violation, the Attorney General shall provide written notice to  
701 such controller or processor, in a form and manner prescribed by the  
702 Attorney General and before the Attorney General commences any  
703 action to enforce such provision, disclosing such alleged violation and  
704 such provision.

705 (2) (A) Not later than thirty days after a controller or processor  
706 receives a notice under subdivision (1) of this subsection, the controller  
707 or processor may send a notice to the Attorney General, in a form and  
708 manner prescribed by the Attorney General, disclosing that such  
709 controller or processor has: (i) Determined that such controller or

710 processor did not commit the alleged violation of sections 3 to 7,  
711 inclusive, of this act; or (ii) cured such violation and taken measures that  
712 are sufficient to prevent further such violations.

713 (B) If the Attorney General receives a notice described in  
714 subparagraph (A) of this subdivision and determines, in the Attorney  
715 General's discretion, that the controller or processor that sent such  
716 notice did not commit the alleged violation or has cured such violation  
717 and taken the measures described in subparagraph (A)(ii) of this  
718 subdivision, such controller or processor shall not be liable for any civil  
719 penalty under subsection (a) of this section.

720 (C) Not later than February 1, 2027, the Attorney General shall submit  
721 a report, in accordance with section 11-4a of the general statutes, to the  
722 joint standing committee of the General Assembly having cognizance of  
723 matters relating to general law. Such report shall disclose: (i) The  
724 number of notices the Attorney General has issued pursuant to  
725 subdivision (1) of this subsection; (ii) the nature of each violation that  
726 was the subject of a notice issued by the Attorney General pursuant to  
727 subdivision (1) of this subsection; (iii) the number of violations that were  
728 cured pursuant to subparagraphs (A) and (B) of this subdivision; and  
729 (iv) any other matter the Attorney General deems relevant for the  
730 purposes of such report.

731 (c) Beginning on January 1, 2027, the Attorney General may, in the  
732 Attorney General's discretion, provide to a controller or processor an  
733 opportunity to cure any alleged violation of the provisions of sections 3  
734 to 7, inclusive, of this act in the manner described in subdivisions (1) and  
735 (2) of section (b) of this section. In determining whether to grant the  
736 controller or processor an opportunity to cure such alleged violation, the  
737 Attorney General may consider: (1) The number of such violations that  
738 such controller or processor is alleged to have committed; (2) the size  
739 and complexity of such controller or processor; (3) the nature and extent  
740 of such controller's or processor's processing activities; (4) whether there  
741 exists a substantial likelihood that such alleged violation has caused or  
742 will cause public injury; (5) the safety of persons or property; and (6)



743 whether such alleged violation was likely caused by a human or  
744 technical error.

745 Sec. 9. Section 54-33c of the general statutes is repealed and the  
746 following is substituted in lieu thereof (*Effective October 1, 2023*):

747 (a) The applicant for a search warrant shall file the application for the  
748 warrant and all affidavits upon which the warrant is based with the  
749 clerk of the court for the geographical area within which any person  
750 who may be arrested in connection with or subsequent to the execution  
751 of the search warrant would be presented with the return of the warrant.  
752 Upon the arrest of any person in connection with or subsequent to the  
753 execution of the search warrant, the law enforcement agency that  
754 arrested the person shall notify the clerk of such court of the return of  
755 the warrant by completing a form prescribed by the Chief Court  
756 Administrator and filing such form with the clerk together with any  
757 applicable uniform arrest report or misdemeanor summons.

758 (b) Except for a warrant for the installation and use of a tracking  
759 device: (1) The warrant shall be executed within ten days and returned  
760 with reasonable promptness consistent with due process of law and  
761 shall be accompanied by a written inventory of all property seized; (2) a  
762 copy of such warrant shall be given to the owner or occupant of the  
763 dwelling, structure, motor vehicle or place designated in the warrant, or  
764 the person named in the warrant; and (3) within forty-eight hours of  
765 such search, a copy of the application for the warrant and a copy of all  
766 affidavits upon which the warrant is based shall be given to such owner,  
767 occupant or person. The judge or judge trial referee may, by order,  
768 dispense with the requirement of giving a copy of the affidavits to such  
769 owner, occupant or person at such time if the applicant for the warrant  
770 files a detailed affidavit with the judge or judge trial referee which  
771 demonstrates to the judge or judge trial referee that (A) the personal  
772 safety of a confidential informant would be jeopardized by the giving of  
773 a copy of the affidavits at such time, or (B) the search is part of a  
774 continuing investigation which would be adversely affected by the  
775 giving of a copy of the affidavits at such time, or (C) the giving of a copy

776 of the affidavits at such time would require disclosure of information or  
777 material prohibited from being disclosed by chapter 959a. If a warrant  
778 is directed to a provider of an electronic communication service or a  
779 remote computing service, as such terms are defined in subsection (a) of  
780 section 54-47aa, for records of a subscriber or customer of such provider,  
781 the court shall order that the provider not disclose the existence of such  
782 warrant to such subscriber or customer or any other person or entity for  
783 a period of up to ninety days if the court determines that there is reason  
784 to believe that notification of the existence of the warrant may result in  
785 (i) endangering the life or physical safety of an individual, (ii) flight from  
786 prosecution, (iii) destruction of or tampering with evidence, (iv)  
787 intimidation of potential witnesses, or (v) otherwise seriously  
788 jeopardizing the investigation.

789 (c) A warrant for the installation and use of a tracking device shall be  
790 returned with reasonable promptness consistent with due process of  
791 law and after the period authorized for tracking, including any  
792 extension period authorized under subsection (d) of section 54-33a, has  
793 expired. Within ten days after the use of the tracking device has ended,  
794 a copy of the application for the warrant and a copy of all affidavits  
795 upon which the warrant is based shall be given to the person who was  
796 tracked or the owner of the property to, in or on which the tracking  
797 device was installed. The judge or judge trial referee may, by order,  
798 dispense with the requirement of giving a copy of the affidavits to the  
799 person who was tracked or the owner of the property to, in or on which  
800 the tracking device was installed if the applicant for the warrant files a  
801 detailed affidavit with the judge or judge trial referee which  
802 demonstrates to the judge or judge trial referee that (1) the personal  
803 safety of a confidential informant would be jeopardized by the giving of  
804 a copy of the affidavits at such time, or (2) the search is part of a  
805 continuing investigation which would be adversely affected by the  
806 giving of a copy of the affidavits at such time, or (3) the giving of a copy  
807 of the affidavits at such time would require disclosure of information or  
808 material prohibited from being disclosed by chapter 959a.

809 (d) If the judge or judge trial referee dispenses with the requirement  
810 of giving a copy of the affidavits at such time pursuant to subsection (b)  
811 or (c) of this section, such order shall not affect the right of such owner,  
812 occupant or person to obtain such copy at any subsequent time. No such  
813 order shall limit the disclosure of such affidavits to the attorney for a  
814 person arrested in connection with or subsequent to the execution of a  
815 search warrant unless, upon motion of the prosecuting authority within  
816 two weeks of such person's arraignment, the court finds that the state's  
817 interest in continuing nondisclosure substantially outweighs the  
818 defendant's right to disclosure.

819 (e) Any order entered pursuant to subsection (b) or (c) of this section  
820 dispensing with the requirement of giving a copy of the affidavits to  
821 such owner, occupant or person shall be for a specific period of time, not  
822 to exceed (1) two weeks beyond the date the warrant is executed, or (2)  
823 with respect to a warrant for the installation and use of a tracking device,  
824 two weeks after any extension period authorized under subsection (d)  
825 of section 54-33a has expired. Within the applicable time period set forth  
826 in subdivision (1) or (2) of this subsection, the prosecuting authority  
827 may seek an extension of such period of time. Upon the execution and  
828 return of the warrant, affidavits which have been the subject of such an  
829 order shall remain in the custody of the clerk's office in a secure location  
830 apart from the remainder of the court file.

831 Sec. 10. Section 21a-435 of the general statutes is repealed and the  
832 following is substituted in lieu thereof (*Effective October 1, 2023*):

833 As used in this section, [and] sections 21a-436 to 21a-439, inclusive,  
834 and section 11 of this act:

835 (1) "Connecticut user" means a user who provides a Connecticut  
836 home address or zip code when registering with an online dating  
837 operator or a user who is known or determined by an online dating  
838 operator or its online dating platform to be in Connecticut at the time of  
839 registration;

840 (2) "Criminal background screening" means a name search for an  
841 individual's history of criminal convictions that is conducted by  
842 searching an (A) available and regularly updated government public  
843 record database that in the aggregate provides national coverage for  
844 searching an individual's history of criminal convictions; or (B) a  
845 regularly updated database maintained by a private vendor that  
846 provides national coverage for searching an individual's history of  
847 criminal convictions and sexual offender registries;

848 (3) "Criminal conviction" means a conviction for a crime in this state,  
849 another state, or under federal law;

850 (4) "Online dating" means the act of using a digital service to initiate  
851 relationships with other individuals for the purpose of romance, sex or  
852 marriage;

853 (5) "Online dating operator" means a person who operates a software  
854 application designed to facilitate online dating;

855 (6) "Online dating platform" means a digital service designed to allow  
856 users to interact through the Internet to participate in online dating; and

857 (7) "User" means an individual who uses the online dating services of  
858 an online dating operator.

859 Sec. 11. (NEW) (*Effective October 1, 2023*) An online dating operator  
860 shall owe a duty of care to any user of its online dating platform to  
861 protect against potential criminal activity of other users, including a  
862 duty to notify users if the online dating operator has had a  
863 communication with another user determined by the online dating  
864 operator to have a higher propensity to commit a crime against  
865 individuals.

866 Sec. 12. Section 29-7b of the general statutes is repealed and the  
867 following is substituted in lieu thereof (*Effective July 1, 2023*):

868 (a) There shall be within the Department of Emergency Services and

869 Public Protection a Division of Scientific Services. The Commissioner of  
870 Emergency Services and Public Protection shall serve as administrative  
871 head of such division, and may delegate jurisdiction over the affairs of  
872 such division to a deputy commissioner.

873 (b) The Division of Scientific Services shall provide technical  
874 assistance to law enforcement agencies in the various areas of scientific  
875 investigation. The division shall maintain facilities and services for the  
876 examination and analysis of evidentiary materials in areas including,  
877 but not limited to, chemistry, arson, firearms, questioned documents,  
878 microscopy, serology, toxicology, trace evidence, latent fingerprints,  
879 impressions and other similar technology. The facilities, services and  
880 personnel of the division shall be available, without charge, to the Office  
881 of the Chief Medical Examiner and all duly constituted prosecuting,  
882 police and investigating agencies of the state.

883 (c) The Division of Scientific Services: (1) May investigate any  
884 physical evidence or evidentiary material related to a crime upon the  
885 request of any federal, state or local agency, (2) may conduct or assist in  
886 the scientific field investigation at the scene of a crime and provide other  
887 technical assistance and training in the various fields of scientific  
888 criminal investigation upon request, (3) shall assure the safe custody of  
889 evidence during examination, (4) shall forward a written report of the  
890 results of an examination of evidence to the agency submitting such  
891 evidence, (5) shall render expert court testimony when requested, and  
892 (6) shall conduct ongoing research in the areas of the forensic sciences.  
893 The Commissioner of Emergency Services and Public Protection or a  
894 director designated by the commissioner shall be in charge of the  
895 Division of Scientific Services operations and shall establish and  
896 maintain a system of case priorities and a procedure for submission of  
897 evidence and evidentiary security. The director of the Division of  
898 Scientific Services shall be in the unclassified service and shall serve at  
899 the pleasure of the commissioner.

900 (d) In accordance with the provisions of sections 4-38d, 4-38e and 4-  
901 39, all powers and duties of the Department of Public Health under the

902 provisions of sections 14-227a, 14-227c, 15-140u and 21a-283 shall be  
903 transferred to the Division of Scientific Services within the Department  
904 of Emergency Services and Public Protection.

905 (e) There is established within the Division of Scientific Services the  
906 Connecticut Internet Crimes Against Children Task Force, which shall  
907 consist of affiliate law enforcement agencies in the state. The task force  
908 shall use state and federal moneys appropriated to it in a manner that is  
909 consistent with the duties prescribed in 34 USC 21114.

This act shall take effect as follows and shall amend the following sections:		
Section 1	July 1, 2025	New section
Sec. 2	July 1, 2024	New section
Sec. 3	July 1, 2025	New section
Sec. 4	July 1, 2025	New section
Sec. 5	July 1, 2025	New section
Sec. 6	July 1, 2025	New section
Sec. 7	July 1, 2025	New section
Sec. 8	July 1, 2025	New section
Sec. 9	October 1, 2023	54-33c
Sec. 10	October 1, 2023	21a-435
Sec. 11	October 1, 2023	New section
Sec. 12	July 1, 2023	29-7b

**Statement of Legislative Commissioners:**

In Section 1, Subsec. (a) was redrafted to remove the definition of the unused term "dark patterns" and, in Subsec. (a), Subdivs. (9) to (27), inclusive, were redesignated Subdivs. (8) to (26), inclusive, and Subdivs. (7)(A), (13), (21)(B)(ii) and (22) were redrafted for internal consistency, in Subsec. (b)(3)(B)(ii)(II), "of" was deleted for internal consistency, and in Subsec. (c)(2), "consumer health data" was changed to "consumer's consumer health data" for accuracy; and in Section 9(b)(3)(C), "electronic communications service as defined in subdivision (4) of subsection (a) of section 54-47aa, or a remote computing service in subdivision (8) of subsection (a) of section 54-47aa," was changed to "electronic communication service or a remote computing service, as such terms are defined in subsection (a) of section 54-47aa," for accuracy and conciseness.

**JUD**      *Joint Favorable Subst.*