

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Regulatory Reform
 2 Subcommittee

3 Representative McFarland offered the following:

4

5 **Amendment**

6 Remove lines 504-542 and insert:

7 (c) A business or a service provider acting pursuant to
 8 its contract with the business or another service provider may
 9 not be required to comply with a consumer's request to delete
 10 the consumer's personal information if it is reasonably
 11 necessary for the business or service provider to maintain the
 12 consumer's personal information to do any of the following:

13 1. Complete the transaction for which the personal
 14 information was collected.

15 2. Fulfill the terms of a written warranty or product
 16 recall conducted in accordance with federal law.

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17 3. Provide a good or service requested by the consumer, or
18 reasonably anticipated within the context of a business' ongoing
19 business relationship with the consumer, or otherwise perform a
20 contract between the business and the consumer.

21 4. Detect security incidents, protect against malicious,
22 deceptive, fraudulent, or illegal activity; or prosecute those
23 responsible for that activity.

24 5. Debug to identify and repair errors that impair
25 existing intended functionality.

26 6. Engage in public or peer-reviewed scientific,
27 historical, or statistical research in the public interest that
28 adheres to all other applicable ethics and privacy laws when the
29 business' deletion of the information is likely to render
30 impossible or seriously impair the achievement of such research,
31 if the consumer has provided informed consent.

32 7. Enable solely internal uses that are reasonably aligned
33 with the expectations of the consumer based on the consumer's
34 relationship with the business.

35 8. Comply with a legal obligation.

36 9. As reasonably needed to protect the business's
37 interests against existing disputes, legal action, or
38 governmental investigations.

39 10. Otherwise internally use the consumer's personal
40 information in a lawful manner that is compatible with the
41 context in which the consumer provided the information.

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42 (d) A consumer has the right to make a request to correct
43 inaccurate personal information to a business that maintains
44 inaccurate personal information about the consumer, while taking
45 into account the nature of the personal information and the
46 purposes of the processing of the personal information. A
47 business that receives a verifiable consumer request to correct
48 inaccurate personal information shall use commercially
49 reasonable efforts to correct the inaccurate personal
50 information as directed by the consumer. If a business maintains
51 a self-service mechanism to allow a consumer to correct certain
52 personal information, the business may require the consumer to
53 correct their own personal information through such mechanism.