

SB 684-1
(LC 1656)
3/19/19 (TSB/ps)

Requested by Senator PROZANSKI

**PROPOSED AMENDMENTS TO
SENATE BILL 684**

1 On page 4 of the printed bill, line 9, delete “customers” and insert “con-
2 sumers” in both places and after the period insert “This paragraph does not
3 apply to the vendor if the covered entity described in paragraph (a) or (b)
4 of this subsection has notified the Attorney General in accordance with the
5 requirements of this section.”.

6 On page 5, line 43, delete “Personal information that is subject to, and a
7 person” and insert “A covered entity or vendor”.

8 In line 44, delete the comma.

9 On page 6, lines 1 and 2, delete the boldfaced material and insert “if
10 personal information that is subject to ORS 646A.600 to 646A.628 is also
11 subject to that Act”.

12 In line 13, delete “Personal information that is subject to, and a person”
13 and insert “A covered entity or vendor” and delete the second comma.

14 In line 17, after “Act,” delete the rest of the line and line 18 and insert
15 “if personal information that is subject to ORS 646A.600 to 646A.628 is also
16 subject to those Acts.”.

17 After line 28, insert:

18 “(b) A covered entity or vendor in an action or proceeding may
19 affirmatively defend against an allegation that the covered entity or vendor
20 has not developed, implemented and maintained reasonable safeguards to
21 protect the security, confidentiality and integrity of personal information

1 that is subject to ORS 646A.600 to 646A.628 but is not subject to an Act de-
2 scribed in subsection (9)(c) or (d) of this section by showing that, with re-
3 spect to the personal information that is subject to ORS 646A.600 to
4 646A.628, the covered entity or vendor developed, implemented and main-
5 tained reasonable security measures that would be required for personal in-
6 formation subject to the applicable Act.”.

7 In line 29, delete “(b)” and insert “(c)”.

8 On page 8, after line 1, insert:

9 “(4) A covered entity or vendor in an action or proceeding may
10 affirmatively defend against an allegation that the covered entity or vendor
11 has not complied with subsection (1) of this section with respect to personal
12 information that is subject to ORS 646A.600 to 646A.628 but is not subject
13 to an Act described in subsection (2)(b) or (c) of this section by showing that,
14 with respect to the personal information that is subject to ORS 646A.600 to
15 646A.628, the covered entity or vendor developed, implemented and main-
16 tained reasonable security measures that would be required for personal in-
17 formation subject to the applicable Act.”.

18 In line 2, delete “(4)” and insert “(5)”.

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