

TO THE HONORABLE SENATE

The Committee on Judiciary to which was referred Senate Bill No. S. 18, entitled "An act relating to privacy protection"

respectfully reports that it has considered the same and recommends that the bill be by striking out all after the enacting clause and inserting in lieu thereof the following:

Sec. 1. SPECIAL COMMITTEE ON PRIVACY IN VERMONT

(a) Creation. There is created a Special Committee on Privacy in Vermont to study issues related to the privacy of Vermonters.

(b) Membership, consulting.

(1) The Committee shall be composed of the following members:

(A) the Chair of the Senate Committee on Judiciary;

(B) the Chair of the House Committee on Judiciary;

(C) four current members of the Senate, who shall be members of the Senate Committee on Judiciary, appointed by the Committee on Committees;

(D) four current members of the House of Representatives, who shall be members of the House Committee on Judiciary, appointed by the Speaker of the House.

(2) The Committee shall consult with:

(A) The Attorney General.

(B) The American Civil Liberties Union of Vermont.

(C) The Department of State's Attorneys and Sheriffs.

(D) The Vermont Bankers Association.

(E) The Department of Financial Regulation.

(F) The Defender General.

(G) The Agency of Commerce and Community Development.

(H) The Vermont Retail and Grocers Association.

(I) Any other party whom the Committee determines would be of assistance.

(c) Duties. The Committee shall evaluate privacy issues affecting Vermonters in the areas of commerce, law enforcement, and health care, and shall examine the manner in which the laws of this State can be improved to enhance the privacy of Vermonters. The Committee shall consider:

(1) the use of drones by public agencies and private commercial entities;

(2) how commercial enterprises collect and use data about consumers;

(3) appropriate access to personal medical records;

(4) the ability of a criminal defendant to access data from any law enforcement data set that would assist his or her defense;

(5) the collection of customer and user data by companies providing electronic communication services;

(6) the appropriate retention period for data collected by automated license plate readers, and who should be able to access the data; and

(7) any other issues related to privacy identified by the Committee.

(d) Staffing. The Committee shall have the assistance of all relevant State agencies, the Office of the Legislative Council, and the Joint Fiscal Office.

(e) Meetings.

(1) The Chairs of the Senate and House Committees on Judiciary shall serve as co-chairs of the Committee.

(2)(A) A majority of members of the Committee shall be physically present at the same location to constitute a quorum.

(B) A member may vote only if physically present at the meeting location.

(C) The Committee may take action only if there is both a quorum and a majority vote of all members of the Committee.

(3) The Committee may meet up to six times, at least one of which shall be a public hearing, and shall cease to exist on January 1, 2016.

(f) Report. The Committee shall report any proposed legislation to the House and Senate Committees on Judiciary on or before December 15, 2015.

(g) Reimbursement. For attendance at meetings during adjournment of the General Assembly, members of the Committee shall be entitled to compensation and reimbursement for expenses as provided in 2 V.S.A. § 406.

Sec. 2. 2013 Acts and Resolves No. 69, Sec. 3 is amended to read:

Sec. 3. EFFECTIVE DATE AND SUNSET

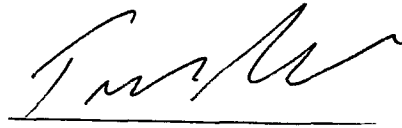
(a) This act shall take effect on July 1, 2013.

(b) Secs. 1–2 of this act, 23 V.S.A. §§ 1607 and 1608, shall be repealed on July 1, ~~2015~~ 2016.

Sec. 3. EFFECTIVE DATE

This act shall take effect on passage.

(Committee vote: 5-0-0)

A handwritten signature in black ink, appearing to read "T. Ashe", written over a horizontal line.

Senator Ashe
FOR THE COMMITTEE