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H.894

Introduced by Representatives Kornheiser of Brattleboro, Colburn of  
Burlington, and Mrowicki of Putney

Referred to Committee on

Date:

Subject: Commerce and trade; consumer protection

Statement of purpose of bill as introduced: This bill proposes to prohibit the  
State from selling personal information it collects about Vermonters.

An act relating to prohibiting the State sale of personal information

It is hereby enacted by the General Assembly of the State of Vermont:

Sec. 1. 9 V.S.A. chapter 62, subchapter 1 is amended to read:

Subchapter 1. General Provisions

§ 2430. DEFINITIONS

\* \* \*

(9)(A) “Personally identifiable information” means a consumer’s first  
name or first initial and last name in combination with ~~any~~ one or more of the  
following digital data elements, when either the name or the data elements are  
not encrypted, ~~or~~ redacted, or protected by another method that renders them  
unreadable or unusable by unauthorized persons:

- (i) a Social Security number;

1           (ii) ~~motor vehicle operator's license number or nondriver~~  
2 ~~identification card number~~ a driver license or nondriver State identification  
3 card number, individual taxpayer identification number, passport number,  
4 military identification card number, or other identification number that  
5 originates from a government identification document that is commonly used  
6 to verify identity for a commercial transaction;

7           (iii) a financial account number or credit or debit card number, if  
8 ~~circumstances exist in which~~ the number could be used without additional  
9 identifying information, access codes, or passwords;

10           (iv) ~~account passwords~~ a password, or personal identification  
11 ~~numbers~~ number, or other access codes code for a financial account;

12           (v) unique biometric data generated from measurements or  
13 technical analysis of human body characteristics used by the owner or licensee  
14 of the data to identify or authenticate the consumer, such as a fingerprint, retina  
15 or iris image, or other unique physical representation or digital representation  
16 of biometric data;

17           (vi) genetic information; and

18           (vii)(I) health records or records of a wellness program or similar  
19 program of health promotion or disease prevention;

20           (II) a health care professional's medical diagnosis or treatment  
21 of the consumer; or

