

1 H.639

2 An act relating to genetic data privacy

3 The House concurs in the Senate proposal of amendment with further
4 proposal of amendment thereto in Sec. 1, 9 V.S.A. chapter 61A, in section
5 2421c, by striking out subsection (c) in its entirety and inserting in lieu thereof
6 a new subsection (c) to read as follows:

7 (c)(1) A consumer pursuing a civil action pursuant to subsection 2461(b) of
8 this title against a direct-to-consumer genetic testing company or service
9 provider for an alleged violation of subdivision 2421b(a)(1) or subsection
10 2421b(b) or 2421b(f) of this subchapter shall, before initiating the civil action,
11 send a written notice to the company or service provider that includes as many
12 details as possible of the alleged violation.

13 (2) If the company or service provider does not cure the alleged
14 violation within 60 days after the notice is received by the company or service
15 provider or if there is a disagreement as to whether the alleged violation has
16 been cured, the consumer shall have the right to initiate a civil action against
17 the company or service provider pursuant to subsection 2461(b) of this title.

18 (3) There is no cure period for any other alleged violation of this
19 subchapter.