

## Security Breach Notification Laws

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Forty-seven states, the District of Columbia, Guam, Puerto Rico and the Virgin Islands have enacted legislation requiring private, governmental or educational entities to notify individuals of security breaches of information involving personally identifiable information.

Security breach laws typically have provisions regarding who must comply with the law (e.g., businesses, data/information brokers, government entities, etc); definitions of “personal information” (e.g., name combined with SSN, drivers license or state ID, account numbers, etc.); what constitutes a breach (e.g., unauthorized acquisition of data); requirements for notice (e.g., timing or method of notice, who must be notified); and exemptions (e.g., for encrypted information).

State	Citation
Alaska	Alaska Stat. § <a href="#">45.48.010 et seq.</a>
Arizona	Ariz. Rev. Stat. § <a href="#">44-7501</a>
Arkansas	<a href="#">Ark. Code § 4-110-101 et seq.</a>
California	Cal. Civ. Code §§ <a href="#">1798.29, 1798.80 et seq.</a>
Colorado	<a href="#">Colo. Rev. Stat. § 6-1-716</a>
Connecticut	Conn. Gen Stat. § <a href="#">36a-701b, 2015 S.B. 949, Public Act 15-142</a>
Delaware	Del. Code <a href="#">tit. 6, § 12B-101 et seq.</a>
Florida	Fla. Stat. §§ <a href="#">501.171, 282.0041, 282.318(2)(i)</a>
Georgia	<a href="#">Ga. Code §§ 10-1-910, -911, -912; § 46-5-214</a>
Hawaii	Haw. Rev. Stat. § <a href="#">487N-1 et seq.</a>
Idaho	Idaho Stat. §§ <a href="#">28-51-104 to -107</a>
Illinois	815 ILCS §§ <a href="#">530/1 to 530/25</a>
Indiana	Ind. Code §§ <a href="#">4-1-11 et seq., 24-4.9 et seq.</a>
Iowa	Iowa Code §§ <a href="#">715C.1, 715C.2</a>
Kansas	Kan. Stat. § <a href="#">50-7a01 et seq.</a>
Kentucky	KRS § <a href="#">365.732, KRS §§ 61.931 to 61.934</a>
Louisiana	La. Rev. Stat. §§ <a href="#">51:3071 et seq., 40:1300.111 to .116</a>
Maine	Me. Rev. Stat. tit. 10 § <a href="#">1347 et seq.</a>
Maryland	<a href="#">Md. Code Com. Law §§ 14-3501 et seq., Md. State Govt. Code §§ 10-1301 to -1308</a>
Massachusetts	Mass. Gen. Laws § <a href="#">93H-1 et seq.</a>

Michigan	Mich. Comp. Laws §§ <a href="#">445.63</a> , <a href="#">445.72</a>
Minnesota	Minn. Stat. §§ <a href="#">325E.61</a> , <a href="#">325E.64</a>
Mississippi	<a href="#">Miss. Code § 75-24-29</a>
Missouri	Mo. Rev. Stat. § <a href="#">407.1500</a>
Montana	Mont. Code §§ <a href="#">2-6-1501 to -1503</a> , <a href="#">30-14-1701 et seq.</a> , <a href="#">33-19-321</a>
Nebraska	Neb. Rev. Stat. §§ <a href="#">87-801</a> , <a href="#">-802</a> , <a href="#">-803</a> , <a href="#">-804</a> , <a href="#">-805</a> , <a href="#">-806</a> , <a href="#">-807</a>
Nevada	Nev. Rev. Stat. §§ <a href="#">603A.010 et seq.</a> , <a href="#">242.183</a>
New Hampshire	N.H. Rev. Stat. §§ <a href="#">359-C:19</a> , <a href="#">-C:20</a> , <a href="#">-C:21</a> ; <a href="#">189:66</a>
New Jersey	<a href="#">N.J. Stat. § 56:8-161</a> , <a href="#">-163</a>
New York	<a href="#">N.Y. Gen. Bus. Law § 899-aa</a> , <a href="#">N.Y. State Tech. Law 208</a>
North Carolina	N.C. Gen. Stat §§ <a href="#">75-61</a> , <a href="#">75-65</a>
North Dakota	N.D. Cent. Code §§ <a href="#">51-30-01 et seq.</a> , <a href="#">51-59-34(4)(d)</a>
Ohio	Ohio Rev. Code §§ <a href="#">1347.12</a> , <a href="#">1349.19</a> , <a href="#">1349.191</a> , <a href="#">1349.192</a>
Oklahoma	Okla. Stat. §§ <a href="#">74-3113.1</a> , <a href="#">24-161 to -166</a>
Oregon	Oregon Rev. Stat. § <a href="#">646A.600 to .628</a> , <a href="#">2015 S.B. 601</a> , <a href="#">Chap. 357</a>
Pennsylvania	<a href="#">73 Pa. Stat. § 2301 et seq.</a>
Rhode Island	R.I. Gen. Laws § <a href="#">11-49.2-1 et seq.</a> , <a href="#">2015 S.B. 134</a> , <a href="#">Public Law 2015-138</a> , <a href="#">2015 H.B. 5220</a> , <a href="#">Public Law 2015-148</a>
South Carolina	S.C. Code § <a href="#">39-1-90</a> , <a href="#">2013 H.B. 3248</a>
Tennessee	<a href="#">Tenn. Code § 47-18-2107</a> ; § <a href="#">8-4-119</a> ( <a href="#">2015 S.B. 416</a> , <a href="#">Chap. 42</a> )
Texas	Tex. Bus. & Com. Code §§ <a href="#">521.002</a> , <a href="#">521.053</a> ; Tex. Ed. Code § <a href="#">37.007(b)(5)</a> ; Tex. Pen. Code § <a href="#">33.02</a>
Utah	Utah Code §§ <a href="#">13-44-101 et seq.</a> ; § <a href="#">53A-13-301(6)</a>
Vermont	Vt. Stat. tit. 9 § <a href="#">2430</a> , <a href="#">2435</a>
Virginia	Va. Code § <a href="#">18.2-186.6</a> , § <a href="#">32.1-127.1:05</a> , § <a href="#">22.1-20.2</a>
Washington	Wash. Rev. Code § <a href="#">19.255.010</a> , <a href="#">42.56.590</a> , <a href="#">2015 H.B. 1078</a>
West Virginia	W.V. Code §§ <a href="#">46A-2A-101 et seq.</a>
Wisconsin	Wis. Stat. § <a href="#">134.08</a>

Wisconsin	Wis. Stat. § 134.90
Wyoming	Wyo. Stat. § 40-12-501 <i>et seq.</i>
District of Columbia	D.C. Code § 28- 3851 <i>et seq.</i>
Guam	9 GCA § 48-10 <i>et seq.</i>
Puerto Rico	10 Laws of Puerto Rico § 4051 <i>et seq.</i>
Virgin Islands	V.I. Code tit. 14, § 2208

States with no security breach law: Alabama, New Mexico, and South Dakota.

## Additional Resources

- [Consumer report security freeze laws](#)
- [Data disposal laws](#)
- [Security Breach homepage](#)
- [Security breach overview \(including links to 2010-2015 legislation\)](#)

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