



“FLOOR ALERT”

UPDATED

September 12, 2019

TO: Members, California State Senate

SUBJECT: AB 1355 (CHAU) PERSONAL INFORMATION SUPPORT – AS AMENDED SEPTEMBER 6, 2019

The California Chamber of Commerce and the listed organizations **SUPPORT AB 1355 (Chau)**, as amended September 6, 2019, because it contains important fixes to the California Consumer Privacy Act (CCPA), including the creation of an exemption for data exchanged between businesses during business transactions.

AB 1355 ensures that communications between businesses that are providing services or products to each other as well as the memorialization of such transactions will not be subject to the CCPA. Without this fix, businesses of all sizes and across every industry would be subject to significant, unnecessary compliance costs as well as unintended consequences for something that provides no corresponding privacy benefit to consumers.

Additionally, **AB 1355** contains fixes that provide clarity to the law or that address technical issues or drafting errors. Specifically, the bill addresses inconsistencies between the CCPA and the Fair Credit Reporting Act (FCRA) by including a clarifying amendment that will help protect consumers, government agencies, law enforcement, volunteer organizations, and businesses that rely on the FCRA to meet their needs and expectations. **AB 1355** also addresses a drafting error by clarifying that the definition of “personal information” does not include deidentified or aggregate data, and the bill includes a technical fix to clarify that data that is encrypted or redacted is exempt from the CCPA’s private right of action, as intended by the law.

We appreciate the author's continued efforts to build consensus among stakeholders and to provide this needed clarity to the CCPA.

For these and other reasons, we **SUPPORT AB 1355**.

Sincerely,



Sarah Boot
Policy Advocate
California Chamber of Commerce

Advanced Medical Technology Association
Alliance of Automobile Manufacturers
American Council of Life Insurers
American Property Casualty Insurance Association
Association of California Life & Health Insurance Companies
California Bankers Association
California Cable & Telecommunications Association
California Credit Union League
California Grocers Association
California Hospital Association
California Land Title Association
California News Publishers Association
California Retailers Association
CompTIA
Consumer Data Industry Association
Consumer Technology Association
Email Sender & Provider Coalition
FELD Entertainment
Hertz
Insights Association
Internet Association
National Payroll Reporting Consortium
Software & Information Industry Association
State Privacy & Security Coalition
TechNet

cc: Office of Legislative Affairs, Office of the Governor
Edmundo Cuevas, Office of Assembly Member Chau
Christian Kurpiewski, Senate Judiciary Committee
Morgan Branch, Senate Republican Caucus

SB:ldl