

## SENATE AMENDMENTS TO SENATE BILL 583

By COMMITTEE ON COMMERCE

April 30

- 1 On page 1 of the printed bill, line 7, delete “access and”.
- 2 In line 17, delete “as it existed on January 1, 2007” and insert “, as that Act existed on the ef-  
3 fective date of this 2007 Act”.
- 4 On page 2, line 2, delete “as it existed on” and insert “as that Act existed on the effective date  
5 of this 2007 Act”.
- 6 “(5) ‘Debt’ means any obligation or alleged obligation arising out of a consumer transaction, as  
7 defined in ORS 646.639.”
- 8 Delete line 3.
- 9 In line 4, delete “(5)” and insert “(6)”.
- 10 After line 6, insert:
- 11 “(7) ‘Extension of credit’ means the right to defer payment of debt or to incur debt and defer its  
12 payment offered or granted primarily for personal, family or household purposes.”
- 13 In line 7, delete “(6)” and insert “(8)”.
- 14 In line 8, delete “(7)” and insert “(9)”.
- 15 In line 11, delete “(8)” and insert “(10)”.
- 16 In line 14, delete “(9)” and insert “(11)”.
- 17 In line 16, delete “either the name or”.
- 18 Delete line 22.
- 19 In line 23, delete “(D)” and insert “(C)”.
- 20 In line 24, delete “(E)” and insert “(D)”.
- 21 Delete lines 27 through 29 and insert:
- 22 “(b) Means any of the data elements or any combination of the data elements described in par-  
23 agraph (a) of this subsection when not combined with the consumer’s first name or first initial and  
24 last name and when the data elements are not rendered unusable through encryption, redaction or  
25 other methods, if the information obtained would be sufficient to permit a person to commit identity  
26 theft against the consumer whose information was compromised.”
- 27 In line 30, delete “publicly available” and after “number,” insert “in a federal, state or local  
28 government record that is lawfully made available to the public.”
- 29 Delete lines 31 and 32.
- 30 In line 33, delete “(10)” and insert “(12)”.
- 31 In line 36, delete “(11)” and insert “(13)”.
- 32 In line 41, delete “an individual’s” and insert “a consumer’s”.
- 33 In line 42, delete “the” and insert “a”.
- 34 In line 44, delete “individual” and insert “consumer”.
- 35 On page 3, line 1, delete “expedient” and insert “expeditious”.

1 In line 4, delete “individuals” and insert “consumers”.

2 In line 6, delete “through a li-” and insert “on behalf of”.

3 In line 7, delete “censing agreement with” and delete “licensee” and insert “licensor”.

4 In line 8, delete “an” and insert “a”.

5 In line 9, delete “individual’s” and insert “consumer’s”.

6 In line 10, delete “individual” and insert “consumer”.

7 In line 15, delete “individual” and insert “consumer”.

8 In line 18, delete “primary” and insert “customary” and delete “individ-” and insert  
9 “consumer”.

10 In line 19, delete “ual”.

11 In line 21, before the period insert “as that Act existed on the effective date of this 2007 Act”.

12 In line 22, delete “individual” and insert “consumer”.

13 In line 24, delete “individuals” and insert “consumers”.

14 In line 36, delete “individual” and insert “consumer” and before the period insert “, including  
15 the Federal Trade Commission”.

16 In line 37, delete “individuals” and insert “consumers”.

17 In line 39, delete “individuals” and insert “consumers”.

18 In line 41, delete “individuals” and insert “consumers”.

19 On page 4, line 2, after “person” delete the rest of the line and line 3 and insert “determines  
20 that no reasonable likelihood of harm to the consumers whose personal information has been ac-  
21 quired has resulted or will result from the breach.”.

22 In line 4, delete “acquired and accessed.”.

23 Delete lines 14 through 17 and insert:  
24 “(c) A person that is subject to and complies with regulations promulgated pursuant to Title V  
25 of the Gramm-Leach-Bliley Act of 1999 (15 U.S.C. 6801 to 6809) as that Act existed on the effective  
26 date of this 2007 Act.”.

27 On page 5, line 43, after the first “freeze” insert a comma.

28 On page 6, line 17, after “a” insert “judgment,” and after “warrant” delete the comma.

29 In line 20, after “unpaid” insert “judgments or”.

30 In line 22, delete “as it existed on January 1, 2007” and insert “as that Act existed on the ef-  
31 fective date of this 2007 Act”.

32 In line 24, before the semicolon insert “as that Act existed on the effective date of this 2007  
33 Act”.

34 In line 35, before the semicolon insert “as that Act existed on the effective date of this 2007  
35 Act”.

36 In line 39, delete “this” and insert “the”.

37 On page 7, line 29, delete “general”.

38 In line 31, after “law” insert “, including statute, Oregon Rules of Civil Procedure or rule  
39 adopted by the Chief Justice of the Supreme Court, the Chief Judge of the Court of Appeals or the  
40 judge of the Oregon Tax Court,” and after “use” insert “or printing”.

41 In line 32, before the period insert “or for enforcement of a judgment or court order”.

42 In line 33, delete “law” and insert “state or federal law, including statute, Oregon Rules of Civil  
43 Procedure or rule adopted by the Chief Justice of the Supreme Court, the Chief Judge of the Court  
44 of Appeals or the judge of the Oregon Tax Court,”.

45 Delete lines 35 through 37 and insert:

1           “(4) This section does not apply to a Social Security number in any of the following records or  
2 copies of records in any form or storage medium maintained or otherwise possessed by a court, the  
3 State Court Administrator or the Secretary of State:

4           “(a) A record received on or before the effective date of this 2007 Act;

5           “(b) A record received after the effective date of this 2007 Act if, by state or federal statute or  
6 rule, the person that submitted the record could have caused the record to be filed or maintained  
7 in a manner that protected the Social Security number from public disclosure; or

8           “(c) A record, regardless of the date created or received, that is:

9           “(A) An accusatory instrument charging a violation or crime;

10          “(B) A record of oral proceedings in a court;

11          “(C) An exhibit offered as evidence in a proceeding; or

12          “(D) A judgment or court order.”.

13          On page 8, line 2, before the period insert “as that Act existed on the effective date of this 2007  
14 Act”.

15          In line 4, before the period insert “as that Act existed on the effective date of this 2007 Act”.

16          In line 25, after “destruction” insert “or disposal”.

17          In line 35, delete “, fully documented in writing,”.

18          On page 9, line 15, delete “to individuals” and insert “compensation to consumers” and delete  
19 “amounts that compensate the individual”.

20          In line 16, delete “individuals” and insert “consumers”.

21          In line 17, delete “individuals” and insert “consumers”.

22          In line 24, delete “continuing vio-” and insert “occurrence”.

23          In line 25, delete “lation”.

24          In line 34, delete “section 13 of”.

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