On page 1 of the printed bill, delete lines 6 through 25 and delete page 2 and insert:

"SECTION 2. (1) As used in this section:

“(a)(A) ‘Authorized integrator’ means a person to which a dealer gives prior express written consent to obtain, share, sell, copy, transmit, use, produce, generate or provide protected dealer data for the purpose of performing a specific function for the dealer.

“(B) ‘Authorized integrator’ does not include a manufacturer, distributor or importer or any entity that is a subsidiary or affiliate of, or acts on behalf of, a manufacturer, distributor or importer.

“(b) ‘Dealer data system’ means software, hardware or firmware that a dealer owns, leases, rents or controls and uses in the dealer's daily business operations.

“(c) ‘Prior express written consent’ means a written document, separate and distinct from any other correspondence, contract, agreement or other writing a dealer has provided to or exchanged with another person, in which a dealer:

“(A) Provides explicit consent for and identifies all parties to, from or with which a person may obtain, share, sell, copy, transmit, use, produce, generate or provide protected dealer data;

“(B) Details the nature of, and the scope within which, the person may obtain, share, sell, copy, transmit, use, produce, generate or provide protected dealer data;

“(C) Identifies all applicable provisions of state or federal law that govern the person’s obtaining, sharing, selling, copying, transmission, use, production, generation or provision of protected dealer data; and

“(D) Specifies the duration of the consent.

“(d) ‘Protected dealer data’ means:

“(A) Any personal data or financial data about a consumer that a dealer generated or that the consumer provided to the dealer and that is not otherwise publicly available; and

“(B) Any other data that a dealer uses in connection with the dealer's daily business operations and stores or maintains in a dealer data system.

“(2) Unless an authorized integrator is acting in accordance with a federal, state or local government law or under a valid court order, the authorized integrator may not:

“(a) Obtain, share, sell, copy, transmit, use, produce, generate or provide protected dealer data without a dealer's prior express written consent or in any manner that is not consistent with the dealer's prior express written consent;

“(b) Prohibit a dealer, by means of a contract or other agreement or by taking action by technical methods or otherwise, from obtaining, sharing, selling, copying, transmitting, using, producing, generating or providing protected dealer data for the dealer's own pur-
poses;

“(c) Charge a fee or place a restriction on a dealer that has the effect of limiting or prohibiting the dealer's or authorized integrator's ability to obtain, share, sell, copy, transmit, use, produce, generate or provide protected dealer data;

“(d) Lock out, deactivate or deny a dealer access to a dealer data system on which the dealer stores or maintains protected dealer data;

“(e) Permit another person to obtain, share, sell, copy, transmit, use, produce, generate or provide protected dealer data without a dealer's prior express written consent; or

“(f) Otherwise prohibit, prevent, restrict or limit a dealer's ownership, possession or use of protected dealer data.

“(3) A dealer may withdraw, revoke or amend a prior express written consent:

“(a) At the dealer's sole discretion if the dealer gives 30 days' prior notice to the person to which the dealer provided the prior express written consent; or

“(b) Immediately, for good cause.

“SECTION 3. Section 2 of this 2019 Act applies to a contract or other agreement with an authorized integrator that a dealer enters into or renews on or after the effective date of this 2019 Act.”.