



Open Government Impact Statement

79th Oregon Legislative Assembly
2018 Regular Session

Measure: HB 4147

Only impacts on Original or Engrossed
Versions are Considered Official

Prepared by: Cameron D. Miles
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SUMMARY

Prohibits consumer reporting agencies from charging certain fees related to security freezes on consumer reports or protective records.

Requires certain persons who own, license, possess or have access to personal consumer information to give notice of breach of data security to certain financial institutions and merchant services providers. Requires financial institutions and merchant services providers that discover or receive notice of data breach of another person to notify other person.

Requires notice of data breach to be given within 45 days of discovery of breach, unless such notice will impede criminal investigation.

Prohibits person providing free credit monitoring in connection with data breach from offering additional services, unless such services are free, or from conditioning free credit monitoring on acceptance of other services.

Modifies standards for safeguarding of personal information.

Permits person to initiate civil action on behalf of state for violations of Oregon Consumer Identity Theft Protection Act. Provides that person may receive award of no greater than 25 percent of monetary recovery. Provides that state may intervene and proceed with such action. Provides that when person or state prevails in such action, court shall award reasonable attorney fees and costs.

Takes effect on 91st day following adjournment sine die.

NOTICE OF NO OPEN GOVERNMENT IMPACT