

Amendment No. 244

Assembly Amendment to Assembly Bill No. 179	(BDR 52-756)
Proposed by: Assembly Committee on Commerce and Labor	
Amends: Summary: No Title: No Preamble: No Joint Sponsorship: No Digest: Yes	

ASSEMBLY ACTION			Initial and Date	SENATE ACTION			Initial and Date		
Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>		Adopted	<input type="checkbox"/>	Lost	<input type="checkbox"/>	
Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>		Concurred In	<input type="checkbox"/>	Not	<input type="checkbox"/>	
Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>		Receded	<input type="checkbox"/>	Not	<input type="checkbox"/>	

EXPLANATION: Matter in (1) *blue bold italics* is new language in the original bill; (2) variations of green bold underlining is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.



ASSEMBLY BILL NO. 179—ASSEMBLYMEN FLORES, CARRILLO, DIAZ, ELLIOT ANDERSON; ARAUJO, ARMSTRONG, BENITEZ-THOMPSON, BUSTAMANTE ADAMS, CARLTON, DICKMAN, DOOLING, ELLISON, GARDNER, JOINER, JONES, KIRKPATRICK, MOORE, MUNFORD, NELSON, OHRENSCHALL, O’NEILL, SEAMAN, SHELTON, SILBERKRAUS, SPIEGEL, SPRINKLE, SWANK, THOMPSON AND TROWBRIDGE

FEBRUARY 19, 2015

JOINT SPONSORS: SENATORS DENIS, KIHUEN,  
SPEARMAN; AND MANENDO

Referred to Committee on Commerce and Labor

SUMMARY—Revises provisions governing personal information. (BDR 52-756)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.  
Effect on the State: Yes.

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EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets ~~omitted material~~ is material to be omitted.

AN ACT relating to the security of personal information; expanding the definition of “personal information”; and providing other matters properly relating thereto.

**Legislative Counsel’s Digest:**

Existing law defines the types of information that constitute “personal information” for the purpose of requiring business entities who collect such information to provide certain security measures to ensure the protection of the information. (Chapter 603A of NRS) This bill expands the definition of “personal information” to include such items of information as electronic mail addresses and passwords, ~~passport numbers,~~ **driver’s authorization card numbers,** medical and health insurance identification numbers, ~~electronic signatures,~~ and other similar information. ~~that would increase a person’s likelihood of becoming a victim of identity theft.~~

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN  
SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

**Section 1.** ~~Chapter 603A of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 6, inclusive, of this act.~~ **(Deleted by amendment.)**

**Sec. 2.** ~~“Digital signature” has the meaning ascribed to it in NRS 720.060.~~ **(Deleted by amendment.)**

1 Sec. 3. ~~“Digitized signature” has the meaning ascribed to it in NRS~~  
 2 ~~133.085.~~ (Deleted by amendment.)

3 Sec. 4. ~~“Electronic signature” has the meaning ascribed to it in NRS~~  
 4 ~~719.100.~~ (Deleted by amendment.)

5 Sec. 5. ~~“Identity theft” has the meaning ascribed to it in NRS 205.1651.~~  
 6 (Deleted by amendment.)

7 Sec. 6. ~~“Personal identifying information” has the meaning ascribed to it~~  
 8 ~~in NRS 205.1617.~~ (Deleted by amendment.)

9 Sec. 7. ~~NRS 603A.010 is hereby amended to read as follows:~~  
 10 ~~603A.010 As used in this chapter, unless the context otherwise requires, the~~  
 11 ~~words and terms defined in NRS 603A.020, 603A.030 and 603A.040, and sections~~  
 12 ~~2 to 6, inclusive, of this act have the meanings ascribed to them in those sections.~~  
 13 (Deleted by amendment.)

14 Sec. 8. NRS 603A.040 is hereby amended to read as follows:  
 15 603A.040 1. “Personal information” means a ~~the~~  
 16 ~~(a) A~~ natural person’s first name or first initial and last name in combination  
 17 with any one or more of the following data elements, when the name and data  
 18 elements are not encrypted:

19 ~~1. (1) (a)~~ Social security number.  
 20 ~~2. (2) (b)~~ Driver’s license number, driver authorization card number or  
 21 identification card number.

22 ~~3. (3) (c)~~ Account number, credit card number or debit card number, ~~alone~~  
 23 ~~or~~ in combination with any required security code, access code ~~the personal~~  
 24 ~~identification number~~ or password that would permit ~~follow~~ access to the  
 25 person’s financial account.

26 ~~4. (4)~~  
 27 ~~(4) Number that identifies a natural person individually, including,~~  
 28 ~~without limitation, of~~

29 (d) A medical identification number ~~and~~ or a health insurance  
 30 identification number.

31 ~~(5) Passport number.~~

32 ~~(6) Unique number issued by the Government of the United States.~~

33 ~~(b) (e) A user name, unique identifier or electronic mail address in~~  
 34 combination with ~~the~~

35 ~~(1) A~~ a password ~~the~~ , access code ~~or~~

36 ~~(2) A~~ security question and answer that would ~~follow~~ permit ~~access to~~  
 37 ~~any~~ an online account ~~of a natural person that is hosted or located on an~~  
 38 ~~Internet website.~~

39 ~~(c) An original or copy of a natural person’s digital signature, digitized~~  
 40 ~~signature or electronic signature.~~

41 ~~(d) A natural person’s name and date of birth, or address, in combination~~  
 42 ~~with other information that would increase the likelihood of the person becoming~~  
 43 ~~a victim of identity theft.~~

44 ~~(e) A natural person’s personal identifying information, to the extent that~~  
 45 ~~such information is not otherwise described in this section.~~

46 2. The term does not include the ~~the~~

47 ~~(a) The~~ last four digits of a social security number, the ~~the~~

48 ~~(b) The~~ last four digits of a driver’s license number, ~~for the~~ ~~the~~

49 ~~(c) The~~ last four digits of a driver authorization card number ~~the~~

50 ~~(d) The~~ or the last four digits of an identification card number or publicly ~~the~~

51 ~~(e) Publicly~~ available information that is lawfully made available to the  
 52 general public ~~the~~ or

~~(f) Information that is required to be made publicly available pursuant to federal law, from federal, state or local governmental records.~~

Sec. 8.5. Notwithstanding the provisions of section 9 of this act, a data collector, as that term is defined in NRS 603A.030, or a business is not required to comply with the amendatory provisions of this act until July 1, 2016.

Sec. 9. This act becomes effective on July 1, 2015.