

Comprehensive Consumer Privacy Bills

STATE	LEGISLATIVE PROCESS	STATUTE/BILL (HYPERLINKS)	COMMON NAME	CONSUMER RIGHTS						BUSINESS OBLIGATIONS				
				Right of access	Right of rectification	Right of deletion	Right of restriction	Right of portability	Right to opt out of sales	Right against automated decision making	Private right of action	Opt-in default (requirement age)	Notice/transparency requirement	Risk assessments
LAWS SIGNED (TO DATE)														
California		CCPA	California Consumer Privacy Act (2018; effective Jan. 1, 2020)	X	X		X	X		L	16	X		X
		Proposition 24	California Privacy Rights Act (2020; fully operative Jan. 1, 2023)	X	X	X	S	X	X	X	L	16	X	X
Colorado		SB 190	Colorado Privacy Act (2021; effective July 1, 2023)	X	X	X	P	X	X	X~	S/13	X	X	X
Connecticut		SB 6	Connecticut Data Privacy Act (2022; effective July 1, 2023)	X	X	X	P	X	X	X~	S/16	X	X	X
Virginia		SB 1392	Virginia Consumer Data Protection Act (2021; effective Jan. 1, 2023)	X	X	X	P	X	X	X~	S/13	X	X	X
Utah		SB 227	Utah Consumer Privacy Act (2022; effective Dec. 31, 2023)	X		X	P	X	X		13	X		X
ACTIVE BILLS														
Michigan		HB 5989	Consumer Privacy Act	X	X	X	P	X	X	X~	S/18	X	X	X
		SB 1182	Personal Data Privacy Act	X	X	X	P	X	X		S/13	X	X	X
New Jersey		A 505	New Jersey Disclosure and Accountability Transparency Act	X	X	X	X	X	IN	X	X	ALL	X	X
		S 332 *		X	X			X				X	X	
		A 1971 *		X	X			X				X	X	
Ohio		HB 376	Ohio Personal Privacy Act	X	X	X	P	X	X		13	X		X
Pennsylvania		HB 1126		X		X		X		L	16	X		X
		HB 2202	Consumer Data Privacy Act	X	X	X	P	X	X	X~	16	X		X
		HB 2257	Consumer Data Protection Act	X	X	X	P	X	X	X~	S/18	X	X	X
INACTIVE BILLS														
Alaska		HB 159	Consumer Data Privacy Act	X		X		X	X	X	18	X		X
		SB 116	Consumer Data Privacy Act	X		X		X	X	X	18	X		X
		HB 222	Alaska Consumer Information Protection Act	X	X	X	S	X	X		L	16	X	
Arizona		HB 2790		X	X	X	X	X		X		X		
Florida		SB 1864	Florida Privacy Protection Act	X	X	X	P		X	X	S/16	X		X
		HB 9		X	X	X		X	X		L	18	X	
Georgia		SB 394	Georgia Computer Data Privacy Act	X		X		X	IN	X	ALL	X		X
Hawaii		HB 2051	Hawaii Consumer Privacy Act	X	X	X	S	X	X	*	16	X	*	X
		SB 2428	Consumer Data Protection Act	X	X	X	P	X	X	X~	S/16	X	X	X
		SB 2797	Consumer Data Protection Act	X	X	X	P	X	X	X~	S/16	X	X	X
		HB 2341	Consumer Data Protection Act	X	X	X	P	X	X	X~	S/16	X	X	X
Indiana		HB 1261		X	X	X	X	X			16	X		
		SB 358		X	X	X	P	X	X	X~	S/13	X	X	X
Iowa		HF 2506		X		X	P	X	X	X~	13	X		X
		SF 2208		X	X	X	P	X	X	X~	S/13	X	X	X
Kentucky		SB 15		X		X		X	X		L	S/18	X	X
		HB 586		X		X		X	X		13	X		X
Louisiana		HB 987	Louisiana Consumer Privacy Act	X	X	X	P	X	X		13	X	X	X
Maine		LD 1982	Maine Consumer Privacy Act	X		X		X	X		L	16	X	
Maryland		SB 11		Workgroup substituted for comprehensive bill										
Massachusetts		S 2687	Massachusetts Information Privacy and Security Act	X	X	X	S	X	X		L	16	X	X
		H 4514	Massachusetts Information Privacy and Security Act	X	X	X	S	X	X		L	16	X	X
		S 46 *	Massachusetts Information Privacy Act	X	X	X	X	X	IN	X	X	ALL	X	
		H 142 *	Massachusetts Information Privacy Act	X	X	X	X	X	IN	X	X	ALL	X	
		H 136 *		X	X	X	X	X	X	X~	X		X	A
Minnesota		HF 1492	Minnesota Consumer Data Privacy Act	X	X	X	P	X	X	X~	S/13	X	X	X
Mississippi		SB 2330	Mississippi Consumer Data Privacy Act	X		X		X			L	16	X	
Nebraska		LB 1188	Uniform Personal Data Protection Act	X	X				*	*		*	X	X
New York		A 680	New York Privacy Act	X	X	X	X	X	IN	X	L	ALL	X	X
		S 6701	New York Privacy Act	X	X	X		X	X	X	L	S	X	X
		A 6042	Digital Fairness Act	X		X		X	IN	X	X	ALL	X	A
		S 567		X				X		X		16	X	
		A 3709		X				X		X		16	X	
North Carolina		S 569	Consumer Privacy Act	X	X	X		X	X	X~	X	S	X	X
Oklahoma		HB 1602	Oklahoma Computer Data Privacy Act	X		X		X	IN			ALL	X	
		HB 3447	Uniform Personal Data Protection Act	X	X				*	*		*	X	X
		HB 2969	Oklahoma Computer Data Privacy Act of 2022	X		X		X	IN			ALL	X	
Rhode Island		H 7917	Rhode Island Information Privacy Act	X	X	X	X	X	IN		X	ALL	X	
Vermont		H 160		Only short-form bill available										
		H 570		Only short-form bill available										
Washington		HB 1433	People's Privacy Act	X	X	X	X	X	IN	X		ALL	X	
		SB 5062	Washington Privacy Act	X	X	X	P	X	X	X~	S/13	X	X	X
		HB 1850	Washington Foundational Data Privacy Act	Commission substituted for comprehensive bill *										
		SB 5813		X	X	X		X		L	18	X	A	X
West Virginia		HB 4454				S	X				16	X		
Wisconsin		AB 957		X	X	X	P	X	X	X~	S/13	X	X	X
		SB 957		X	X	X	P	X	X	X~	S/13	X	X	X
		AB 1050		X		X		X	X		L	16	X	
		SB 977		X		X		X	X		L	16	X	
				INTRODUCED	IN COMMITTEE	IN CROSS CHAMBER	IN CROSS COMMITTEE	PASSED	SIGNED					
				A - risk assessments for limited purposes only IN - opt-in consent requirement L - private right of action limited to certain violations only P - right to opt-out of processing for profiling/targeted advertising purposes S - sensitive data X - right or obligation exists ~ - right to opt out of certain automated decision making * - see notes										
				* Hawaii HB 2051 - Bill requires the Department of Commerce and Consumer Affairs to adopt rules governing opt-out rights for automated decision making and risk assessment obligations. * Nebraska LB 1188 and Oklahoma HB 3447 - Bills are based on the Uniform Law Commission's model privacy bill, the UPDPA. This model bill does not require consent for processing that "is consistent with the ordinary expectations of data subjects or is likely to benefit data subjects substantially;" consent is required for processing that is an "incompatible data practice," and certain types of processing are prohibited. * New Jersey S 332 and A 1971 - Bills are limited to commercial of the WPA (SB 5062). * Washington SB 1850 - Bill contingent upon enactment of the WPA (SB 5062). * Massachusetts S 46, H 142 and H 136 - Bills replaced by the MIPS (S 2687/H 4514).										
				The most recent version of the IAPP's US State Privacy Legislation Tracker can be found here . IAPP has previous editions of the Tracker for 2021 , 2020 , and 2018-2019 .										

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TERMS USED IN CHART

The US State Privacy Legislation Tracker chart contains terms regarding the legislative process, consumer rights and business obligations. To better understand these terms and how IAPP is using them in the chart, see below.

LEGISLATIVE PROCESS

Each state legislature has a unique legislative calendar and different legislative procedures. This set of columns generalizes those different legislative procedures into six categories:

Introduced — A bill has been introduced on a legislative chamber floor but has not yet moved into committee.

In Committee — A bill is moving through the various committees in its chamber of origin.

In Cross Chamber — A bill has passed a vote in its chamber of origin and moved to the opposite chamber of the legislature (e.g., a state house of representatives passed a bill and it moved to the state senate).

In Cross Committee — A bill is moving through the various committees in its non-originating chamber.

Passed — Both chambers of the legislature have passed the bill.

Signed — The governor signed the bill and it is now law.

CONSUMER RIGHTS

Right of access — The right for a consumer to access from a business/data controller the information or categories of information collected about a consumer, the information or categories of information shared with third parties, or the specific third parties or categories of third parties to which the information was shared; or, some combination of similar information.

Right of rectification — The right for a consumer to request that incorrect or outdated personal information be corrected but not deleted.

Right of deletion — The right for a consumer to request deletion of personal information about the consumer under certain conditions.

Right of restriction — The right for a consumer to restrict a business's ability to process personal information about the consumer.

Right of portability — The right for a consumer to request personal information about the consumer be disclosed in a common file format.

Right to opt-out of sales — The right for a consumer to opt out of the sale of personal information about the consumer to third parties.

Right against automated decision making — A prohibition against a business making decisions about a consumer based solely on an automated process without human input.

Private right of action — The right for a consumer to seek civil damages from a business for violations of a statute.

BUSINESS OBLIGATIONS

Opt-in default (requirement age) — A restriction placed on a business to treat consumers under a certain age with an opt-in default for the sale of their personal information.

Notice/transparency requirement — An obligation placed on a business to provide notice to consumers about certain data practices, privacy operations, and/or privacy programs.

Risk assessments — An obligation placed on a business to conduct formal risk assessments of privacy and/or security projects or procedures.

Prohibition on discrimination (exercising rights) — A prohibition against a business treating a consumer who exercises a consumer right differently than a consumer who does not exercise a right.

Purpose/processing limitation — An EU General Data Protection Regulation-style restrictive structure that prohibits the collection/processing of personal information except for a specific purpose.