



May 25, 2022

## CONNECTICUT ENACTS PRIVACY LAW

On May 10, 2022, Connecticut joined several other states in enacting a consumer privacy law, the Connecticut Personal Data Privacy and Online Monitoring Act ("Act"). The Act creates rights for consumer's to correct, access, delete and obtain personal data. The Act also gives consumers the right to opt-out of personal data processing related to (i) targeted advertising, (ii) certain sales of personal data or (iii) certain profiling.

Furthermore, the Act requires controllers, defined as those who determine the purpose and means of processing personal data, to limit the collection of data to what is relevant and adequate and provide consumer's a reasonably accessible and clear privacy notice, among other requirements.

The Act is similar to the Utah, Virginia and Colorado consumer privacy laws as the Act exempts financial institutions or data subject to Title V of the Gramm-Leach-Bliley Act ("GLBA"). The Act also exempts covered entities as defined in HIPAA and business associates defined in the HIPAA regulations. Under HIPAA, a covered entity includes a health plan or a healthcare provider who transmits any health information in electronic form in connection with a transaction. A business associate provides certain services on behalf of covered entities, including financial services and practice management, among other services.

The Act's exemption for financial institutions or data subject to GLBA differs from the California Consumer Privacy Act exemption that only exempts data subject to the GLBA.

Numerous other states have similar consumer privacy laws pending in their legislatures. We will continue to monitor state consumer privacy laws and provide updates on bills enacted. Please let us know if you have any questions or need assistance with complying with state consumer data privacy law requirements. ☐

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