



August 28, 2018

TO: Members, Assembly Privacy and Consumer Protection Committee

FROM: California Chamber of Commerce [SB](#)
 Advanced Medical Technology Association
 American Insurance Association
 Biocom
 California Association of Health Underwriters
 California Life Sciences Association
 California Manufacturers & Technology Association
 California Retailers Association
 California Trucking Association
 CompTIA
 Consumer Data Industry Association
 Consumer Technology Association
 Delta Dental
 Email Sender & Provider Coalition
 Independent Insurance Agents & Brokers of California
 Internet Association
 Motion Picture Association of America
 National Association of Insurance and Financial Advisors
 National Business Coalition for E-Commerce and Privacy
 Pacific Life
 Retail Industry Leaders Association
 Securities Industry and Financial Markets Association
 Silicon Valley Leadership Group
 Software and Information Industry Association
 TechNet

SUBJECT: SB 1121 (DODD) – CALIFORNIA CONSUMER PRIVACY ACT OF 2018, CLEAN UP SUPPORT – AS AMENDED AUGUST 27, 2018 SET FOR HEARING – AUGUST 28, 2018

CalChamber and the listed coalition of business interests write to **SUPPORT SB 1121 (Dodd)**, which makes a number of amendments to the California Consumer Privacy Act (CCPA), signed this past June by Governor Brown.

On August 6, 2018, we submitted a letter proposing amendments to address drafting errors with the CCPA as well as to fix aspects of the law that would be unworkable and that would result in negative, unintended consequences. We appreciate the effort by the author and co-authors, Senator Hertzberg and Assemblymember Chau, to address in **SB 1121** some of the concerns we raised in our letter, including:

- Delaying enforcement of the CCPA until either 6 months after the publication of the Attorney General's final regulations or July 1, 2020, whichever is sooner;
- Ensuring that the CCPA language drafted to prevent confusion from conflicting local laws takes effect immediately;
- Clarifying that the CCPA's private right of action only applies to Section 1798.150 (which assigns additional liability to businesses after a data breach);
- Clarifying the exemptions for the Gramm-Leach-Bliley Act and the Driver's Privacy Protection Act; and
- Clarifying certain aspects of the HIPAA exemption.

Although these changes are a step in the right direction, many of the issues we raised in our initial letter are not addressed in **SB 1121**. Additionally, it is likely that more concerns with the CCPA will come to light as businesses plan for compliance. Thus, we look forward to continuing to work with the author(s) and staff on all of these issues this fall and during the next legislative session.

cc: Tom Dyer, Office of the Governor
The Honorable Bill Dodd
Ronak Daylami, Assembly Privacy and Consumer Protection Committee
Paul Dress, Assembly Republican Caucus
Jessica Peters, Assembly Appropriations Committee
District Offices, Members, Assembly Privacy and Consumer Protection Committee

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