

STATEMENT TO

[Second Reprint]

ASSEMBLY, No. 1971

with Assembly Floor Amendments
(Proposed by Assemblyman MUKHERJI)

ADOPTED: DECEMBER 21, 2023

These floor amendments:

- (1) revise certain definitions within the bill;
- (2) clarify that a controller may require a consumer to use an existing account to submit a verified request;
- (3) remove a redundant component from the privacy notice provisions of the bill;
- (4) remove a provision allowing a controller to charge escalated amounts for second or subsequent identical consumer requests for information;
- (5) clarify that a controller is not required to authenticate an opt-out request;
- (6) clarify that a consumer's option to opt-out applies to the sale of data or targeted advertising;
- (7) extend the deadline for controllers to comply with the provisions of the bill from four months to six months after the bill's effective date;
- (8) modify the requirement for controllers regarding default settings, requiring a consumer's affirmative, freely given, and unambiguous choice to opt into the processing of their personal data;
- (10) remove a redundant component from the opt-out provisions of the bill;
- (11) add a provision, which requires a single data protection assessment;
- (12) include an exemption for data subject to Title V of the federal "Gramm-Leach-Bliley Act," 15 U.S.C. s.6801 et seq.; and
- (13) make certain technical changes.