

HB68 INTRODUCED



1 HB68
2 NV32JT8-1
3 By Representative Brown
4 RFD: State Government
5 First Read: 06-Feb-24
6 PFD: 30-Jan-24



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SYNOPSIS:

Under existing law, there are various security requirements for private business entities that possess or access sensitive personally identifying information, including taking reasonable measures to protect the information from a breach of security, notification requirements in the event of a breach, and disposal requirements.

This bill would require the Secretary of the Office of Information Technology to adopt rules to govern government entities that possess or access sensitive personally identifying information, including adopting the minimum standards of the National Institute of Standards and Technology Cybersecurity Framework.

A BILL
TO BE ENTITLED
AN ACT

Relating to cybersecurity; to provide requirements for certain government entities that possess or access certain sensitive personally identifying information.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:



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29 Section 1. (a) Each government entity, as defined under
30 Section 8-38-2, Code of Alabama 1975, in possession of or with
31 access to sensitive personally identifying information, as
32 defined under Section 8-38-2, Code of Alabama 1975, shall
33 implement and maintain reasonable security measures to protect
34 the sensitive personally identifying information against a
35 breach of security in accordance with this section.

36 (b) The Secretary of the Office of Information
37 Technology (OIT) by rule shall do all of the following:

38 (1) Create a cybersecurity governance framework that
39 meets or exceeds the applicable state and federal standards
40 for cybersecurity, including Version 1.1 of the National
41 Institute of Standards and Technology Cybersecurity Framework
42 or any successor version or framework.

43 (2) Establish procedures for accessing sensitive
44 personally identifying information and data to ensure the
45 confidentiality, integrity, and availability of the
46 information and data.

47 (3) Establish a cybersecurity incident reporting
48 process that includes procedures for notifying OIT and the
49 Secretary of the Alabama State Law Enforcement Agency.

50 (4) Establish reasonable procedures for government
51 entities to dispose of records containing sensitive personally
52 identifying information within a government entity's custody
53 or control when the records are no longer to be retained
54 pursuant to applicable law or rule. Disposal shall include
55 shredding, erasing, or otherwise modifying the information in
56 the records to make it unreadable or undecipherable through



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57 any reasonable means consistent with industry standards.

58 Section 2. This act shall become effective on January

59 1, 2025.