

Topic	California	Colorado	Connecticut	Delaware	Indiana	Iowa	Kentucky	Montana	New Hampshire	New Jersey	Oregon	Tennessee	Texas	Utah	Virginia
Citation	Cal. Civ. Code § 1798.100 et seq.	Colo. Rev. Stat. § 6-1-1301	Conn. Gen. Stat. §§ 42-515 – 42-526	Del. Code tit. 6 § 12D-101	Ind. Code §§ 24-15-1-1 – 24-25-1-1	Iowa Code §§ 715D.1 – 715D.9	HB 15	Mont. Code §§ 30-14-2801 – 30-14-2817	SB 255-FN	SB 332	SB 619	Public Chapter No. 408 §§ 47-18-3201 (Tennessee 2023)	Tex. Bus. & Com. Code §§ 541.001 – 541.005	Utah Code § 13-61-101 et seq.	Va. Code §§ 59.1-571 – 59.1-581
Effective Date	January 1, 2020	July 1, 2023	July 1, 2023	January 1, 2025	January 1, 2026	January 1, 2025	January 1, 2026	October 1, 2024	January 1, 2025	January 15, 2025	July 1, 2024	July 1, 2025	July 1, 2024	December 31, 2023	January 1, 2023
Applicability  <i>[Different thresholds for applicability.]</i>	<p>A for-profit “business” that does business in CA, meeting one of three thresholds:</p> <ol style="list-style-type: none"> <li>Annual revenues over \$25,000,000;</li> <li>Collect personal information of over 100,000 consumers or households;</li> <li>Generate at least half of revenues from sales of personal information.</li> </ol> <p>Any entity that controls or is controlled by a business, as defined in the CCPA and that shares common branding with the business and with whom the business shares consumers’ personal information.</p> <p>A joint venture or partnership composed of businesses in which each business has at least a 40 percent interest. For purposes of this title, the joint venture or partnership and each business that composes the joint venture or partnership shall separately be considered a single business, except that personal information in the possession of each business and disclosed to the joint venture or partnership shall not be shared with the other business.</p>	<p>Controller that conducts business in Colorado or produces or delivers commercial products or services that are intentionally targeted to residents</p> <p>of Colorado and:</p> <ol style="list-style-type: none"> <li>Controls or processes the personal data of 100,000 consumers or more during a calendar year; or</li> <li>Derives revenue or receives a discount on the price of goods or services from the sale of personal data and processes or controls the personal data of 25,000 consumers or more.</li> </ol>	<p>Persons that conduct business in Connecticut or produce products or services that are targeted to Connecticut residents and that:</p> <ol style="list-style-type: none"> <li>Control or process personal data of at least 100,000 consumers per year (not including a payment transaction); or</li> <li>Control or process personal data of at least 25,000 consumers and derive more than a quarter of gross revenues from the sale of personal data.</li> </ol>	<p>Persons that conduct business in Delaware or persons that produce products or services that are targeted to residents of Delaware and that during the preceding calendar year did any of the following:</p> <ol style="list-style-type: none"> <li>Controlled or processed the personal data of not less than 35,000 consumers, excluding personal data controlled or processed solely for the purpose of completing a payment transaction;</li> <li>Controlled or processed the personal data of not less than 10,000 consumers and derived more than 20 percent of their gross revenue from the sale of personal data.</li> </ol>	<p>Person that conducts business in Indiana or produces products or services that are targeted to Indiana residents and that:</p> <ol style="list-style-type: none"> <li>Control or process personal data of at least 100,000 consumers per year; or</li> <li>Control or process personal data of at least 25,000 consumers and derive more than half of gross revenues from the sale of personal data.</li> </ol>	<p>Persons conducting business in Iowa or producing products or services that are targeted to Iowa residents and that:</p> <ol style="list-style-type: none"> <li>Control or process personal data of at least 100,000 consumers per year; or</li> <li>Control or process personal data of at least 25,000 consumers and derive more than half of gross revenues from the sale of personal data.</li> </ol>	<p>Persons conducting business in Kentucky or produce products or services that are targeted to residents of Kentucky and that:</p> <ol style="list-style-type: none"> <li>Control or process personal data of at least 25,000 consumers; or</li> <li>Derive over 50% of gross revenue from the sale of personal data.</li> </ol>	<p>Persons that conduct business in Montana or persons that produce products or services that are targeted to Montana residents and that:</p> <ol style="list-style-type: none"> <li>Control or process personal data of at least 50,000, excluding personal data controlled or processed solely for the purpose of completing a payment transaction; or</li> <li>Control or process the personal data of at least 25,000 consumers and derive more than 25% of gross revenues from the sale of personal data.</li> </ol>	<p>Persons that conduct business in New Hampshire or produce products or services that are targeted to New Hampshire residents that:</p> <ol style="list-style-type: none"> <li>Control or process the personal data of not less than 35,000 unique consumers excluding personal data controlled or processed solely for the purpose of completing a payment transaction; or</li> <li>Control or process the personal data of not less than 10,000 unique consumers and derived more than 25 percent of their gross revenue from the sale of personal data.</li> </ol>	<p>Controllers that conduct business in New Jersey or produce products or services that are targeted to New Jersey residents and that:</p> <ol style="list-style-type: none"> <li>Control or process the personal data of at least 100,000 consumers, excluding personal data processed solely for the purpose of completing a payment transaction; or</li> <li>Control or process the personal data of at least 25,000 consumers and derive revenue, or receive a discount on the price of any goods or services, from the sale of personal data.</li> </ol>	<p>Any person that conducts business in Oregon, or that provides products or services to residents of Oregon, and that during a calendar year, controls or processes:</p> <ol style="list-style-type: none"> <li>The personal data of 100,000 or more consumers, other than personal data controlled or processed solely for the purpose of completing a payment transaction; or</li> <li>The personal data of 25,000 or more consumers, while deriving 25 percent or more of the person’s annual gross revenue from selling personal data.</li> </ol>	<p>Persons that conduct business in Tennessee or produce products or services that are targeted to Tennessee residents and that:</p> <ol style="list-style-type: none"> <li>Control or process personal data of at least 100,000 consumers per year; or</li> <li>Control or process personal data of at least 25,000 consumers and derive more than half of gross revenues from the sale of personal data.</li> </ol>	<p>Person that conducts business in Texas or produces products or services consumed by residents of the state; processes or engages in the sale of personal data; and is not a small business as defined by the United States Small Business Administration (which are restricted from selling sensitive data without consumer consent).</p> <ol style="list-style-type: none"> <li>Controls or processes the personal data of 100,000 consumers or more during a calendar year; or</li> <li>Control or process personal data of at least 25,000 consumers and derive more than half of gross revenues from the sale of personal data.</li> </ol>	<p>Controller or processor that either conducts business in Utah or produces a product or services that is targeted to consumers who are residents of Utah and has annual revenues of \$25,000,000 or more and satisfies one or more of the following thresholds:</p> <ol style="list-style-type: none"> <li>Controls or processes the personal data of at least 100,000 consumers and derive more than half of gross revenues from the sale of personal data.</li> <li>Control or process personal data of at least 25,000 consumers and derive more than half of gross revenues from the sale of personal data.</li> </ol>	<p>Persons that conduct business in Virginia or produce products or services that are targeted to Virginia residents and that:</p> <ol style="list-style-type: none"> <li>Control or process personal data of at least 100,000 consumers per year; or</li> <li>Control or process personal data of at least 25,000 consumers and derive more than half of gross revenues from the sale of personal data.</li> </ol>

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<p>Personal Information or Personal Data</p> <p><i>[Similar definitions]</i></p>	<p>Personal information is information that identifies, relates to, describes, is reasonably capable of being associated with, or could reasonably be linked, directly or indirectly, with a particular consumer or household, not including publicly available information or de-identified or aggregate consumer information.</p>	<p>Personal data means information that is linked or reasonably linkable to an identified or identifiable individual, not including publicly available information.</p>	<p>Personal data means any information that is linked or reasonably linkable to an identified or identifiable individual. Personal data does not include de-identified data or publicly available information.</p>	<p>Personal data means any information that is linked or reasonably linkable to an identified or identifiable individual, and does not include de-identified data or publicly available information.</p>	<p>Personal data means information that is linked or reasonably linkable to an identified or identifiable individual, not including de-identified or aggregate data or publicly available information.</p>	<p>Personal data means any information that is linked or reasonably linkable to an identified or identifiable natural person, not including de-identified or aggregate data or publicly available information.</p>	<p>Personal data means information that is linked or reasonably linkable to an identified or identifiable natural person, not including de-identified data or publicly available information.</p>	<p>Personal data means any information that is linked or reasonably linkable to an identified or identifiable individual, not including de-identified data or publicly available information.</p>	<p>Personal data means any information that is linked or reasonably linkable to an identified or identifiable individual, not including de-identified data or publicly available information.</p>	<p>Personal data means any information that is linked or reasonably linkable to an identified or identifiable person. Personal data does not include de-identified data or publicly available information.</p>	<p>Personal data means data, derived data or any unique identifier that is linked to or is reasonably linkable to a consumer or to a device that identifies, is linked to or is reasonably linkable to one or more consumers in a household. Personal data does not include de-identified data, or publicly available information.</p>	<p>Personal information is information that identifies, relates to, describes, is reasonably capable of being associated with, or could reasonably be linked, directly or indirectly, with a particular consumer or household, not including publicly available information or de-identified or aggregate consumer information.</p>	<p>Personal data means any information, including sensitive data, that is linked or reasonably linkable to an identified or identifiable individual, not including de-identified or publicly available information.</p>	<p>Personal data means information that is linked or reasonably linkable to an identified or identifiable individual. Personal data does not include de-identified data, aggregated data, or publicly available information.</p>	<p>Personal data means any information that is linked or reasonably linked to an identified or identifiable natural person, not including de-identified data or publicly available information.</p>
<p>Sensitive Information</p> <p><i>[Different definitions. CO, CT, UT, and VA track the GDPR; CA also includes information that could be used to commit fraud and identity theft.]</i></p>	<p>Sensitive personal information means (in summary) personal information that reveals certain information about a consumer. The specific categories of sensitive personal information are listed in the statute and include data types similar to those listed in Virginia and Colorado, and information such as Social Security number, driver's license, state identification card or passport numbers, account log-in, financial account, debit card or credit card numbers in combination with any required security or access code, password or credentials allowing access to an account, and precise geolocation.</p>	<p>Sensitive data means personal data revealing racial or ethnic origin, religious beliefs, a mental or physical health condition or diagnosis, a person's sex life or sexual orientation, citizenship, or citizenship status, as well as genetic or biometric data that may be processed for the purpose of uniquely identifying an individual. The definition also includes personal data from a known child.</p>	<p>Sensitive data means personal data that includes: (A) data revealing racial or ethnic origin, religious beliefs, mental or physical health condition or diagnosis, sex life, sexual orientation or citizenship or immigration status; (B) the processing of genetic or biometric data for the purpose of uniquely identifying an individual; (C) personal data collected from a known child; or (D) precise geolocation data.</p>	<p>Sensitive data means personal data that includes data revealing racial or ethnic origin, religious beliefs, mental or physical health diagnosis, sexual orientation, or citizenship or immigration status, as well as processing of genetic or biometric data.</p>	<p>Sensitive data means a category of personal data that includes racial or ethnic origin, religious beliefs, mental or physical health diagnosis, sexual orientation, or citizenship or immigration status, as well as processing of genetic or biometric data, and personal data collected from a known child.</p>	<p>Sensitive data means a category of personal data that includes racial or ethnic origin, religious beliefs, mental or physical health diagnosis, sexual orientation, or citizenship or immigration status, as well as processing of genetic or biometric data for identification, precise geolocation data, and personal data collected from a known child.</p>	<p>Sensitive data means a category of personal data that includes racial or ethnic origin, religious beliefs, mental or physical health diagnosis, sexual orientation, or citizenship or immigration status, as well as processing of genetic or biometric data that is processed for the purpose of uniquely identifying a specific natural person, the personal data collected from a child, or precise geolocation data.</p>	<p>Sensitive data means personal data that includes racial or ethnic origin, religious beliefs, mental or physical health condition or diagnosis, sexual orientation, or citizenship or immigration status, as well as processing of genetic or biometric data for the purpose of uniquely identifying an individual, personal data collected from a known child, or precise geolocation data.</p>	<p>Sensitive data means personal data that includes racial or ethnic origin, religious beliefs, mental or physical health condition or diagnosis, financial information, which includes a consumer's account number, account log-in, financial account, or credit or debit card number, in combination with any required security code, access code, or password that would permit access to a consumer's financial account, sex life or sexual orientation; citizenship or immigration status, status as transgender or non-binary, genetic or biometric data that may be processed for the purpose of uniquely identifying an individual, personal data collected from a known child, or precise geolocation data.</p>	<p>Sensitive data means personal data that: (A) Reveals a consumer's racial or ethnic background, national origin, religious beliefs, mental or physical condition or diagnosis, sexual orientation, status as transgender or nonbinary, status as a victim of crime or citizenship or immigration status; (B) Is a child's personal data; (C) Accurately identifies within a radius of 1,750 feet a consumer's present or past location, or the present or past location of a device that links or is linkable to a consumer by means of technology that includes, but is not limited to, a global positioning system that provides latitude and longitude coordinates; or (D) Is genetic or biometric data.</p>	<p>Sensitive data means a category of personal information that includes data revealing racial or ethnic origin, religious beliefs, mental or physical health diagnosis, sexual orientation, or citizenship or immigration status, as well as processing of genetic or biometric data for identification, precise geolocation data, and personal data collected from a known child.</p>	<p>Sensitive data means a category of personal data that includes personal data revealing racial or ethnic origin, religious beliefs, mental or physical health diagnosis, sexual orientation, or citizenship or immigration status; genetic or biometric data for identification, precise geolocation data, and personal data collected from a known child.</p>	<p>Sensitive data means: (i) personal data that reveals an individual's racial or ethnic origin, an individual's religious beliefs, an individual's sexual orientation, an individual's citizenship or immigration status, or information regarding an individual's medical history, mental or physical health condition, or medical treatment or diagnosis by a health care professional; (ii) the processing of genetic personal data or biometric data, if such processing is for the purpose of identifying a specific individual; or (iii) specific geolocation data.</p>	<p>Sensitive data means a category of personal data that includes data revealing racial or ethnic origin, religious beliefs, physical or mental health diagnosis, sexual orientation, or citizen or immigrant status, as well as processing of genetic or biometric data for identification, precise geolocation data, and personal data collected from a known child.</p>	
<p>Key Exemptions (non-exhaustive)</p>	<p><i>[Note: The Personnel and B2B exemptions in CA have sunset as of January 1, 2023]</i></p>	<ol style="list-style-type: none"> <li>Institutions subject to GLBA and its implementing regulations</li> <li>Institutions and</li> </ol>	<ol style="list-style-type: none"> <li>Institutions subject to GLBA and its implementing regulations</li> <li>Institutions and information</li> </ol>	<ol style="list-style-type: none"> <li>Institutions subject to GLBA and its implementing regulations</li> <li>Institutions and information</li> </ol>	<ol style="list-style-type: none"> <li>Institutions subject to GLBA and its implementing regulations</li> <li>Institutions and information</li> </ol>	<ol style="list-style-type: none"> <li>Institutions subject to GLBA and its implementing regulations</li> <li>Institutions and information</li> </ol>	<ol style="list-style-type: none"> <li>Institutions subject to GLBA and its implementing regulations</li> <li>Institutions and information</li> </ol>	<ol style="list-style-type: none"> <li>Institutions subject to GLBA and its implementing regulations</li> <li>Institutions and information</li> </ol>	<ol style="list-style-type: none"> <li>Institutions subject to GLBA</li> <li>Institutions and information</li> </ol>	<ol style="list-style-type: none"> <li>Institutions subject to GLBA and its implementing regulations</li> </ol>	<p><i>[Note: Important nuances for certain financial institutions.]</i></p> <ol style="list-style-type: none"> <li>Institutions subject to GLBA and its</li> </ol>	<ol style="list-style-type: none"> <li>Institutions subject to GLBA and its implementing regulations</li> <li>Institutions and information</li> </ol>	<ol style="list-style-type: none"> <li>Institutions subject to GLBA and its implementing regulations</li> <li>Institutions and</li> </ol>	<ol style="list-style-type: none"> <li>Institutions subject to GLBA and its implementing regulations</li> <li>Institutions and</li> </ol>	<ol style="list-style-type: none"> <li>Institutions subject to GLBA and its implementing regulations</li> <li>Institutions and</li> </ol>

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	<ol style="list-style-type: none"> <li>Information (not institutions) subject to GLBA or California financial privacy laws</li> <li>Institutions and information subject to HIPAA</li> <li>Data regulated by FCRA, DPPA, FERPA and others</li> <li>Non-profit organizations</li> </ol>	<ol style="list-style-type: none"> <li>information subject to HIPAA</li> <li>Personnel data</li> <li>B2B information</li> <li>Data regulated by FCRA, DPPA, FERPA and others</li> <li>Data maintained by state institutions of higher learning for non-commercial purposes</li> </ol>	<ol style="list-style-type: none"> <li>subject to HIPAA</li> <li>Personnel data</li> <li>B2B information</li> <li>Data regulated by FCRA, DPPA, FERPA and others</li> <li>Non-profit organizations</li> </ol>	<ol style="list-style-type: none"> <li>subject to HIPAA</li> <li>Data regulated by FCRA, DPPA, FERPA and others</li> <li>Non-profit organizations *No data-level GLBA Exemption, only entity level (including affiliates)</li> </ol>	<ol style="list-style-type: none"> <li>subject to HIPAA</li> <li>Personnel data</li> <li>Data regulated by FCRA, DPPA, FERPA, and others</li> <li>Non-profit organizations or institutions of higher education</li> </ol>	<ol style="list-style-type: none"> <li>subject to HIPAA</li> <li>Personnel data</li> <li>Data regulated by FCRA, DPPA, FERPA, and others</li> <li>Non-profit organizations or institutions of higher education</li> </ol>	<ol style="list-style-type: none"> <li>subject to HIPAA</li> <li>Data regulated by FCRA, DPPA, FERPA, and others.</li> <li>Non-profit organizations or institutions of higher education</li> </ol>	<ol style="list-style-type: none"> <li>subject to HIPAA</li> <li>Personnel data</li> <li>Data regulated by FCRA, DPPA, FERPA, and others</li> <li>Non-profit organizations or institutions of higher education</li> </ol>	<ol style="list-style-type: none"> <li>subject to HIPAA</li> <li>Data regulated by FCRA, DPPA, FERPA and others</li> <li>Non-profit organizations or institutions of higher education.</li> </ol>	<ol style="list-style-type: none"> <li>Information subject to HIPAA</li> <li>Certain secondary market institutions</li> <li>Certain insurance institutions</li> <li>Data regulated by FCRA, and DPPA</li> </ol>	<ol style="list-style-type: none"> <li>implementing regulations</li> <li>Institutions and information subject to HIPAA</li> <li>Data regulated by FCRA, DPPA, FERPA and others</li> <li>Non-profit organizations</li> </ol>	<ol style="list-style-type: none"> <li>subject to HIPAA</li> <li>Personnel data</li> <li>Data regulated by FCRA, DPPA, FERPA, and others</li> <li>Non-profit organizations or institutions of higher education</li> </ol>	<ol style="list-style-type: none"> <li>information subject to HIPAA</li> <li>Personnel data</li> <li>Data regulated by FCRA, DPPA, FERPA, and others</li> <li>Non-profit organizations or institutions of higher education</li> </ol>	<ol style="list-style-type: none"> <li>information subject to HIPAA</li> <li>Personnel data</li> <li>B2B information</li> <li>Data regulated by FCRA, DPPA, FERPA and others</li> <li>Non-profit organizations</li> </ol>	<ol style="list-style-type: none"> <li>information subject to HIPAA</li> <li>Personnel data</li> <li>B2B information</li> <li>Data regulated by FCRA, DPPA, FERPA and others</li> </ol>
<i>Consumer Rights</i>															
Right of Access	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Right of Portability	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Right to Correct	Yes	Yes	Yes	Yes	Yes	No	No	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes
Right to Delete	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Opt-out Right (Ads / Selling)	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Opt-in Right for processing Sensitive Data	No (Although may limit use and sharing)	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Non-Discrimination Right (for exercising consumer rights)	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Appeal Right	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes
Private Right of Action	Yes	No	No	No	No	No	No	No	No	No	No	No	No	No	No
<i>Business/Controller Obligations</i>															
Notice to Consumers	Yes (Notice at Collection specifically required)	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Privacy Policy	Yes (California Privacy Policy specifically required)	No (although required disclosures may be incorporated in privacy policy)	No (although required disclosures may be incorporated in privacy policy)	No (although required disclosures may be incorporated in privacy policy)	No (although required disclosures may be incorporated in privacy policy)	No (although required disclosures may be incorporated in privacy policy)	No (although required disclosures may be incorporated in privacy policy)	No (although required disclosures may be incorporated in privacy policy)	No (although required disclosures may be incorporated in privacy policy)	No (although required disclosures may be incorporated in privacy policy)	No (although required disclosures may be incorporated in privacy policy)	No (although required disclosures may be incorporated in privacy policy)	No (although required disclosures may be incorporated in privacy policy)	No (although required disclosures may be incorporated in privacy policy)	No (although required disclosures may be incorporated in privacy policy)
Contractual Requirements for Third Party	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes



# U.S. State Comprehensive Privacy Laws

Updated April 2024

Topic	California	Colorado	Connecticut	Delaware	Indiana	Iowa	Kentucky	Montana	New Hampshire	New Jersey	Oregon	Tennessee	Texas	Utah	Virginia
Service Providers/ Processors															
Data Processing Impact Assessments (DPAs)	California-specific assessments required for processing and cybersecurity, no guidance yet available.	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes	Yes	Yes	Yes	No	Yes
<i>Enforcement</i>															
Right to Cure	None (Note: existing right to cure sunset January 1, 2023)	60 days	60 days	60 days	30 days	90 days	30 days	60 days	60 days	30 days	30 days	60 days	30 days	30 days	30 days
Enforcer	Dedicated enforcement agency (CPPA), Attorney General, and Private litigants	Attorney General and District Attorneys	Attorney General	Attorney General	Attorney General	Attorney General	Attorney General	Attorney General	Attorney General	Attorney General	Attorney General	Attorney General	Attorney General	Attorney General	Attorney General