

Topic	California	Colorado	Connecticut	Delaware	Indiana	Iowa	Montana	Oregon	Tennessee	Texas	Utah	Virginia
<p>Applicability</p> <p><i>[Different thresholds for applicability.]</i></p>	<p>A for-profit "business" that does business in CA, meeting one of three thresholds:</p> <ol style="list-style-type: none"> Annual revenues over \$25,000,000; Collect personal information of over 100,000 consumers or households; Generate at least half of revenues from sales of personal information. <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 of Colorado and:</p> <ol style="list-style-type: none"> Controls or processes the personal data of 100,000 consumers or more during a calendar year; or 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. 	<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"> Control or process personal data of at least 100,000 consumers per year (not including a payment transaction); or 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. 	<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"> 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; 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. 	<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"> Control or process personal data of at least 100,000 consumers per year; or 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. 	<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"> Control or process personal data of at least 100,000 consumers per year; or 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. 	<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"> 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 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. 	<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"> 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 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. 	<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"> Control or process personal data of at least 100,000 consumers per year; or 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. 	<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>	<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"> Controls or processes the personal data of 100,000 consumers or more during a calendar year; or 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. 	<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"> Control or process personal data of at least 100,000 consumers per year; or 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.

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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 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 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 individual 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 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 immigration 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 (including pregnancy), 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 condition or diagnosis (including pregnancy), sex life, sexual orientation, status as transgender or nonbinary, national origin, citizenship status, or immigration status, genetic or biometric data, personal data of a known child, and precise geolocation data.</p>	<p>Sensitive data means a category of personal data that includes racial or ethnic origin, religious beliefs, a 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 for identification, precise geolocation data, and personal data collected from a known child.</p>	<p>Sensitive data means personal data that includes data revealing 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 identification, precise geolocation data, and personal data collected from a known child.</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 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>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>	

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Key Exemptions (non-exhaustive)	<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"> Information (not institutions) subject to GLBA or California financial privacy laws Institutions and information subject to HIPAA Data regulated by FCRA, DPPA, FERPA and others Non-profit organizations 	<ol style="list-style-type: none"> Institutions subject to GLBA and its implementing regulations Institutions and information subject to HIPAA Personnel data B2B information Data regulated by FCRA, DPPA, FERPA and others Data maintained by state institutions of higher learning for non-commercial purposes 	<ol style="list-style-type: none"> Institutions subject to GLBA and its implementing regulations Institutions and information subject to HIPAA Personnel data B2B information Data regulated by FCRA, DPPA, FERPA and others Non-profit organizations 	<ol style="list-style-type: none"> Institutions subject to GLBA and its implementing regulations Institutions and information subject to HIPAA Data regulated by FCRA, DPPA, FERPA and others Non-profit organizations *No data-level GLBA Exemption, only entity level (including affiliates) 	<ol style="list-style-type: none"> Institutions subject to GLBA and its implementing regulations Institutions and information subject to HIPAA Personnel data Data regulated by FCRA, DPPA, FERPA, and others Non-profit organizations or institutions of higher education 	<ol style="list-style-type: none"> Institutions subject to GLBA and its implementing regulations Institutions and information subject to HIPAA Personnel data Data regulated by FCRA, DPPA, FERPA, and others Non-profit organizations or institutions of higher education 	<ol style="list-style-type: none"> Institutions subject to GLBA and its implementing regulations Institutions and information subject to HIPAA Personnel data Data regulated by FCRA, DPPA, FERPA, and others Non-profit organizations or institutions of higher education 	<ol style="list-style-type: none"> Institutions subject to GLBA and its implementing regulations Institutions and information subject to HIPAA Data regulated by FCRA, DPPA, FERPA and others Non-profit organizations 	<ol style="list-style-type: none"> Institutions subject to GLBA and its implementing regulations Institutions and information subject to HIPAA Personnel data Data regulated by FCRA, DPPA, FERPA, and others Non-profit organizations or institutions of higher education 	<ol style="list-style-type: none"> Institutions subject to GLBA and its implementing regulations Institutions and information subject to HIPAA Personnel data Data regulated by FCRA, DPPA, FERPA, and others Non-profit organizations or institutions of higher education 	<ol style="list-style-type: none"> Institutions subject to GLBA and its implementing regulations Institutions and information subject to HIPAA Personnel data B2B information Data regulated by FCRA, DPPA, FERPA and others Non-profit organizations 	<ol style="list-style-type: none"> Institutions subject to GLBA and its implementing regulations Institutions and information subject to HIPAA Personnel data B2B information Data regulated by FCRA, DPPA, FERPA and others

Consumer Rights

Right of Access	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
Right to Correct	Yes	Yes	Yes	Yes	Yes	No	Yes	Yes	Yes	Yes	No	Yes
Right to Delete	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
Opt-in Right for processing Sensitive Data	No (Although may limit use and sharing)	Yes										
Non-Discrimination Right (for exercising consumer rights)	Yes	No	Yes									
Appeal Right	No	Yes	No	Yes								
Private Right of Action	Yes	No										

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Business/Controller Obligations												
Notice to Consumers	Yes (Notice at Collection specifically required)	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)
Contractual Requirements for Third Party Service Providers/Processors	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
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	No	Yes
Enforcement												
Right to Cure	None (Note: existing right to cure sunsets January 1, 2023)	60 days	60 days	60 days	30 days	90 days	60 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									