STATE OF NEW YORK

913

2025-2026 Regular Sessions

IN ASSEMBLY

(Prefiled)

January 8, 2025

Introduced by M. of A. SAYEGH -- read once and referred to the Committee on Consumer Affairs and Protection

AN ACT to amend the general business law, in relation to when and how notification of a data breach is to be provided to the department of financial services

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Paragraph (a) of subdivision 8 of section 899-aa of the general business law, as amended by a chapter of the laws of 2024 amending the general business law relating to notification of a data breach, as proposed in legislative bills numbers S. 2659-B and A. 8872-A, is amended to read as follows:

(a) In the event that any New York residents are to be notified, the person or business shall notify the state attorney general, the department of state, the division of state police, and the department of financial services as to the timing, content and distribution of the notices and approximate number of affected persons and shall provide a copy of the template of the notice sent to affected persons**; provided, however, that notice to the department of financial services shall only be required if the person or business is a covered entity, as defined in 23 NYCRR 500.1, and provided further that such notice shall be provided to the department of financial services in compliance with 23 NYCRR 500.17**. Such notice shall be made without delaying notice to affected New York residents.

§ 2. This act shall take effect on the same date and in the same manner as a chapter of the laws of 2024 amending the general business law relating to notification of a data breach, as proposed in legislative bills numbers S. 2659-B and A. 8872-A, takes effect.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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