

## **California and US Federal Data Breach Reporting - 2008 to Present**

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This is a compilation of essential legislative and other links which should be useful for small and medium California businesses (SMBs), as well as large businesses and everyone else. It is not all-inclusive, and may be amended from time to time. State law has recently changed regarding mandated reporting of data breaches; we believe all businesses should be aware of how they may be affected.

Current Federal and California State breach notification laws are summarized here:

[https://www.calhospital.org/sites/main/files/file-attachments/appendix\\_pr\\_12-a\\_breach\\_chart\\_3.pdf](https://www.calhospital.org/sites/main/files/file-attachments/appendix_pr_12-a_breach_chart_3.pdf)

California's Data Breach Notification Law was amended during October 2019:

[https://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill\\_id=201920200AB1130](https://leginfo.legislature.ca.gov/faces/billTextClient.xhtml?bill_id=201920200AB1130)

Information regarding the California Consumer Privacy Act of 2018 (CCPA) is here:

<https://www.oag.ca.gov/privacy/ccpa>

Food for thought regarding amendments to the CCPA in 2019:

<https://www.dataprivacyandsecurityinsider.com/2019/10/ccpa-news-amendments-signed-into-law-by-the-governor-and-draft-regulations-released-by-the-attorney-general/>

<https://www.jdsupra.com/legalnews/california-governor-signs-ccpa-37230/>

<https://reason.com/2019/12/17/are-californias-new-data-privacy-controls-even-legal/printer/>

The Office of the State Attorney General issued a report on California data breaches for 2012 through 2015, here: <https://www.oag.ca.gov/sites/all/files/agweb/pdfs/dbr/2016-data-breach-report.pdf>

The Office of the State Attorney General provides a searchable list of California businesses which have reported data breaches since 20 January 2012. Tabs for organization names and reported breach dates can be clicked to re-order in those categories:

[https://www.oag.ca.gov/privacy/databreach/list?field\\_sb24\\_org\\_name\\_value=&field\\_sb24\\_breach\\_date\\_value%5Bmin%5D&field\\_sb24\\_breach\\_date\\_value%5Bmax%5D&order=field\\_sb24\\_org\\_name&sort=asc](https://www.oag.ca.gov/privacy/databreach/list?field_sb24_org_name_value=&field_sb24_breach_date_value%5Bmin%5D&field_sb24_breach_date_value%5Bmax%5D&order=field_sb24_org_name&sort=asc)

The California Department of Public Health hosts a public database featuring medical facilities which have been penalized since 2008 for failing to protect the confidentiality of patient medical information: <https://www.cdph.ca.gov/Programs/CHCQ/LCP/Pages/MedicalBreaches.aspx>

California businesses and state / local government agencies are required to report security breaches of personal information involving more than five hundred California residents, here:

<https://www.oag.ca.gov/privacy/databreach/report-a-breach>

California consumers may file complaints against businesses or companies, here:

<https://www.oag.ca.gov/contact/consumer-complaint-against-business-or-company>

## **Federal Entities**

The US Department of Health and Human Services publishes this Breach Portal for cases investigated by the Office of Civil Rights. Tab between cases currently 'Under Investigation,' and those 'Archived' for resolved and other breach reports older than twenty four months:

[https://ocrportal.hhs.gov/ocr/breach/breach\\_report.jsf](https://ocrportal.hhs.gov/ocr/breach/breach_report.jsf)

Federal link for reporting breaches of unsecured protected health information:

[https://ocrportal.hhs.gov/ocr/breach/wizard\\_breach.jsf](https://ocrportal.hhs.gov/ocr/breach/wizard_breach.jsf)

Federal Trade Commission

How to respond when your business has been breached (including HIPAA breach notifications):

<https://www.ftc.gov/tips-advice/business-center/guidance/data-breach-response-guide-business>

Data security planning and resources:

<https://www.ftc.gov/tips-advice/business-center/privacy-and-security/data-security>

Free vulnerability scanning:

<https://www.ftc.gov/news-events/blogs/business-blog/2019/12/free-vulnerability-scanning-your-business>

Business security basics:

<https://www.ftc.gov/tips-advice/business-center/guidance/start-security-guide-business>

Cybersecurity for small business:

<https://www.ftc.gov/tips-advice/business-center/small-businesses/cybersecurity>

## **Other Breach Reporting**

Wikipedia's current list of data breaches, primarily in North America as of 17 Dec 2019. Tabs can be used to re-organize data:

[https://en.wikipedia.org/wiki/List\\_of\\_data\\_breaches](https://en.wikipedia.org/wiki/List_of_data_breaches)