

**ASSEMBLY BILL**

**No. 1121**

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**Introduced by Assembly Member Calderon**

February 27, 2015

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An act to amend Section 1798.80 of the Civil Code, relating to personal information.

LEGISLATIVE COUNSEL'S DIGEST

AB 1121, as introduced, Calderon. Personal information.

Existing law requires a business to take all reasonable steps to destroy, or arrange for the destruction of, a customer's records within its custody or control containing personal information that are no longer to be retained by the business, as specified. Existing law defines business, records, and personal information, among other terms, for these purposes.

This bill would make technical, nonsubstantive changes to the definitions described above.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 1798.80 of the Civil Code is amended  
2 to read:  
3 1798.80. The following definitions apply to this title:  
4 (a) "Business" means a sole proprietorship, partnership,  
5 corporation, association, or other group, however organized and  
6 whether or not organized to operate at a profit, including a financial  
7 institution organized, chartered, or holding a license or

1 authorization certificate under the law of this state, any other state,  
2 the United States, or of ~~any other~~ *another* country, or the parent  
3 or the subsidiary of a financial institution. The term includes an  
4 entity that disposes of records.

5 (b) “Records” means ~~any~~ material, regardless of the physical  
6 form, on which information is recorded or preserved by any means,  
7 including in written or spoken words, graphically depicted, printed,  
8 or electromagnetically transmitted. “Records” does not include  
9 publicly available directories containing information an individual  
10 has voluntarily consented to have publicly disseminated or listed,  
11 such as name, address, or telephone number.

12 (c) “Customer” means an individual who provides personal  
13 information to a business for the purpose of purchasing or leasing  
14 a product or obtaining a service from the business.

15 (d) “Individual” means a natural person.

16 (e) “Personal information” means ~~any~~ information that identifies,  
17 relates to, describes, or is capable of being associated with, a  
18 particular individual, including, but not limited to, his or her name,  
19 signature, social security number, physical characteristics or  
20 description, address, telephone number, passport number, driver’s  
21 license or state identification card number, insurance policy  
22 number, education, employment, employment history, bank account  
23 number, credit card number, debit card number, or ~~any~~ other  
24 financial information, medical information, or health insurance  
25 information. “Personal information” does not include publicly  
26 available information that is lawfully made available to the general  
27 public from federal, state, or local government records.