

LAWS OF NEW YORK, 2024

CHAPTER 647

AN ACT to amend the general business law, in relation to notification of a data breach

Became a law December 21, 2024, with the approval of the Governor.  
Passed by a majority vote, three-fifths being present.

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

Section 1. The opening paragraph of subdivision 2 and subdivision 3 of section 899-aa of the general business law, as amended by chapter 117 of the laws of 2019, are amended to read as follows:

Any person or business which owns or licenses computerized data which includes private information shall disclose any breach of the security of the system following discovery or notification of the breach in the security of the system to any resident of New York state whose private information was, or is reasonably believed to have been, accessed or acquired by a person without valid authorization. The disclosure shall be made in the most expedient time possible and without unreasonable delay, [~~consistent with~~] provided that such notification shall be made within thirty days after the breach has been discovered, except for the legitimate needs of law enforcement, as provided in subdivision four of this section[~~, or any measures necessary to determine the scope of the breach and restore the integrity of the system~~].

3. Any person or business which maintains computerized data which includes private information which such person or business does not own shall notify the owner or licensee of the information of any breach of the security of the system immediately, provided that such notification shall be made within thirty days following discovery, if the private information was, or is reasonably believed to have been, accessed or acquired by a person without valid authorization.

§ 2. Paragraph (a) of subdivision 8 of section 899-aa of the general business law, as amended by chapter 117 of the laws of 2019, 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 [~~and~~], 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. Such notice shall be made without delaying notice to affected New York residents.

§ 3. This act shall take effect immediately.

EXPLANATION--Matter in italics is new; matter in brackets [~~-~~] is old law to be omitted.

The Legislature of the STATE OF NEW YORK ss:

Pursuant to the authority vested in us by section 70-b of the Public Officers Law, we hereby jointly certify that this slip copy of this session law was printed under our direction and, in accordance with such section, is entitled to be read into evidence.

ANDREA STEWART-COUSINS  
Temporary President of the Senate

CARL E. HEASTIE  
Speaker of the Assembly