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FLOOR DEBATE

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SENATOR BEUTLER: Okay. The bill also provides that an individual or commercial entity that's regulated by state or federal law and maintains procedures for a breach of security pursuant to laws, regulations, guidances, and guidelines established by its primary or functional state or federal regulator is deemed to be in compliance with Section 3. So regardless of what all this says, if the local bank down here has a set of procedures that...

SENATOR CUDABACK: One minute.

SENATOR BEUTLER: ...it is required to follow by the bank regulators, then as long as they follow that set of procedures all of this wouldn't apply. Is that right?

SENATOR REDFIELD: This would be subject to the regulator, so I don't believe that our state department would ever be in conflict in their rules and regs to what we're saying in statute. The federal system, however, where someone is regulated at a federal level, you have to be careful that we don't create a duplicitous system where they may use, perhaps, a different deadline. We didn't actually put a deadline in here, but some states have chosen to say you have to do it by this many days and you could then be in conflict with the federal rules that would regulate you which might require different timing.

SENATOR BEUTLER: Okay. With regard to enforcement, what happens if, in accordance with...

SENATOR CUDABACK: Time, Senator Beutler. You may continue.

SENATOR BEUTLER: What happens if, in accordance with this bill, somebody does not...does not take the proper precautions, does not give the proper notice? What's the penalty for not doing that?

SENATOR REDFIELD: The Attorney General is empowered to issue subpoenas and conduct investigations, and they can seek and recover direct economic damages for each resident who's injured