

HOUSE COMMITTEE OF REFERENCE REPORT

Chair of Committee

January 30, 2024
Date

Committee on Judiciary.

After consideration on the merits, the Committee recommends the following:

HB24-1058 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend printed bill, page 4, strike lines 24 through 27.

2 Page 5, strike lines 1 through 4 and substitute:

3 (a) "Biological data", which is data generated by the
4 technological processing, measurement, or analysis of an individual's
5 biological, genetic, biochemical, physiological, or neural properties,
6 compositions, or activities or of an individual's body or bodily functions,
7 which data could be used, singly or in combination with other personal
8 data, for identification purposes; and

9 (b) "Neural data", which is information that is generated by the
10 measurement of the activity of an individual's central or peripheral
11 nervous systems and that can be processed by or with the assistance of a
12 device."

13 Page 5, strike lines 9 through 17 and substitute:

14 "(2.5) "BIOLOGICAL DATA" MEANS DATA GENERATED BY THE
15 TECHNOLOGICAL PROCESSING, MEASUREMENT, OR ANALYSIS OF AN
16 INDIVIDUAL'S BIOLOGICAL, GENETIC, BIOCHEMICAL, PHYSIOLOGICAL, OR
17 NEURAL PROPERTIES, COMPOSITIONS, OR ACTIVITIES OR OF AN
18 INDIVIDUAL'S BODY OR BODILY FUNCTIONS, WHICH DATA COULD BE USED,
19 SINGLY OR IN COMBINATION WITH OTHER PERSONAL DATA, FOR
20 IDENTIFICATION PURPOSES. "BIOLOGICAL DATA" INCLUDES NEURAL DATA.

21 (16.7) "NEURAL DATA" MEANS INFORMATION THAT IS GENERATED
22 BY THE MEASUREMENT OF THE ACTIVITY OF AN INDIVIDUAL'S CENTRAL OR
23 PERIPHERAL NERVOUS SYSTEMS AND THAT CAN BE PROCESSED BY OR WITH
24 THE ASSISTANCE OF A DEVICE."