

113TH CONGRESS  
2D SESSION

# S. 1902

To require notification of individuals of breaches of personally identifiable information through Exchanges under the Patient Protection and Affordable Care Act.

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## IN THE SENATE OF THE UNITED STATES

JANUARY 9, 2014

Mr. BARRASSO (for himself, Mr. JOHANNIS, Mr. COBURN, Mr. COCHRAN, Mr. ISAKSON, Mr. MORAN, Mr. HATCH, Mrs. FISCHER, Mr. SCOTT, and Mr. BURR) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

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## A BILL

To require notification of individuals of breaches of personally identifiable information through Exchanges under the Patient Protection and Affordable Care Act.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Health Exchange Secu-  
5       rity and Transparency Act of 2014”.

1 **SEC. 2. NOTIFICATION OF INDIVIDUALS OF BREACHES OF**  
2 **PERSONALLY IDENTIFIABLE INFORMATION**  
3 **THROUGH PPACA EXCHANGES.**

4 Not later than two business days after the discovery  
5 of a breach of security of any system maintained by an  
6 Exchange established under section 1311 or 1321 of the  
7 Patient Protection and Affordable Care Act (42 U.S.C.  
8 18031, 18041) which is known to have resulted in person-  
9 ally identifiable information of an individual being stolen  
10 or unlawfully accessed, the Secretary of Health and  
11 Human Services shall provide notice of such breach to  
12 each such individual.

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