

# Utah

U.C.A. 1953 § 13-44-101 *et seq.*

## Quick Facts

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[Statute](#)

[AG Website](#)

## Quick Facts

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Is “Personal Information” broader than the general definition? <sup>1</sup>	✗ No
Does the law apply to paper records?	✗ No
Is notification triggered by access only?	✗ No
Is a risk-of-harm analysis permitted?	✓ Yes
Is notice to a state agency or AG required?	✓ Yes
Is there a specific deadline for individual notices?	✗ No
Is there a specific format or language that must be included in the individual notice?	✗ No
Is a private right of action permitted?	✗ No

## “Breach” Definition

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The unauthorized acquisition of computerized data maintained by a person that compromises the security, confidentiality, or integrity of personal information.

## “Personal Information” Definition

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1. An individual’s first name or first initial and last name in combination with:
  - a. Social Security number.
  - b. Driver’s license or state identification card number.
  - c. Account number, credit or debit card number, in combination with a linked security or access code, or password of an individual’s financial account.

<sup>1</sup> The general definition of “Personal Information” is an individual’s name in combination with any one or more of the following: (1) Social Security number; (2) driver’s license number or state identification card number; or (3) a financial account number or credit or debit card number in combination with any required security code, access code, or password that is necessary to permit access to an individual’s financial account.

## Notification Trigger

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Following discovery or notification of the breach:

1. Entity that owns or licenses personal information shall notify Utah residents “in most expedient time possible” following discovery or notification of the breach.
2. Entity that only maintains or stores personal information shall notify the owner or licensee “immediately following discovery” of the breach if they discover that personal information may have been acquired by an unauthorized person.

## Risk-of-Harm Analysis Standard

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Notification not required if, after a reasonable and prompt investigation, the covered entity determines that the personal information has not or will not be misused for identity theft or fraud.

## Special Form/Content of Consumer Notice

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N/A

## AG Notice Trigger/Deadline

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N/A

## Notification to Consumer Reporting Agencies Threshold

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N/A