

**SENATE . . . . . No. 95**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Michael J. Barrett***

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act relative to protecting biometric information under the security breach law.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Michael J. Barrett</i>	<i>Third Middlesex</i>	
<i>Denise Provost</i>	<i>27th Middlesex</i>	<i>1/24/2017</i>
<i>Jay R. Kaufman</i>	<i>15th Middlesex</i>	<i>1/25/2017</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>1/30/2017</i>
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>	<i>1/30/2017</i>
<i>Kay Khan</i>	<i>11th Middlesex</i>	<i>1/31/2017</i>
<i>Mark C. Montigny</i>	<i>Second Bristol and Plymouth</i>	<i>2/3/2017</i>
<i>Elizabeth A. Malia</i>	<i>11th Suffolk</i>	<i>2/3/2017</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>	<i>2/3/2017</i>
<i>Bruce E. Tarr</i>	<i>First Essex and Middlesex</i>	<i>2/14/2017</i>
<i>James R. Miceli</i>	<i>19th Middlesex</i>	<i>2/15/2017</i>

**SENATE . . . . . No. 95**

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By Mr. Barrett, a petition (accompanied by bill, Senate, No. 95) of Michael J. Barrett, Denise Provost, Jay R. Kaufman, James B. Eldridge and other members of the General Court for legislation to protect biometric information under the security breach law. Consumer Protection and Professional Licensure.

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Ninetieth General Court  
(2017-2018)**  
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An Act relative to protecting biometric information under the security breach law.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1           SECTION 1. Section 1 of chapter 93H of the General Laws, as appearing in the 2014  
2 Official Edition, is hereby amended by inserting after the second paragraph the following  
3 paragraph:-

4           “Biometric indicator”, any unique biological attribute or measurement that can be used to  
5 authenticate the identity of an individual, including but not limited to fingerprints, genetic  
6 information, iris or retina patterns, voice recognition, facial characteristics or hand geometry.

7           SECTION 2. Section 1 of chapter 93H of the General Laws is hereby further amended  
8 by striking out, in line 45, the word “or”.

9           SECTION 3. Section 1 of chapter 93H of the General Laws is hereby further amended  
10 by inserting after the word “public” in line 52, the following words:-

11           ; or (d) a biometric indicator