

2017 SESSION

INTRODUCED

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HOUSE BILL NO. 2113

Offered January 11, 2017

Prefiled January 10, 2017

A *BILL to amend and reenact § 58.1-478.1 of the Code of Virginia, relating to a notification requirement for breach of payroll data.*

Patron—Keam

Referred to Committee on Finance

Be it enacted by the General Assembly of Virginia:

1. That § 58.1-478.1 of the Code of Virginia is amended and reenacted as follows:

§ 58.1-478.1. Information furnished to the Department of Taxation.

A. Any person that owns or licenses computerized data that includes information relating to income tax withheld pursuant to this article shall notify the Department of Taxation without unreasonable delay after the discovery or notification of a breach in the security of such information that creates a reasonable belief that an unencrypted or unredacted version of such information was accessed and acquired by an unauthorized person.

B. No person required to deduct and withhold from another employee's wages and to file a return or report of the same, through use of an electronic medium, with the Department of Taxation as provided under this article, shall be required to provide his own social security number for purposes of fulfilling his duty in filing the return or report. However, nothing in this section shall relieve such person who is filing the return or report from including his name, social security number, wages, taxes deducted and withheld, and other information required under this article in any file, batch, return, report, or statement that incorporates the same information for all employees of the organization and that is required under this article to be submitted to the Department.

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