

STATE PRIVACY AND SECURITY COALITION

March 2, 2017

Representative Pete DeGraaf
Chair, House Committee on Government, Technology, and Security
Kansas State Legislature
State Capitol
300 SW 10th Street
Topeka, Kansas 66612

Re: Kansas HB 2332, Relating to Disclosure of Electronic Communications and Electronically Stored Data

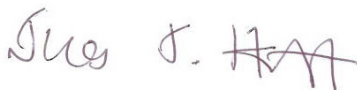
Dear Chair DeGraaf and Members of the Committee:

The State Privacy and Security Coalition, a coalition of 25 leading communications, technology, retail, and media companies and six trade associations, and the undersigned coalitions and associations, appreciates the opportunity to provide comments on HB 2332, which concerns the disclosure of electronic communications and electronically stored data.

HB 2332 mirrors the federal Stored Communications Act (SCA) (18 U.S.C. 2701) but is missing some of the exceptions to the SCA. Our proposed amendments (attached) restore the missing sections, which include the other instances in which a person or entity may divulge the contents of an electronic communication or electronic storage. Without these exceptions, the person or entity complying with HB 2332 could be in violation of other laws. The amended sections are from the SCA, 18 U.S.C. 2702(b)(6)-(8).

Thank you for consideration of our comments. We would be happy to discuss the bill further, at your convenience.

Respectfully,



James J. Halpert
General Counsel
500 8th Street NW
Washington, DC 20005
(202) 799-4000
Jim.Halpert@dlapiper.com

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500 8th Street, NW
Washington, DC 20004
202.799.4000 Tel
202.799.5000 Fax