

IN THE HOUSE OF REPRESENTATIVES
HOUSE CONCURRENT RESOLUTION NO. 22
BY STATE AFFAIRS COMMITTEE

1 A CONCURRENT RESOLUTION
2 STATING FINDINGS OF THE LEGISLATURE AND URGING THE DIRECTORS OF ALL
3 STATE AGENCIES TO USE ALL CARE AND VIGILANCE TO PROTECT THE PER-
4 SONAL DATA AND PRIVATE INFORMATION OF THEIR EMPLOYEES, AND ALL
5 CITIZENS OF THE STATE OF IDAHO THAT THEY SERVE, FOR THE PURPOSE
6 OF PROTECTING AGAINST IDENTITY THEFT, WHICH SHOULD INCLUDE BUT
7 NOT BE LIMITED TO THE PROTECTION OF SOCIAL SECURITY INFORMATION,
8 BANK ACCOUNT INFORMATION, AND INFORMATION RELATING TO STATE
9 AND FEDERAL INCOME TAXES.

10 Be It Resolved by the Legislature of the State of Idaho:

11 WHEREAS, in September of 2008, the publication "Consumer Reports" published results
12 of an investigation revealing that government is among the biggest sources of identity leaks;
13 and

14 WHEREAS, the report was based on an analysis by the publication of publicly reported
15 data breaches compiled by the nonprofit Privacy Rights Clearinghouse and found that more
16 than 230 security lapses by federal, state and local government from 2005 through June, 2008
17 resulted in the loss or exposure of at least 44 million consumer records containing social secu-
18 rity or driver's license numbers and other personal data; and

19 WHEREAS, the report also noted that a 2006 investigation by the House Committee on
20 Oversight and Government Reform found that 788 breaches had occurred between January,
21 2003 and July, 2006 at 17 federal departments and agencies and that few of the incidents were
22 publicly disclosed; and

23 WHEREAS, recently, it was discovered that the Idaho Soil Conservation Commission,
24 which administers, among other things, Resource Conservation and Rangeland Development
25 Program loans, included in meeting minutes that were published on the internet, credit scores,
26 bank information, bank balances, income levels, and debt-to-income ratios of certain applicants
27 while considering applications for loans from the program; and

28 WHEREAS, the Idaho Attorney General's Office determined in an October 2, 2008, opin-
29 ion, that this disclosure did not violate the Idaho Public Records Act, or the federal Fair Credit
30 Reporting Act, but opined that the better practice would be to refrain from including credit
31 scores, bank information, bank balances, and debt-to-income ratio information in the official
32 minutes of the Commission.

33 NOW, THEREFORE, BE IT RESOLVED by the members of the First Regular Session of
34 the Sixtieth Idaho Legislature, the House of Representatives and the Senate concurring therein,
35 that the directors of all state agencies are urged and encouraged to use all care and vigilance
36 to protect the personal data and private information of their employees, and all citizens of the
37 state of Idaho that they serve, for the purpose of protecting against identity theft, which should
38 include but not be limited to the protection of social security information, bank account infor-
39 mation, and information relating to state and federal income taxes.