

**AB 375 (CHAU) INTERNET SERVICE PROVIDERS: CUSTOMER PRIVACY  
OPPOSE AS AMENDED SEPTEMBER 12, 2017**

**“ASSEMBLY ALERT”**



September 14, 2017

TO: Members, California State Assembly

FROM: California Chamber of Commerce   
Acxiom Corporation  
Altice USA, Inc.  
Association of National Advertisers  
AT&T  
Auto Alliance  
Brea Chamber of Commerce  
California Bankers Association  
California Broadcasters Association  
California Business Properties Association  
California Cable & Telecommunications Association  
California Communications Association  
California Justice Association of California  
California Manufacturers and Technology Association  
California Restaurant Association  
California Retailers Association  
Camarillo Chamber of Commerce  
Cellular Telecommunications and Internet Association  
Charter Communications  
Comcast  
Computing Technology Industry Association – CompTIA  
Consolidated Communications  
Consumer Data Industry Association  
Cox Enterprises  
Data & Marketing Association  
Entertainment Software Association  
Facebook  
Fountain Valley Chamber of Commerce  
Frontier Communications  
Google  
Greater Irvine Chamber of Commerce  
International Franchise Association  
Internet Association  
Internet Coalition  
Liberty Mutual  
Mediacom Communications  
Motion Picture Association of America  
Oath:  
Orange County Business Council  
Oxnard Chamber of Commerce  
Rancho Cordova Chamber of Commerce  
Redondo Beach Chamber of Commerce  
Retail Industry Leaders Association  
San Gabriel Economic Partnership  
Santa Maria Valley Chamber of Commerce  
Satellite and Broadcast Communications Association  
Silicon Valley Leadership Group  
South Bay Association of Chambers of Commerce  
Sprint  
State Privacy and Security Coalition  
T Mobile  
TechNet  
Verizon

**SUBJECT: AB 375 (CHAU) INTERNET SERVICE PROVIDERS: CUSTOMER PRIVACY  
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The California Chamber of Commerce and the coalition of business and technology organizations listed above **OPPOSE AB 375**. This bill was gutted and amended in the Senate. Then, during policy committee hearings, the author agreed to align the bill with a Federal Communications Commission regulation. Instead of fixing the bill, amendments of August 21<sup>st</sup> compounded problems in the bill. Those amendments attempted to mirror a 7-page Rule without reference to or inclusion of the 169-page Report and Order that provided the definitions, exceptions, and exemptions in the Rule.

**AB 375** is being amended again. The amendments of September 12, 2017, are an admission that the bill is deficient, yet the current version of **AB 375** remains entirely unworkable. Now, this bill has been gutted twice and heavily amended a third time. The latest amendments introduce new concepts and definitions that have never been considered or codified. The last two versions have received no policy committee hearings. **The September 12th Amendments to AB 375 Do Not Address the Coalition's Concerns. The Entire Coalition Remains Opposed to AB 375.**

Even taking into account the September 12th amendments, **AB 375** is vague and unclear to a degree that will have serious effects on consumers and businesses. Foundational concepts are lacking, including a clear definition of what businesses the bill covers. The bill would also lead to recurring pop-ups to consumers that would be desensitizing and give opportunities to hackers. The bill also prevents internet providers from using information they have long relied upon to prevent cybersecurity attacks and improve their service. Thus, the bill at once increases the likelihood of cyber threats while hamstringing businesses from fighting the same threats.

This bill will create a cumbersome, uncertain, and vague regulation of internet providers in California. This single-state approach is antithetical to the forward-looking policies that have made California a world leader in the Internet Age. California has so much at stake and cannot afford to get this wrong. **AB 375 will hurt California's innovation economy and consumers. VOTE NO ON AB 375.**

cc: The Honorable Ed Chau  
Tom Dyer, Office of the Governor  
Jared Yoshiki, Assembly Republican Caucus  
District Offices, Members, California State Assembly

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