

Privacy Policy Requirements (Texas)

What Needs to Be In The Privacy Policy?

- ☐ **1. The following is required to be included in a privacy notice** (Sec 541.102(a):
 - ☐ The categories of personal data, including, if applicable, any sensitive data processed by the controller;
 - ☐ The purpose for processing personal data;
 - ☐ How consumers may exercise their consumer rights, including the process by which a consumer may appeal a controller's decision regarding a consumer's request;
 - ☐ If applicable, the categories of personal data, that the controller shares with third parties;
 - ☐ If applicable, the categories of third parties with which the controller shares personal data;
 - ☐ A description of the methods through which consumers can submit requests to exercise their consumer rights;
- ☐ **2. If a controller engages in the sale of personal data that is sensitive personal data** (Sec 541.102(b)):
 - ☐ The controller shall include the following notice: "NOTICE: We may sell your sensitive personal data." The notice must be posted in the same location and in the same manner as the privacy

notice.

- ☐ **3. If a controller engages in the sale of personal data that is biometric personal data** (Sec 541.102(c)):

- ☐ The controller shall include the following notice: “NOTICE: We may sell your biometric personal data.” The notice must be posted in the same location and in the same manner as the privacy notice.

- ☐ **4. Additionally, if the controller sells personal data to third parties or processes personal data for target advertising:** (Sec 541.103):

- ☐ The controller shall clearly and conspicuously disclose that process and the manner in which a consumer may exercise the right to opt out of that process.

How Does The Privacy Policy Need To Be Provided? (Sec. 541.102(a)):

- ☐ In a reasonably accessible and clear manner.