GT | GreenbergTraurig

Comparing the definition of 'consumer health data' between state statutes

Data Types	Washington	Connecticut
Diagnosis of a medical condition.	✓	✓
Data identifying a consumer seeking services for gender-affirming care.	✓[5]	✓
Information on reproductive health.	✓[6]	✓
Data identifying a consumer seeking services for sexual well-being.	✓[7]	✓
Data identifying a consumer seeking services for reproductive health care.	✓[8]	✓
Information related to the provision of a health care service.	✓[9]	? (dependent on whether the fact of the service discloses a condition or diagnosis)
Information on a health-related treatment.	✓[10]	? (dependent on whether the fact that a treatment was received discloses an individual's health condition or diagnosis)
Information on medical interventions.	✓[11]	? (dependent on whether the fact of the intervention discloses an individual's health condition or diagnosis)
Information on social, psychological, or behavioral interventions.	✓[12]	? (dependent on whether the fact of the intervention discloses an individual's health condition or diagnosis)
Information on surgeries or procedures.	✓[13]	? (dependent on whether the surgery or procedure itself discloses the individual's health condition or diagnosis)
Information on medication.	✓[14]	? (dependent on whether the medication would per se disclose an individual's health condition or diagnosis)
Data identifying a consumer seeking services to improve mental or physical health.	✓[15]	? (dependent on whether the act of seeking services discloses the existence of a condition or diagnosis)
Data identifying a consumer seeking services on health conditions and status.	✓[16]	? (dependent on whether the act of seeking services

Data Types	Washington	Connecticut
		discloses the existence of a specific condition or diagnosis)
Data identifying a consumer seeking services on diseases or diagnoses.	✓[17]	? (dependent on whether the act of seeking services discloses the existence of a specific condition or diagnosis)
Data identifying a consumer seeking services on medical interventions.	✓[18]	? (dependent on whether the act of seeking a medical intervention discloses the existence of a condition or diagnosis)
Data identifying a consumer seeking services for health-related procedures.	✓[19]	? (dependent on whether the act of seeking a medical procedure discloses the existence of a condition or diagnosis)
Data identifying a consumer seeking services for medications.	✓[20]	? (dependent on whether the act of seeking a medicine discloses the existence of a condition or diagnosis)
Data identifying a consumer seeking services for treatment.	✓	? (dependent on whether the act of seeking services discloses the existence of a condition or diagnosis)
Information on bodily functions.	✓[21]	✗ (unlikely unless the information about bodily functions by itself discloses a health condition or diagnosis)
Information on vital signs.	✓[22]	✗ (unlikely unless the information by itself discloses a health condition or diagnosis)
Information on symptoms.	✓[23]	✗ (unlikely unless the information by itself discloses a health condition or diagnosis)
Information on measurements of health.	✓	✗ (unlikely unless the information by itself discloses a health condition or diagnosis)
Information on diagnostic testing.	✓[24]	✗ (unless the information includes the results of such

Data Types	Washington	Connecticut
		testing which show a condition or diagnosis).
Biometric data.	✓[25]	✗ (unlikely unless the biometric data includes information on medical condition or diagnosis)
Genetic data.	✓[26]	✗ (unlikely unless the genetic data includes information on medical condition or diagnosis)
Precise locations that might indicate an attempt to acquire or receive health services.	✓[27]	✗ (unlikely unless both the information, and the health services, would be sufficient to indicate a condition or diagnosis)
Data identifying a consumer seeking services to assess mental or physical health.	✓[28]	✗ (unlikely as seeking services to asses health does not typically disclose a condition or diagnosis)
Data identifying a consumer seeking services to measure mental or physical health.	✓[29]	✗ (unlikely as seeking services to measure health does not typically disclose a condition or diagnosis)
Data identifying a consumer seeking to learn about mental or physical health.	✓[30]	✗ (unlikely as seeking information about mental or physical health conditions does not typically identify whether the information seeker has a condition or diagnosis)
Data identifying a consumer seeking to assess or measure bodily functions and vital signs.	✓[31]	✗ (unlikely as seeking services to measure health does not typically disclose a condition or diagnosis)
Data identifying a consumer seeking services for the measurement of health-related information.	✓[32]	✗ (unlikely as seeking services to measure health does not typically disclose a condition or diagnosis)
Data identifying a consumer seeking services for diagnostic testing.	✓[33]	✗ (unlikely as seeking services to conduct a diagnosis does not typically disclose a condition or diagnosis itself)

[5] WMYMDA, § 3(8)(b)(xii), 3(15)(h), 3(12) (providing gender-affirming care service definition).

[6] WMHMDA, § 3(8)(b)(viii), 3(24)(a)-(c) (providing reproductive health information definition).

[7] WHMMDA, § 3(8)(b)(xii), 3(15)(g), 3(25)(a)-(g) (providing reproductive or sexual health care services definition).

[8] WHMMDA, § 3(8)(b)(xii), 3(15)(g), 3(25)(a)-(g) (providing reproductive or sexual health care services definition).

[9] WMHMDA, § 3(8)(b)(xii), 3(15).

[10] WMHMDA, § 3(8)(b)(i).

[11] WMHMDA, § 3(8)(b)(xii), 3(15)(b).

[12] WMHMDA, § 3(8)(b)(xii), 3(15)(b).

[13] WMHMDA, § 3(8)(b)(iii).

[14] WMHMDA, § 3(8)(b)(iv).

[15] WMHMDA, § 3(8)(b)(xii), 3(15).

[16] WMHMDA, § 3(8)(b)(xii), 3(15)(a)

[17] WMHMDA, § 3(8)(b)(xii), 3(15)(a).

[18] WMHMDA, § 3(8)(b)(xii), 3(15)(b).

[19] WMHMDA, § 3(8)(b)(xii), 3(15)(c).

[20] WMHMDA, § 3(8)(b)(xii), 3(15)(d)

[21] WMHMDA, § 3(8)(b)(v).

[22] WMHMDA, § 3(8)(b)(v).

[23] WMHMDA, § 3(8)(b)(v).

[24] WMHMDA, § 3(8)(b)(vi).

[25] WMHMDA, § 3(8)(b)(ix), 3(4) (a)(b) (providing the biometric data definition).

[26] WMHMDA, § 3(8)(b)(x), 3(13)(a)-(c) (providing genetic data definition).

[27] WMHMDA, § 3(8)(b)(xi), 3(19) (providing precise location information definition).

[28] WMHMDA, § 3(8)(b)(xii), 3(15).

[29] WMHMDA, § 3(8)(b)(xii), 3(15).

[30] WMHMDA, § 3(8)(b)(xii), 3(15).

[31] WMHMDA, 3(8)(b)(xii), 3(15)(e).

[32] WMHMDA, 3(8)(b)(xii), 3(15)(e).

[33] 3(8)(b)(xii), 3(15)(f).