

January 30, 2023

Delegate Kathy Tran  
Virginia House of Delegates  
Pocahontas Building, Room E216  
900 East Main Street  
Richmond, VA 23219

Re: Concerns on HB 2219

Delegate Tran,

The Advanced Medical Association (AdvaMed) writes to respectfully raise concerns regarding HB 2219. AdvaMed is the largest medical technology association, representing the innovators and manufacturers transforming health care through earlier disease detection, less invasive procedures, and more effective treatments.

Recognizing we have not yet directly connected, this letter briefly outlines our concerns. As you know, we have been engaged with the companion bill's author in the Senate; though since connecting there we have identified additional concerns.

These concerns include:

- Reconciling the exemptions with the remainder of the bill
- Ensuring the medical device and research exemptions operate as intended
- Duplicating rights contained in the Virginia Consumer Data Privacy Act
- Reconciling data retention requirements with consumer expectations of app or device performance
- Restraining access and innovation by creating a private right of action

Thank you for the opportunity to share our concerns on this language. We look forward to working with you to hone this legislation so patients can continue to safely access innovative, wearable medical technology.

Sincerely,



Bobby Patrick  
Vice President  
State Government & Regional Affairs  
AdvaMed

