

Cheryl Hiemstra Assistant Attorney General cheryl.hiemstra@doj.state.or.us





NEW ALBUM OUT FEBRUARY 2014 FEATURING THE SINGLES

"DANGEROUS (FEAT. JOYWAVE)" & "THE BUSINESS OF EMOTION (FEAT. WHITE SEA)"

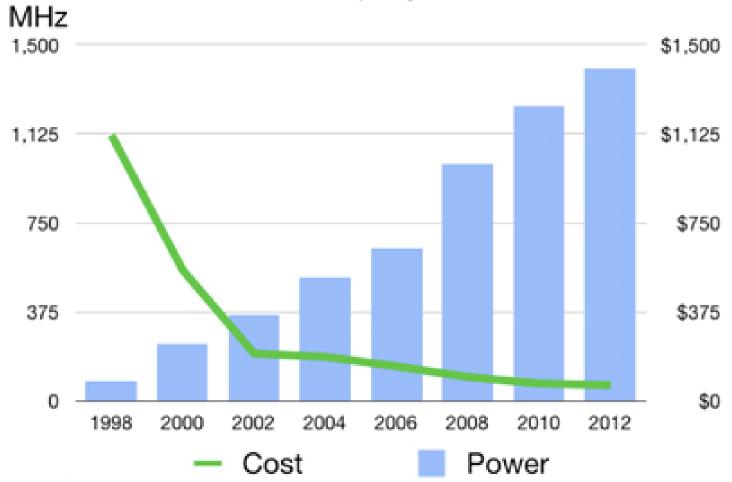
0000000000







Moore's Law - Computing Cost vs. Power



Source: GSV



Google.org home

Dengue Trends

Flu Trends

Home

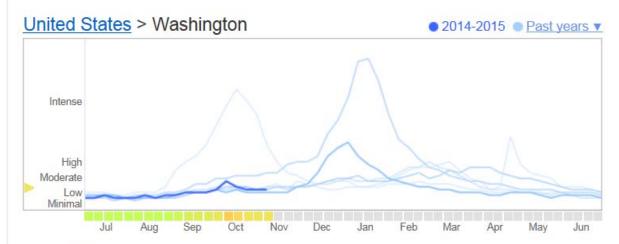


How does this work?

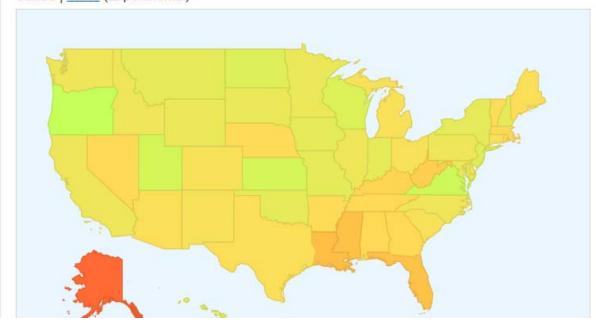
FAQ

Explore flu trends - United States

We've found that certain search terms are good indicators of flu activity. Google Flu Trends uses aggregated Google search data to estimate flu activity. Learn more »

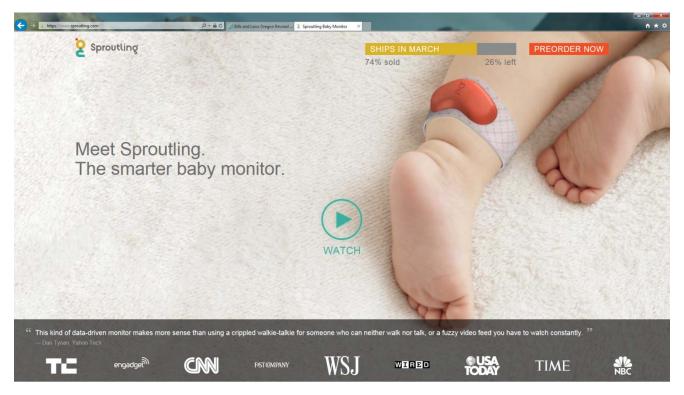


States | Cities (Experimental)



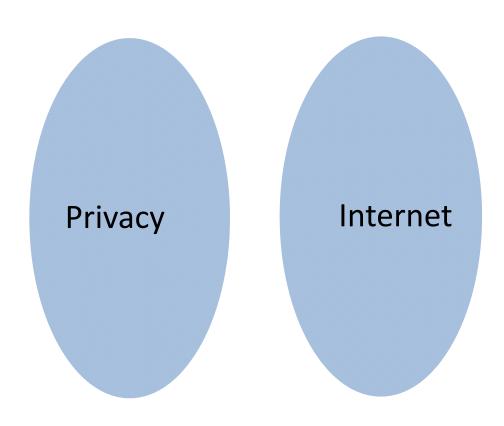


Insights, not data.
Delivered to you anywhere, anytime.

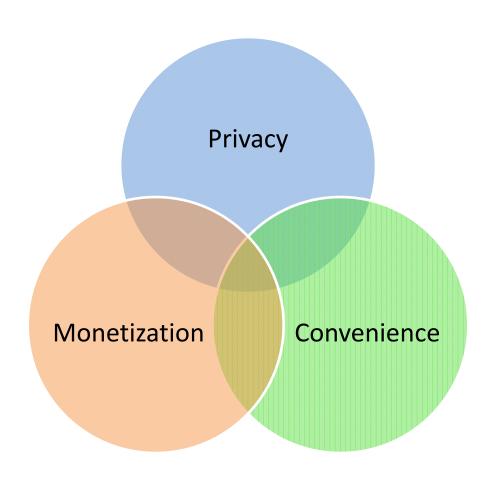




The Pessimistic View (or, Privacy is Dead)



A More Realistic View



Beginnings: Privacy Torts

- invasion of privacy
- false light
- public disclosure of private facts
- right to publicity
- intrusion upon seclusion
- appropriation of name or likeness

Communications Assistance for Law Enforcement Ac RighttoFinancialPrivacyAct appropriationofnameorlikeness

IndividualswithDisabilitiesEducationAct

StoredCommunicationsAct

OccupationalSafetyandHealthAcUnlawfulTradePracticesActORS

NationalLaborRelationsAct ComputerMatchingandPrivacyProtectionAct

FreedomofInformationActCommunicationsDecencyAct

ProtectionofPupilRightsAmendment DriversPrivacyProtectionActComputerCrimeORS

CleryAct falselight Children's Online Privacy Protection Act
Fair Credit Reporting Act Immigration Reformand Control Act
The HITECH Safe Harbor public disclosure of private facts

National School Lunch Acthipa Genetic Information Nondiscrimination Actor

WiretapAct FCC righttopublicity
FTC NoChildLeftBehindActCIPA

FamilyMedicalLeaveAct CAN-SPAM OregonConstitutionArt PenRegisterAct
PrivacyProtectionAct Securities and Exchange Actor

ElectronicCommunicationsPrivacyAct

FamilyEducationalRightsandPrivacyAct

Gramm-Leach-Bliley

EmployeePolygraphProtectionActof

invasionofprivacy

intrusionuponseclusion

TelephoneConsumerProtectionAct

Top 5 Privacy Risks 2014

- 1 Web Application Vulnerabilities
- 2 Operator-sided Data Leakage
- 3 Insufficient Data Breach Response
- 4 Insufficient Deletion of personal data
- 5 Non-transparent Policies, Terms and Conditions

where do we go from here

where do we go from here: privacy promises

- consumer education, awareness -> selling point
- https://www.ghostery.com/en/
- http://www.youradchoices.com/

Perceptions

- "self-regulation" v legislation
- privacy by design v enforcement

where do we go from here: children

- COPPA Children's Online Privacy Protection Act
- FERPA Family Education Right and Privacy Act
- SOPIPA Student Online Personal Information Protection Act (California)
- State contracting restrictions

where do we go from here: background checks

- price discrimination v. dynamic pricing
- Fair Credit Reporting Act
- Employment law
 - Washington SB 5211 (2013)
 - Oregon HB 2654 (2013)

for further study

- FTC: http://www.onguardonline.gov/
- California: http://oag.ca.gov/privacyAbouthedata.com
- Academics to watch: Dan Solove, Paul Ohm, Woody Hartzog
- Fordham http://law.fordham.edu/center-on-law-and-information-policy/clip.htm
- Stanford http://cyberlaw.stanford.edu/focus-areas/privacy
- Consumer Data Privacy in a Networked World: A Framework for Protecting Privacy and Promoting Innovation in the Global Digital Economy (White House, 2012)
- Big Data: Seizing Opportunities, Preserving Values (White House, 2014)
- Data Brokers: A Call for Transparency and Accountability (FTC, 2014)
- Security Breach Legislation 2014: http://www.ncsl.org/research/telecommunications-and-information-technology/2014-security-breach-legislation.aspx
- https://www.owasp.org/index.php/OWASP Top 10 Privacy Risks Project#tab=Main
- Security blogger: http://krebsonsecurity.com/
- Electronic Frontier Foundation
- Privacy Rights Clearinghouse
- Common Sense Media