Subcommittee on Cybersecurity and Privacy Minutes
April 24, 2019

Attendance
Subcommittee Members: David McMorries, Daniel Fernández, Cheryl Hiemstra, Bob Nash, Eliot Rose, Jeremiah Ross, Caleb Weaver
Other Task Force Members: Brett Morgan (staff for Rep. McLain) Kate Denison (alternate for Cheryl Hiemstra)
ODOT Staff: Paul Duncan, Amy Joyce, Ali Lohman
Public: Paul Cosgrove (Alliance of Auto Manufacturers), Jane Ni (Stempathy)

Welcome and Introductions
Subcommittee lead David McMorries welcomed the group and led introductions.

Review of Minutes from March 1 Meeting
The subcommittee approved the minutes from the March 1 meeting.

Review of White Paper #1
McMorries reviewed the purpose of the group’s planned white papers and asked if there were any changes to be made to White Paper #1. Jeremiah Ross suggested including in the third paragraph an obligation to maintain and update vehicle software or systems. McMorries said that there is precedent for that kind of requirement for other systems, such as credit card readers, and that he would be happy to make that addition. A copy of White Paper #1 can be found here on the task force website.

Privacy Presentation and Discussion
Cheryl Hiemstra presented an overview of the history and current state of privacy regulation. She noted the complexity of this issue and that some aspects of privacy and cybersecurity law are patchwork across U.S. states. Hiemstra’s presentation can be found here on the task force website.

Hiemstra said that it was likely there would be an interim legislative work group on privacy.

Daniel Fernández and Paul Cosgrove briefly described the Automotive Consumer Privacy Protection Principles. They agreed to explain the principles in greater detail at a future meeting.

Eliot Rose suggested tabling any recommendations about privacy until discussing data needs. He suggested this subcommittee could take positions on whether location data should be considered personally identifiable information and possible models to allow public agencies to receive data but protect certain information from disclosure in public records requests.

Hiemstra took the position that location data should be considered personally identifiable information and therefore be protected.
**Discussion of Data Principles**
Ali Lohman led the subcommittee in a discussion of the “Data Framing Homework” document, which can be found [here](#) on the task force website.

Cosgrove and Caleb Weaver explained that automated vehicles could generate potentially unmanageable quantities of data, including in proprietary formats, leading to practical issues with data sharing.

Jeremiah Ross stressed the importance of consumers’ ability to know when and why their data would be collected and of providing remedy to consumers if their data is misused or their privacy is violated.

The subcommittee discussed models for coordinating data-sharing and collection among public agencies.

**Public Comment**
There was no public comment.

**Next Steps**
The full task force will meet on May 2, 2019.

McMorries will work with staff to incorporate subcommittee members’ edits to White Paper #1 and the Data Framing Homework questions.

Fernández will provide information about the Automotive Consumer Privacy Protection Principles, and Caleb Weaver will provide information on Uber’s privacy principles.

McMorries will coordinate with the Subcommittee on Land Use to schedule a joint meeting to discuss data.

Subcommittee members are encouraged to review the questions for the State of Oregon and the committee on the “Data Framing Homework” document.