Subcommittee on Cybersecurity and Privacy Minutes
August 8, 2019

Attendance

Subcommittee Members: David McMorries, Rick Blackwell, Kate Denison (alternate for Cheryl Hiemstra), Daniel Fernández, Cheryl Hiemstra, Bob Nash, Eliot Rose, Caleb Weaver

Other Task Force Members: Justin Freeman (Tesla), Montana Lewellen (USAA), Channa Newell (Staff Counsel for Senate Judiciary Committee), Claire Prihoda (staff for Rep. McLain), Brandy Sweet (USAA)

ODOT Staff: Amy Joyce, Ali Lohman

Welcome and Introductions

Subcommittee lead David McMorries welcomed the group and led introductions.

Review of Minutes from July 22 meeting

The subcommittee approved the minutes from the July 22 meeting. The minutes can be found here on the task force website.

Review of List of References

The subcommittee reviewed the draft list of references, including two additional references provided by Cheryl Hiemstra. The draft list of references can be found here on the task force website.

Review of Draft Privacy Statement

Hiemstra provided an overview of the revisions made to the draft privacy statement, which was previously titled “Differential Privacy and Opt-In Options.” The draft privacy statement is available here on the task force website.

The subcommittee discussed the document and agreed to make the following edits:

- Change the title to “Information Regarding Privacy Principles.”
- Change “fiduciary duty” to “heightened duty” throughout the document.
- Clarify that some information is necessary for safety and system operability and therefore if users decline to opt-in to sharing that information, entities cannot continue to provide them services.
- Add a paragraph about transparency, including the right to know and contextual notice.
- In the first paragraph on the second page, delete the reference to user agreements to avoid conflating collection of data by government agencies and private companies.
- In the third paragraph on the second page, clarify that both state and local governments may wish to require certain elements of information and incur related responsibilities.

Public Comment
There was no public comment.

**Next Steps**

Lohman will revise the statement on information regarding privacy principles.

The Subcommittee on Cybersecurity, Privacy and Data and the Subcommittee on Land Use will hold a joint meeting on data at 9 AM on Wednesday, August 15.

Staff will tentatively schedule a conference call for the afternoon of August 15 to discuss and finalize the revised statement on information regarding privacy principles. At the end of the joint meeting on data, staff will take a temperature vote on the revisions to the statement on information regarding privacy principles. If the subcommittee members indicate that they approve of the changes, staff will cancel the conference call.

The Task Force will meet on August 20 to vote on materials to be included in the final report.