



Transcript of **Public Meeting**

Tuesday, February 22, 2022

Meeting of the Data Privacy and Integrity Advisory Committee

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U.S. DEPARTMENT OF HOMELAND SECURITY

MEETING OF THE DATA PRIVACY AND INTEGRITY ADVISORY
COMMITTEE

Virtual Meeting

10:30 a.m.

Tuesday, February 22, 2022

U.S. Department of Homeland Security

2701 Martin Luther King, Jr., SE, Mail Stop 0655

Washington, DC 20598-0655

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Page 3	<p>1 P R O C E E D I N G S</p> <p>2 Ms. Taylor: Good morning, everyone.</p> <p>3 Good morning. So we will be starting momentarily.</p> <p>4 Our members are just coming in. Welcome to the</p> <p>5 public meeting of the Data Privacy and Integrity</p> <p>6 Advisory Committee.</p> <p>7 We are going to start in a couple of</p> <p>8 minutes, but we can give our members an opportunity</p> <p>9 to join us. Please keep your mics muted until you</p> <p>10 are speaking, and that will be done during the</p> <p>11 question and answer session. Our members are</p> <p>12 coming in. And thank you all very much.</p> <p>13 Thank you for your patience. We want to</p> <p>14 give it a couple more seconds or minutes, and then</p> <p>15 we are going to get started. Alright. Okay, good</p> <p>16 morning. It is now 10:32 a.m., and this meeting is</p> <p>17 called to order. This is the public meeting of the</p> <p>18 Data Privacy and Integrity Advisory Committee,</p> <p>19 better known as the DPIAC.</p> <p>20 Again, welcome. We have committee</p> <p>21 members and members of the public joining us today.</p> <p>22 If you have any difficulties hearing or seeing at</p>
Page 4	<p>1 any time, please let us know. And please remember</p> <p>2 again to mute your mics until it is time for Q&A or</p> <p>3 public comment session -- session, sorry.</p> <p>4 The media agenda and the materials for</p> <p>5 today's session can be found on the DPIAC's</p> <p>6 website. And I will put that in a chat soon, so</p> <p>7 you will see it. I will now take a quick roll call</p> <p>8 before I turn it over to the committee chairperson,</p> <p>9 Lisa Sotto for opening remarks. So with that, I am</p> <p>10 going to start calling on members. Please just</p> <p>11 respond present. Sharon Anolik?</p> <p>12 Ms. Anolik: Present.</p> <p>13 Ms. Taylor: Courtney Barton?</p> <p>14 Ms. Barton: Present.</p> <p>15 Ms. Taylor: Dennis Dayman?</p> <p>16 Mr. Dayman: Present.</p> <p>17 Ms. Taylor: Michael Fitzpatrick?</p> <p>18 Mr. Fitzpatrick: Present.</p> <p>19 Ms. Taylor: Mark Francis?</p> <p>20 Mr. Francis: Present.</p> <p>21 Ms. Taylor: Joseph Hewitt?</p> <p>22 Mr. Hewitt: Present.</p>
Page 5	<p>1 Ms. Taylor: Sarah Knight? Sarah Knight?</p> <p>2 We still have people coming in.</p> <p>3 Ms. Knight: Present.</p> <p>4 Ms. Taylor: Thank you, Sarah. John</p> <p>5 Kropf?</p> <p>6 Mr. Kropf: Present.</p> <p>7 Ms. Taylor: Rosal Marshall?</p> <p>8 Ms. Marshall: Present.</p> <p>9 Ms. Taylor: Ade Odutola?</p> <p>10 Mr. Odutola: Present.</p> <p>11 Ms. Taylor: Chris Pahl?</p> <p>12 Mr. Pahl: Present.</p> <p>13 Ms. Taylor: Charles Palmer?</p> <p>14 Mr. Palmer: Present.</p> <p>15 Ms. Taylor: Harriet Pearson?</p> <p>16 Ms. Pearson: Present.</p> <p>17 Ms. Taylor: Tom Plofchan?</p> <p>18 Mr. Plofchan: Present.</p> <p>19 Ms. Taylor: Sasha Romanosky?</p> <p>20 Mr. Romanosky: Present.</p> <p>21 Ms. Taylor: Cameron Russell?</p> <p>22 Mr. Russell: Present.</p>

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1 Ms. Taylor: Thomas Siu?
 2 Mr. Siu: Present.
 3 Ms. Taylor: Chairperson, Lisa Sotto?
 4 Ms. Sotto: Good morning.
 5 Ms. Taylor: Chris Teitzel?
 6 Mr. Teitzel: Present.
 7 Ms. Taylor: Great. Ray Thomas? Ray
 8 Thomas?
 9 (No response.)
 10 Ms. Taylor: Surbhi Tugnawat? Surbhi?
 11 (No response.)
 12 Ms. Taylor: Ron Whitworth?
 13 Mr. Whitworth: Present. Good morning.
 14 Ms. Taylor: Good morning. Thank you
 15 again for joining us today. And now I turn it over
 16 to our committee Chairperson, Lisa Sotto.
 17 Ms. Sotto: Alright. Thank you so much,
 18 Sandy, and thank you all for joining us today.
 19 Good morning and welcome to this meeting of the
 20 Data Privacy and Integrity Advisory Committee.
 21 Before we begin, just a couple of housekeeping
 22 matters. If I could remind everyone to please mute

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1 your mics for the duration of the presentations.
 2 There is designated time for committee member
 3 questions after each presentation. And there is
 4 also designated time for public comments at the end
 5 of the session today.
 6 For members of the public who would like
 7 to address the committee during the public comment
 8 portion of the session, we ask that you please
 9 email privacycommittee@hq.dhs.gov. I am going to
 10 repeat that, [privacycommittee](mailto:privacycommittee@hq.dhs.gov), all one word,
 11 privacycommittee@hq.dhs.gov.
 12 So welcome to returning and to new
 13 committee members. Chief Privacy Officer Lynn
 14 Parker Dupree and members of the public will join
 15 us hopefully today. Don't know yet about public
 16 comments, but certainly we will have some good
 17 presentations.
 18 To help us facilitate questions and
 19 comments after each presentation, committee members
 20 should use the chat function to indicate that they
 21 wish to speak. For those of you who have not been
 22 to a live meeting, we typically use tent cards and

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1 we put them upright to indicate a desire to speak,
 2 but we are going to have to do it a different way
 3 for now, and hopefully we will be meeting live soon
 4 enough.
 5 So there will be time at the end, as I
 6 said, for public comments and just send an email to
 7 that email address. Again,
 8 privacycommittee@hq.dhs.gov, if you would like to
 9 submit -- if you would like to ask a question as a
 10 member of the public.
 11 We have a terrific agenda today. Chief
 12 Privacy Officer and Chief Freedom of Information
 13 Act Officer Lynn Parker Dupree will provide the
 14 committee with an update of the Privacy Office's
 15 activities. And following her presentation, we are
 16 going to receive updates from the Policy and
 17 Emerging Technology subcommittees on their testing
 18 progress.
 19 There will be time for committee member
 20 Q&A after each subcommittee briefing. And as a
 21 reminder, the tasking information is available on
 22 the DPIAC web page under meeting information for

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1 October 27th, 2020. That is when we got those
 2 taskings. Following these discussions, we have
 3 reserved time for public comment beginning
 4 tentatively at 11:50 a.m.
 5 We have not received advance notice from
 6 anyone wishing to address the committee, so we will
 7 open the floor to members of the public at that
 8 time. But please keep in mind that we may open the
 9 public comment period early if presentations run
 10 short. So if you have a question, please keep that
 11 in mind.
 12 Again, please mute your phones and your
 13 computers, if you are not presenting or speaking or
 14 asking questions during any Q&A period. And now, I
 15 will turn it over to Chief Privacy Officer Lynn
 16 Parker Dupree. Thank you, Lynn.
 17 Ms. Dupree: Thank you so much. Good
 18 morning, everyone, and thank you for joining
 19 today's public meeting of the DPIAC. I am very
 20 excited to be able to meet with the committee again
 21 and provide updates on the Privacy Office's
 22 activities and hear updates related to your ongoing

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1 work on behalf of the Department. I am also
 2 incredibly excited to congratulate our new and
 3 returning members on their appointments to the
 4 DPIAC.

5 I greatly, greatly value the DPIAC's
 6 contributions to the Department's work in
 7 protecting privacy, and I see the selection of our
 8 members as an important part of my goal in
 9 improving the Privacy Office's engagement with our
 10 important stakeholders. To get us started, I am
 11 going to give you an update on some of the Privacy
 12 Office's most notable achievements over the last
 13 year, as well as one of my priorities moving
 14 forward.

15 I am approaching my one year anniversary
 16 as the DHS Chief Privacy Officer, and I am very
 17 proud of what we have been able to accomplish and
 18 look forward to building on those achievements. As
 19 I noted earlier, I am really committed to improving
 20 the Privacy Office's engagement with our
 21 stakeholders.

22 So in addition to revitalizing the DPIAC,

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1 we have rebuilt our relationship with our external
 2 privacy advocates and brought a diversity of
 3 opinions to the Department's policy discussions
 4 through those external engagements. This included
 5 arranging an opportunity for privacy advocates to
 6 discuss their priorities directly with Secretary
 7 Mayorkas.

8 I have also held several other meetings
 9 with privacy advocates and DHS leaders to better
 10 understand their positions regarding critical DHS
 11 activities, like our efforts to combat domestic
 12 violent extremism and other important operations
 13 that intimately impact the public.

14 And while our stakeholders positions may
 15 not always be aligned with that of the Department,
 16 these discussions ensure that a diversity of
 17 opinions are included in our thinking and really
 18 help improve our decision making. I also focused
 19 on strengthening the Privacy Office's relationship
 20 with the component Privacy Officers as well as
 21 other Federal agencies.

22 So I regularly meet with component

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1 privacy officials to ensure that the Headquarters
 2 Privacy Office is aware of any evolving issues and
 3 to provide assistance when necessary. I have also
 4 been proud to highlight DHS's approach to privacy
 5 as a speaker at many events, including the
 6 intelligence community's Privacy and Civil
 7 Liberties Summit, events hosted by the
 8 International Association of Privacy Professionals,
 9 the Federal Privacy Summit hosted by the Federal
 10 Privacy Council, as well as others.

11 Over the last year, the Privacy Office
 12 has also helped to shape the Department's response
 13 to a number of activities that have significant
 14 privacy implications, such as ensuring our
 15 community and workforce health during the pandemic,
 16 again, responding to domestic -- to domestic
 17 violent extremism, and focusing on the use of
 18 emerging technologies.

19 As many of you may know, the Privacy
 20 Office basically identifies and we address our
 21 privacy risks through our privacy compliance
 22 documentation process, and the secretary has sent a

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1 clear message about the importance of including the
 2 Privacy Office in these policy discussions.

3 Additionally, I have really tried to
 4 spend some time embedding resiliency into the
 5 Privacy Office's operations. So in addition to
 6 developing a culture that supports and values
 7 promoting training and expanding the professional
 8 development of the staff, I also supported the
 9 engagement of the Chief Financial Officers Program
 10 Analysis and Evaluation Office to develop and
 11 create a staffing allocation model, and this model
 12 accounts for all of the office's workflows and
 13 helps us plan to better meet our work demands.

14 We have also brought on several new
 15 members to the Privacy Office staff, and we are
 16 working on several other hiring actions to increase
 17 resiliency. And before I move on to the Privacy
 18 Officer's priorities for the next year, I do want
 19 to recognize my dual role as the Chief Privacy
 20 Officer and the Chief FOIA Officer and share some
 21 exciting news about DHS FOIA operations.

22 The Department ended the last fiscal year

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1 with the lowest backlog in almost a decade. In
 2 achieving this milestone, we processed a record
 3 number of -- a record breaking number of requests.
 4 And I am particularly proud of the way that we used
 5 our FOIA resources in the Privacy Office, not only
 6 to handle our own workload, but to also help other
 7 components close out many of their requests.
 8 Now, I would like to move on to some
 9 Privacy Office priorities for Fiscal Year 2022.
 10 One of my top priorities is to shift privacy
 11 implementation from being solely focused on
 12 governance, which is extremely important and
 13 remains to be invaluable, but to also include
 14 privacy in the technical design.
 15 The Privacy Office is working with DHS
 16 stakeholders to host a workshop in June of 2022
 17 that will enable privacy researchers to identify
 18 DHS use cases that could be solved with privacy
 19 enhancing technologies. And then what we can do is
 20 then connect that -- those discoveries with the
 21 program offices so that they can be used in
 22 building out our programs and our operations.

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1 Now, I understand that these research
 2 initiatives are not going to happen overnight, but
 3 it is something we need to start thinking about now
 4 and seek over the long haul if we are going to
 5 ensure that Privacy Office moves into the future
 6 and that we are able to respond proactively instead
 7 of reactively. Another priority I have for Fiscal
 8 Year 2022 is the expansion of the tool we use to
 9 track our privacy compliance documentation and that
 10 tool is called PRIVCATS.
 11 And we are exploring how we can use this
 12 tool to help the Privacy Office in its other
 13 requirements and functions, including our
 14 congressional reporting, including responding to
 15 the recommendations from OIG or from GAO. I see
 16 this as a -- this update as a valued opportunity to
 17 embed technology assisted documentation of the
 18 Department's programs and the systems in our
 19 processes, and it will allow the Department to
 20 gather necessary information from the programs and
 21 then store that in a centralized location.
 22 And finally, I am focused on the launch

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1 of the new DHS FOIA processing solution. It is
 2 called Secure Release. And Secure Release will
 3 help us meet the demands of a modern FOIA program
 4 and provide us with the tools we need to serve the
 5 Department and the public. It will enable us to
 6 reduce the number of FOIA processing systems that
 7 exist across the Department and will help us ensure
 8 that any system that is in use is interoperable and
 9 improve the consistency of our redactions across
 10 components.
 11 And to the committee members, I want to
 12 thank you all for your time and your dedication,
 13 and I am really looking forward to leveraging your
 14 expertise to provide tangible and achievable
 15 recommendations to the Department. I am very
 16 excited to have the opportunity to work with you
 17 all. Thank you.
 18 Ms. Sotto: Do we have any questions?
 19 Committee members -- okay, I don't see any hands
 20 raised. Thank you so much. We really appreciate
 21 the update, and I will say that I think there is
 22 great enthusiasm for revitalizing the committee and

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1 helping you do your work and helping the Privacy
 2 Office generally. So please, please, please use us
 3 as you wish. We are here and we are here to help.
 4 So thank you so much. There was a terrific update,
 5 and we appreciate it.
 6 Alright. So now it is time for a
 7 briefing from the DPIAC Policy Subcommittee Chair
 8 Dennis Dayman. Mr. Dayman is going to provide the
 9 committee with an update on the information sharing
 10 tasking. So, Dennis, let me turn it over to you.
 11 Mr. Dayman: Thank you, Lisa. I
 12 appreciate that. Hello, everyone. Welcome. I am
 13 glad to see that we are all back here. Yes, what
 14 we wanted to do today was to kind of give you an
 15 idea of where we are with our tasking.
 16 As you are aware, and I will kind of
 17 review this very quickly, is that the DPIAC was
 18 tasked with providing recommendations obviously to
 19 the Privacy Office on how to better oversee
 20 information sharing across the Department of
 21 Homeland Security offices and components.
 22 This tasking, as Lisa has mentioned,

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1 began on October 27th of 2020, when they asked
 2 DPIAC to provide guidance and information sharing
 3 specifically on a couple of different points. They
 4 -- it was asked to have written guidance on best
 5 practices, again, to ensure the effective
 6 implementation of privacy requirements for
 7 information sharing within the DHS enterprise.
 8 And at the time, the Privacy Office asked
 9 that, how can DHS Privacy Office better engage with
 10 their own offices and components to improve
 11 consistency in meeting information sharing
 12 requirements that are related to privacy? Number
 13 two, how can the DHS Privacy Office provide better
 14 oversight of privacy protections included in
 15 information sharing agreements? And were there any
 16 sort of specific metrics that can be utilized and
 17 written in those agreements to make sure that there
 18 is compliance within those?
 19 And then third, were there any other
 20 considerations necessary to effectively implement
 21 privacy requirements to DHS sharing information?
 22 Again, this tasking was assigned to the policy

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1 subcommittee, and I myself along with committee
 2 members spent a great amount of time meeting over
 3 the last year or so, not only with ourselves and
 4 staff being a part of that, but also taking the
 5 time to look at several different processes, but
 6 also a lot of document requests into DHS staff so
 7 that we could sort of see what the -- what we
 8 needed to understand.
 9 As a very quick sort of key example is in
 10 those documents. We looked at everything from the
 11 Office of Inspector General's report that came out
 12 in November of 2020 and several other management
 13 directives and policy directives that we felt would
 14 help us understand the processes within DHS, and
 15 again its partners, in handling privacy and
 16 managing it, monitoring it, and then continually
 17 looking at it every couple of years. Again, you
 18 know, spending a lot of time, you know, with the
 19 committee, we basically made some recommendations
 20 so far in this report.
 21 This report has actually been submitted
 22 over for review. It was submitted in November of

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1 last year, but when we sort of take a look at it
 2 from very high level, the report reflects a
 3 detailed review by the committee of the current
 4 status of information sharing practices and
 5 provides what we think are recommendations that
 6 would help promote consistency in baseline privacy
 7 controls for those information sharing and then
 8 facilitate oversight by the Privacy Office across
 9 all, again, those information sharing activities,
 10 and really to achieve better engagement across the
 11 DHS offices and its components.
 12 Very quickly, just on a high level,
 13 again, some of the things that we are looking at
 14 doing was looking at adopting template information
 15 sharing and access agreements known as ISAAs, and
 16 privacy addendums that can be included in existing
 17 and future sharing agreements that would involve
 18 PII or personal identifiable information, and other
 19 things as well.
 20 With these core capabilities in place, we
 21 believe that the Privacy Office will be able to
 22 engage, again, with its appropriate stakeholders

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1 across the offices within DHS and components to
 2 provide even things like training and awareness,
 3 leading to increased adoption and compliance when
 4 it comes to privacy.
 5 I am trying to think here -- really at
 6 this point, like I said, we have submitted the
 7 report over to the staff and to the committee in
 8 November, and we are looking forward to actually
 9 bringing this to the much higher DPIAC committee
 10 for discussion and for input as well.
 11 So Lisa, I will turn it back over to you
 12 then.
 13 Ms. Sotto: Okay, I am going to ask for
 14 questions. Any questions at all? No member
 15 questions for Dennis.
 16 Mr. Plofchan: Lisa, just a quick one.
 17 Do we have a timeline on that larger conversation
 18 with the greater committee?
 19 Ms. Taylor: Hey, this is Sandy. Lisa, I
 20 am happy to jump in --
 21 Ms. Sotto: Yes, please.
 22 Ms. Taylor: Thank you so much. So as

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1 you know, we actually had to wait until we had new
 2 members seated.
 3 And now that that is done, I am going to
 4 have a conversation with the Chief -- with Lynn
 5 Parker Dupree, the Chief Privacy Officer, and we
 6 will come up with a time when we can have another
 7 public meeting, possibly within the next two
 8 months, so the committee can vote on these
 9 recommendations.
 10 Mr. Plofchan: Excellent. Thank you.
 11 Ms. Taylor: You are welcome, Tom.
 12 Thanks, Lisa.
 13 Ms. Sotto: Okay. Any other questions?
 14 I don't see any hands raised or feel free, if you
 15 are committee member, to jump right in. Okay. And
 16 just a reminder that we will take public comments
 17 at the end of today's session.
 18 So if there are no more questions for
 19 Subcommittee Chair Dayman, I will turn it over now
 20 to the Emerging Technologies Subcommittee
 21 Chairperson Chris Teitzel for an update on that
 22 committee's tasking. Chris, over to you.

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1 Mr. Teitzel: Thanks, Lisa. So the
 2 subcommittee met several times over the last year
 3 and a half to discuss a tasking also from the 27th,
 4 same time that the policy subcommittee also had
 5 their tasking. Ours was a bit interesting of a
 6 tasking because it was a tasking to find a tasking.
 7 The tasking itself was to consider the
 8 Department's transition to cloud service
 9 technologies and enhanced capabilities that the
 10 transition provided during the Department's COVID-
 11 19 telework, you know, migration that they
 12 underwent at the beginning of the pandemic.
 13 As an overview, the Department saw a 7x
 14 increase in the number of Tesla workers, a 200
 15 percent increase in traffic, and the VPN usage
 16 increased by 483 percent. So a massive shift, as
 17 we all did during the pandemic, to remote work and
 18 telework.
 19 And the consideration was, what does --
 20 what impact does that have on data, and not only
 21 the privacy of the data, but the integrity as
 22 various systems during that telework migration were

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1 also being moved to cloud environments as well, and
 2 that had been happening for quite a while. Luckily
 3 for the Department, during the winter, snowstorm of
 4 2018, 2019, a large shift had already occurred
 5 during that time, so much of the rough spots were
 6 found and attended to during that transition in
 7 2018, 2019.
 8 And so from that, you know, the
 9 transition actually went very smooth. So the
 10 committee met with the Office of the Chief
 11 Information Officer, the OCIO, office and
 12 representatives there. Now, we got briefings on
 13 cloud systems that were currently migrated, going
 14 to be migrated, and ones that were tagged for not
 15 to be migrated and to stay in localized data
 16 centers.
 17 We went through with those individuals
 18 and then we had discussions internally on the
 19 various risks of what cloud migration entails, how
 20 data moving from one source to the other can then
 21 be exposed, and how to take certain precautions
 22 around that. We found that because this was a

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1 tasking -- for a tasking, there wasn't as much
 2 follow on that needed to happen.
 3 And so we put all that together into a
 4 report. That report has been passed over to the
 5 Privacy Office, and now we are working with Sandra
 6 and others to, like I have mentioned earlier, we
 7 will be scheduling the meeting for a larger
 8 discussion with the group as well.
 9 And so at this time, the report is
 10 written and ready to go, though as we bring on new
 11 members, I am sure there is going to be new input
 12 that we will likely get, and we are looking forward
 13 to having it.
 14 And so, you know, before that meeting, it
 15 would be great to have any new members of the
 16 Emerging Technology Subcommittee take a review of
 17 that and offer any advice as well.
 18 Ms. Sotto: Thank you so much, Chris. Is
 19 there anyone on the committee who would like to ask
 20 the question of Chris? And I will remind committee
 21 members, please, to email Sandy, you can certainly
 22 copy me if you like, with your selection for the

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1 Policy Committee or the Technology Policy
 2 Subcommittee or the Technology Subcommittee.
 3 We would love to be able to get as many
 4 people their choice of subcommittee as we can. And
 5 so please let us know. Anything else from the
 6 committee? Okay. If there are no more questions
 7 for Subcommittee Chair Teitzel, I will turn it over
 8 now to Chief Privacy Officer Lynn Parker Dupree to
 9 issue a new committee tasking.
 10 Ms. Dupree: Thank you. This tasking is
 11 focused on the Department's use of commercial data
 12 and will be the third time the DPIAC examines this
 13 topic.
 14 The DPIAC first analyzed the Department's
 15 use of commercial data in 2005 and was focused on
 16 the Department -- how the Department might use
 17 commercial data to reduce false positives in its
 18 screening programs and outline controls to help
 19 protect privacy in those circumstances. The DPIAC
 20 issued a subsequent report in 2006, which built on
 21 the work conducted in 2005 and made additional
 22 recommendations.

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1 Some of those recommendations were
 2 definitional and others provided insights on how to
 3 leverage our compliance documentation process to
 4 analyze commercial data use. Since 2006, the DPIAC
 5 has not produced any additional recommendations
 6 related to commercial data.
 7 In the interim, the sources and uses of
 8 commercial data have both advanced and expanded.
 9 To that end, I am tasking the DPIAC to build upon
 10 the previous reports to provide their views and
 11 recommendations on a governance policy and
 12 framework wedded to the use of commercial data and
 13 DHS programs.
 14 I eagerly await your recommendations and
 15 analysis.
 16 Ms. Sotto: Thank you very much. We
 17 appreciate that, and we are eagerly looking forward
 18 to diving in. Sandy, could I ask that you please
 19 send to committee members the prior reports, the
 20 2005 and 2006 reports on the use of commercial
 21 data?
 22 Ms. Taylor: I will. Lisa, along with

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1 that, the new tasking. And also just for our
 2 members of the public, this new tasking will be
 3 made available immediately following this meeting
 4 on the DPIAC's website.
 5 Ms. Sotto: Okay. That is perfect.
 6 Thank you so much. And as I said, we are eager to
 7 dove in, so we will do so and then organize which
 8 subcommittee will be taking this particular
 9 tasking. Okay. Are there any questions for Lynn
 10 before we move on?
 11 (No response.)
 12 Ms. Sotto: Okay. And that was questions
 13 from the committee. Okay. So let's go ahead and
 14 move on. Sandy, I am not aware that anybody has
 15 pre-registered. Has anything come in?
 16 Ms. Taylor: No. So we do not have
 17 anyone who pre-registered for public comment.
 18 However, we can open it up at this time for any
 19 member of the public who has a question either for
 20 our Chief Privacy Officer or our members. Okay, I
 21 see that Mr. Myerson has a question.
 22 Mr. Myerson: Yes, hello. Good morning.

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1 I did pre-register in that requested comment, so I
 2 thank you for giving me the floor. Hi, my name is
 3 Ted Myerson. I am the President and Co-founder of
 4 Anonos. And Anonos applauds the DHS's focus on
 5 reviewing advanced PTs in the age -- the rapid age
 6 of digital transformation. There is not one
 7 solution that solves every use case.
 8 However, we recommend that the DHS
 9 research the benefits of dynamic pseudonymization
 10 technology. As recently recognized by the World
 11 Economic Forum, the European Data Protection
 12 Supervisor known as the EDPS, and the European Data
 13 Protection Board known as the EDPB, as really one
 14 of the most cutting edge tools to eliminate
 15 unnecessary tradeoffs between data privacy and
 16 utility.
 17 It is really one of the most advanced
 18 forms of data protection by design by default, and
 19 we believe it is one of the DHS's top priorities to
 20 evaluate technology that is more than just by
 21 design, but rather is implemented at the earliest
 22 possible point by default.

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1 So just as the use is dynamic in today's
 2 world, effective data protection must be dynamic to
 3 protect data when it is in use so it can travel
 4 safely beyond companies and Government offices
 5 perimeters, for protected processing in the cloud
 6 and sharing, and combining among partners and
 7 organizations.

8 And just for some brief background, the
 9 European data privacy regulators, the EDPB and the
 10 EDPS, have highlighted pseudonymizations as the
 11 only solution to lawfully transfer data
 12 internationally and lawfully process EU data and
 13 the U.S. operated clouds.

14 And the World Economic Forum just
 15 highlighted pseudonymization as a fourth industrial
 16 revolution technology capable of resolving these
 17 conflicts between data use and protection. So as
 18 dynamic pseudonymization technology enables
 19 surveillance proof processing while maintaining
 20 maximum utility and 100 percent accuracy of the
 21 data when compared to processing in unprotected
 22 clear text.

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1 And so some of these benefits, they don't
 2 require the heavy processing and transmission, such
 3 as homomorphic encryption or multi-party computing
 4 that can be used in some of these most advanced
 5 analytics, such as like AI, ML, without
 6 compromising speed, utility, or accuracy. And this
 7 also defeats the unauthorized linking to identity
 8 known as the mosaic effect.

9 So to conclude here, any long term
 10 sustainable approach to balancing data privacy,
 11 protection, and national security should include
 12 dynamic pseudonymization that satisfies the
 13 highlighted and heightened requirements and
 14 delivering the significant benefits recently
 15 highlighted by the EDPS, the EDPB, and the World
 16 Economic Forum. Thank you.

17 Ms. Sotto: Thank you very much, Mr.
 18 Myerson. We appreciate your comments, and
 19 certainly those are exciting developments, and we
 20 will take your comments under advisement. Thank
 21 you. Sandy, are there any other public comments?
 22 Ms. Taylor: No, I don't have any.

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1 Again, we can -- do we have any public comments,
 2 any additional public comments? Mr. Myerson, you
 3 can actually lower your hand. Thank you, sir. Any
 4 additional comments? Okay, Davis Phillips has a
 5 comment.

6 Mr. Phillips: Yes, just a quick
 7 question. This is -- I am new to the committee and
 8 publicly attending, so thank you for letting me
 9 join. Very succinctly, is there any mission that
 10 we have as a committee to influence or to steer the
 11 development of privacy legislation at the national
 12 level?

13 Ms. Sotto: No, that is not our charge.
 14 Our charge is to work directly with the Privacy
 15 Office at DHS and to assist the Chief Privacy
 16 Officer and the Secretary. Lynn, please chime in
 17 there.

18 Ms. Dupree: That is correct. The scope
 19 of the committee's functions is to directly respond
 20 to the Department's needs and tasking as issued by
 21 the Secretary or the Chief Privacy Officer.
 22 Mr. Phillips: Okay, thank you.

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1 Ms. Sotto: Thank you very much, Mr.
 2 Phillips. Any other questions from members of the
 3 public?

4 (No response.)

5 Ms. Sotto: Okay. If there is anything
 6 else that -- please do feel free to submit written
 7 comments. You can submit them to the same email
 8 address, it is privacycommittee@hq.dhs.gov. We ask
 9 that you please submit those by March 3rd, with
 10 respect to written comments that are specific to
 11 this meeting.

12 Please keep in mind that we operate as a
 13 Federal advisory committee under the Federal
 14 Advisory Committee Act, so all written comments are
 15 treated as public documents and will be available
 16 for public inspection.

17 And with that, many thanks to Chief
 18 Privacy Officer Lynn Parker Dupree, committee
 19 members, and members of the public for
 20 participating in today's meeting.

21 This concludes today's meeting. We are
 22 grateful for your interest. We encourage you to

¹ follow the committee's work by checking our web
² page, and the minutes of today's meeting will be
³ posted there in the near future.

⁴ With that, this meeting is adjourned.

⁵ Thank you.

⁶ (Whereupon, at 11:05 a.m., the meeting
⁷ was adjourned.)

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