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Protecting privacy while promoting transparency



# Data Privacy & Integrity Advisory Committee

Public Meeting

*Tuesday, September 19, 2017*

12:45 PM - 3:40 PM



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# Web Conference Instructions

Please follow these instructions:

## CONFERENCE LINE

- Dial 1-877-917-3402 and enter passcode **2049082**.
- Please mute your phone but don't place it on hold.

## QUESTIONS

- Hold questions until the end of each session when the operator will open the line. DPIAC members have priority.

## HANDOUTS

- This presentation is also available on our website:  
[www.dhs.gov/privacy](http://www.dhs.gov/privacy). Click on *Privacy Committees*.



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# Opening Remarks

**Lisa Sotto**

Chair

*Data Privacy & Integrity Advisory Committee*



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# Chief Privacy Officer Remarks

## Sam Kaplan

Chief Privacy Officer  
*Privacy Office, DHS*

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# Privacy Office Updates

## Jonathan R. Cantor

Deputy Chief Privacy Officer  
Privacy Office, DHS

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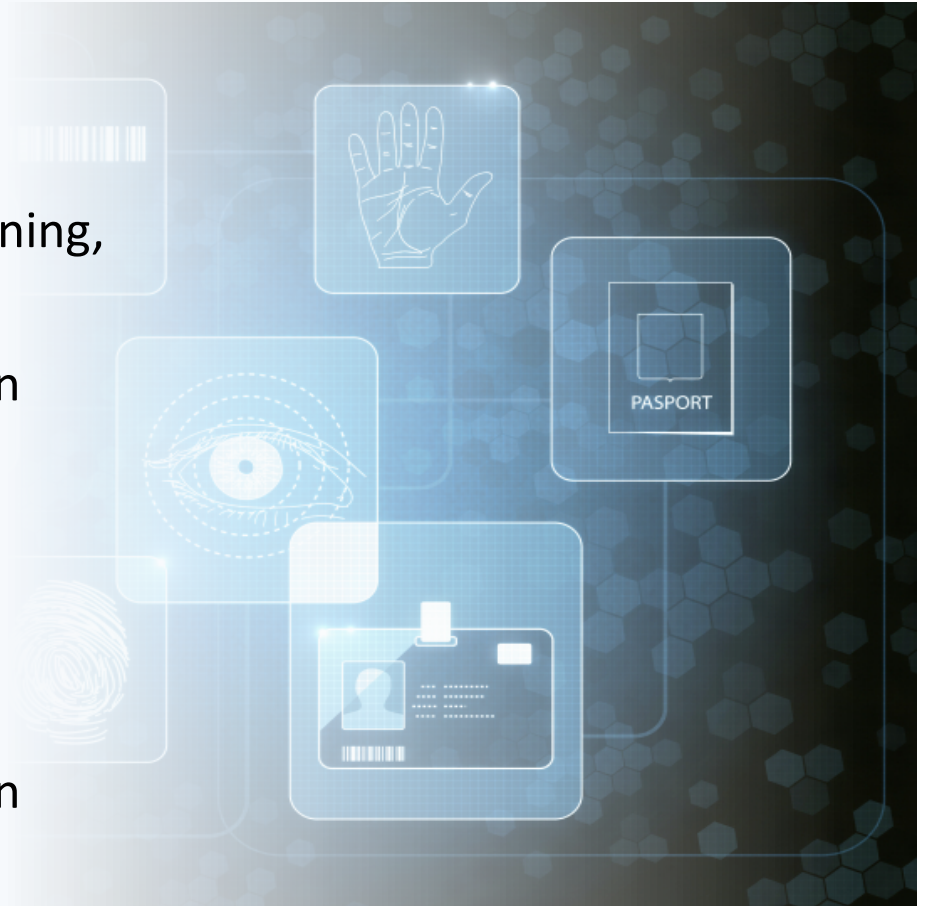
# Biometric Travel Security Initiative

## Michael Hardin

Director, Entry/Exit Policy and Planning,  
Office of Field Operations  
U.S. Customs and Border Protection

## Breanne Goodell

Branch Chief, Privacy Compliance  
Privacy & Diversity Office  
U.S. Customs and Border Protection



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# Biometric Travel Security Initiative

## Privacy Impact Assessments

- **Departure Information Systems Test**  
<https://www.dhs.gov/sites/default/files/publications/privacy-pia-cbp-dis%20test-june2016.pdf>
- **Departure Verification System**  
<https://www.dhs.gov/sites/default/files/publications/privacy-pia-cbp-030-a-dvs-december2016.pdf>
- **Traveler Verification Service (TVS)**  
<https://www.dhs.gov/sites/default/files/publications/privacy-pia-cbp030-tvs-may2017.pdf>
- **Traveler Verification Service (TVS): Partner Process**  
<https://www.dhs.gov/sites/default/files/publications/privacy-pia-cbp030-tvs-june2017.pdf>





# Facial Recognition

## Lindsay Lennon Vogel

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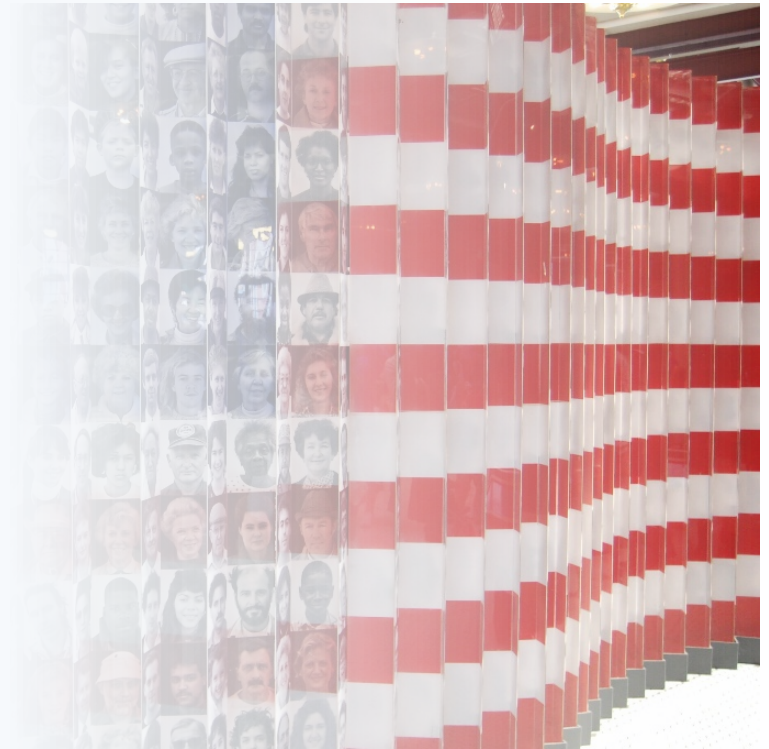
# Immigration Data Integration Initiative (IDII)

**Marc R. Rosenblum**

Deputy Assistant Secretary

Office of Immigration Statistics

Office of Policy, DHS



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# IDII Directive

## **DHS Memorandum 16-3048: Improving Immigration Data Analysis and Reporting**

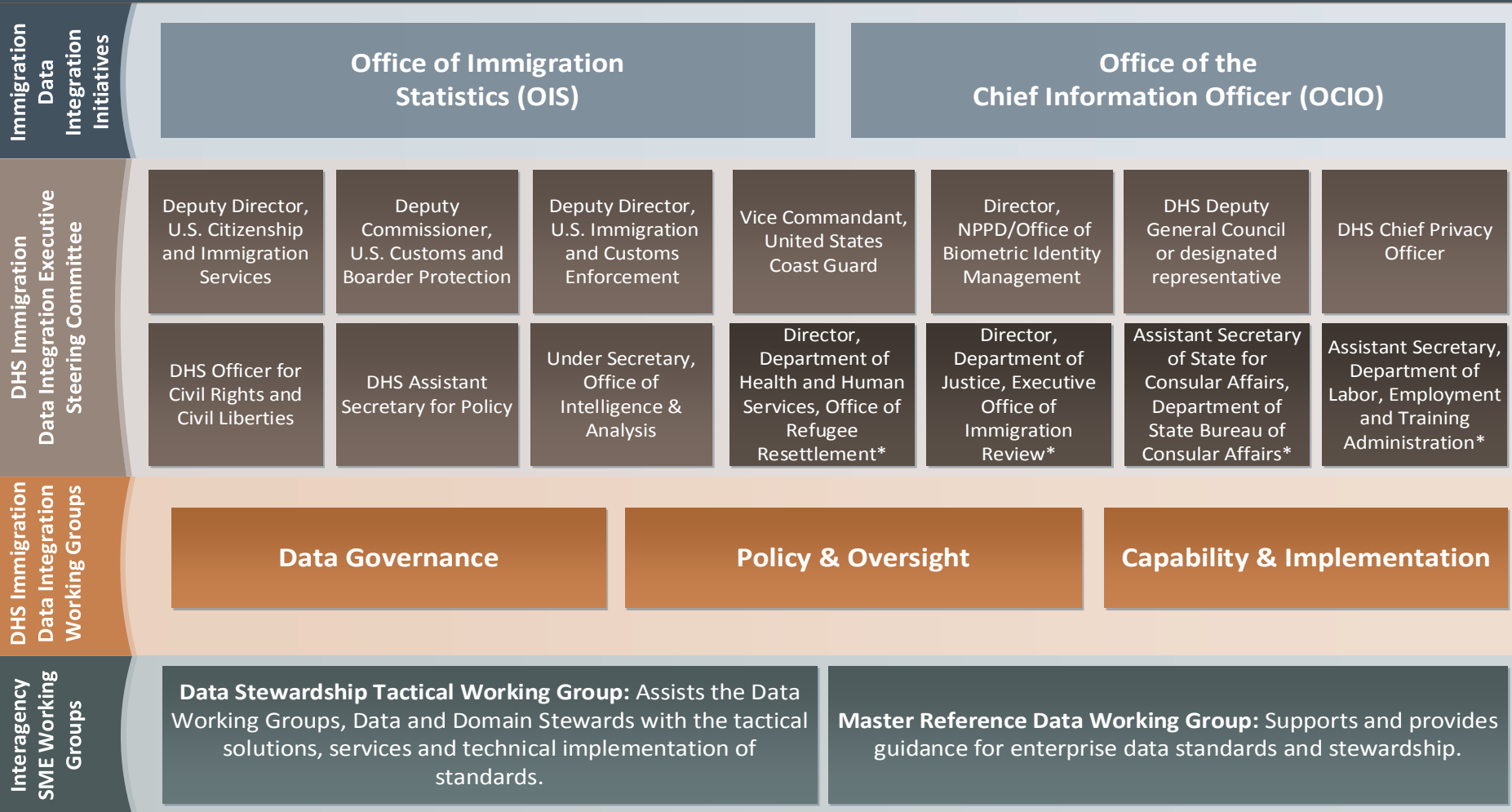
- Ensure uniform Department-wide immigration data standards
- Give the Department's data stakeholders real- or near real-time access to relevant data from across the Department
- Ensure that immigration records are fully linkable across DHS data systems
- Directed OIS and OCIO to establish and co-chair an ESC in 30 days and include leadership from CBP, ICE, USCG, and USCIS



# DHS IDII ESC Structure

## DHS Immigration Data Integration Governance Organization

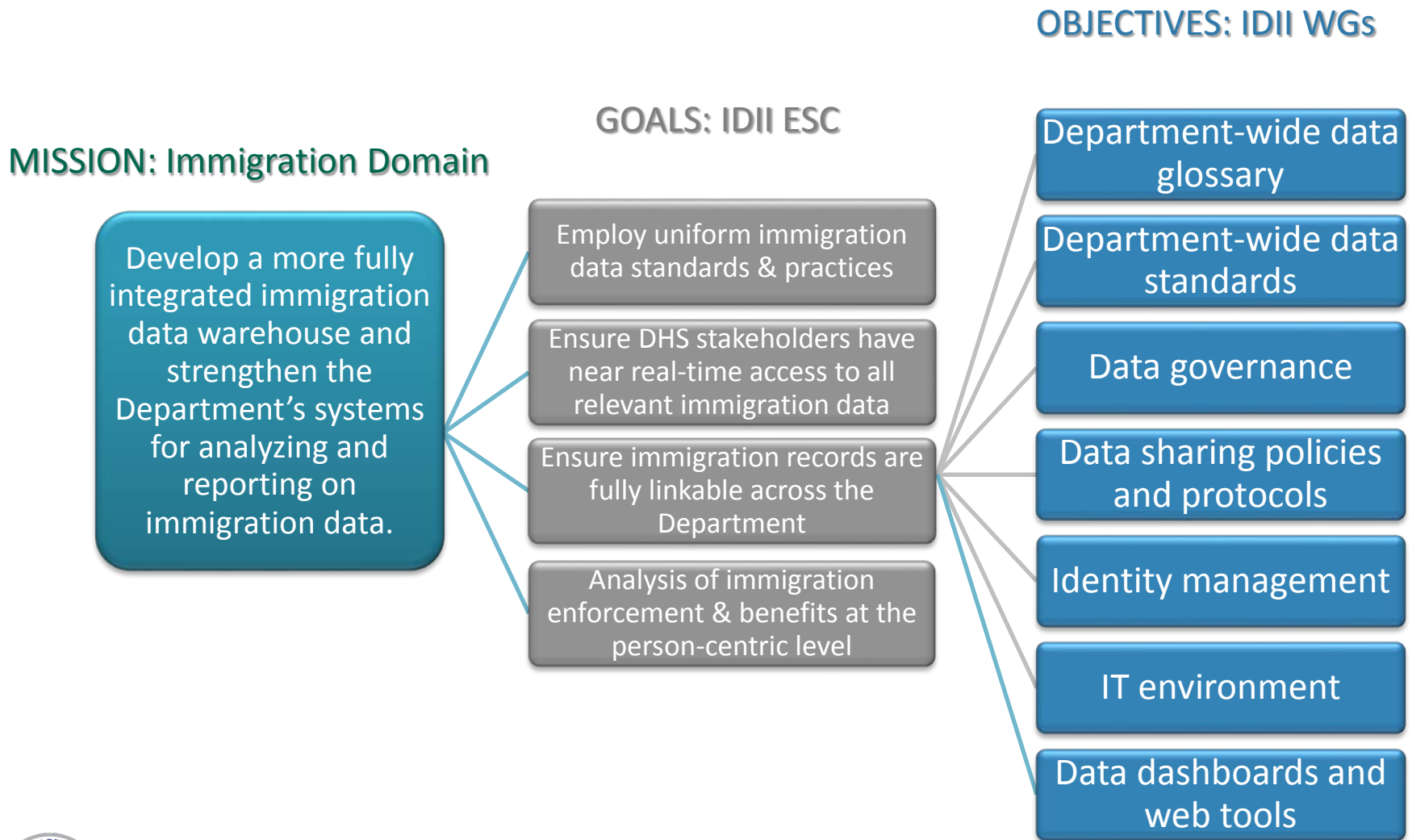
Version 2  
June 2017



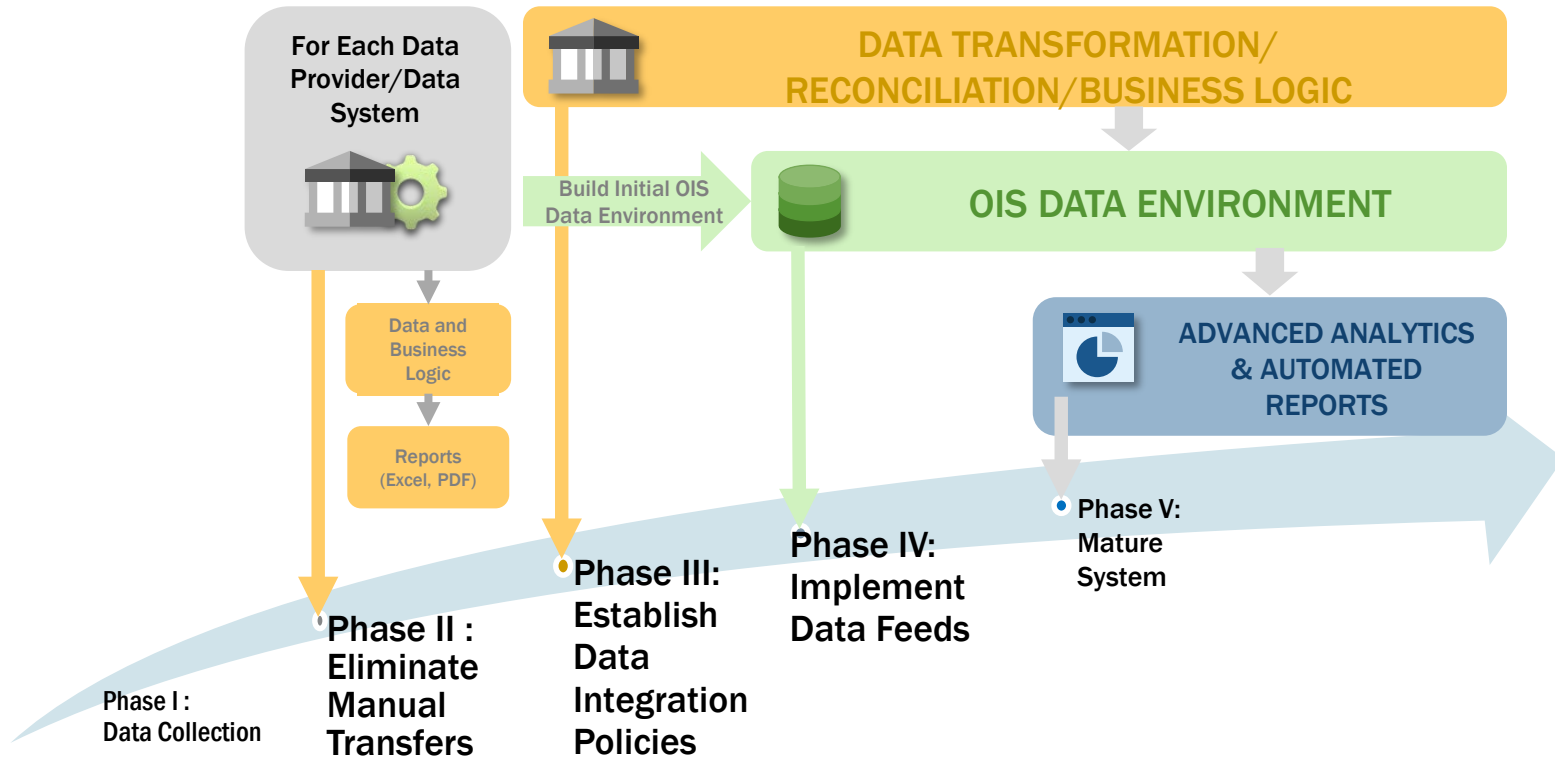
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# IDII Mission, Goals, & Objectives



# IDII: The Way Ahead



# Use Case Information Capture

*Please feel free to modify this to meet your need. This is*

Use Case Element	Description
Use Case Number	Component/agency acronym_###
Use Case Name	The name of your use case, keep it short and sweet
Stakeholder	Who is the main stakeholder that this use case represents
Use Case Target	Elaborate more on the name, in paragraph form.
Information Need	The basic flow should be the events of the use case when everything is perfect; there are no errors, no exceptions, no transfers. Exceptions will be handled in the "Alternate Flows" section.
Precondition	What preconditions must be met before this use case can start
Trigger	What event triggers this use case
Known Impediments	Provide any known impediments such as access or system boundaries that you may be aware of.
Alternate Flows	The alternate flow provides any viable alternatives if there are known impediments.

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# Use Case Outcomes

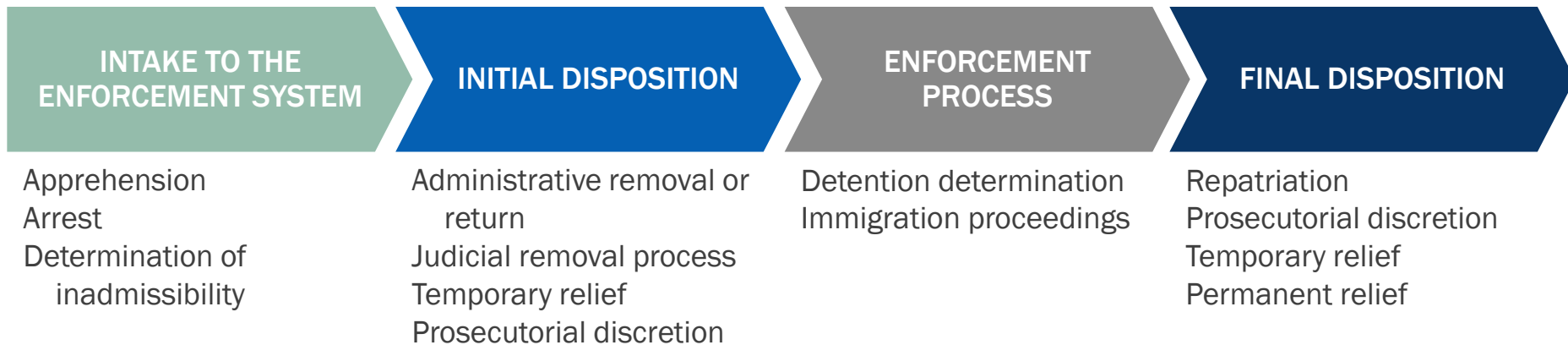
## Outcomes:

- Completed use case template
- Documented processing inputs and outputs
  - Immigration terminology
  - Reference data
  - Policy recommendations
- Capability and reporting requirements evolve from use cases
- Recommendations for enterprise wide policy



# Enforcement Lifecycle Analysis Example

- Current data systems hinder analysis of immigration enforcement: DHS cannot track an individual's immigration history across DHS components, or describe enterprise-wide immigration actions and outcomes



# Enforcement Lifecycle: Disclaimers

- Notes of Enforcement Lifecycle methodology are being shared for illustrative purposes only.
- OIS is still working with DHS data partners to finalize our Lifecycle methodology and to develop internal and public-facing Lifecycle reports



# Enforcement Lifecycle: Outcome Assignment

Outcome	Removed/ Returned	Permanent Relief	Temporary Relief	Final Order Issued	Non- Removable	In Proceedings
Final Decision	<ul style="list-style-type: none"> <li>Removed/ Returned</li> </ul>	<ul style="list-style-type: none"> <li>LPR</li> <li>SIJ</li> <li>Cancellation of Removal</li> <li>Asylum</li> <li>EOIR Judicial Relief</li> </ul>	<ul style="list-style-type: none"> <li>T or U Visa</li> <li>Temporary Protected Status</li> <li>DACA</li> </ul>	<ul style="list-style-type: none"> <li>Recalcitrant Countries</li> <li>&lt;60 Days Pending</li> <li>60+ Days Pending</li> </ul>		
Touched the System			<ul style="list-style-type: none"> <li>EOIR Prosecutorial Discretion</li> <li>EOIR Judicial Discretion</li> <li>Parole (EAD)</li> <li>Benefit Pending</li> </ul>		<ul style="list-style-type: none"> <li>Not Amenable to Removal (EAD)</li> </ul>	<ul style="list-style-type: none"> <li>Asylum Application</li> <li>Withdrawal Granted</li> <li>Voluntary Departure Granted</li> <li>EOIR Proceedings</li> <li>ERO Admin NTA</li> </ul>
At Apprehension			<ul style="list-style-type: none"> <li>App Parole</li> <li>App Judicial Discretion</li> <li>App Prosecutorial Discretion</li> </ul>		<ul style="list-style-type: none"> <li>Foreign- Born US Citizen</li> <li>Not Amenable to Removal at App</li> </ul>	<ul style="list-style-type: none"> <li>NTA designated at Apprehension</li> </ul>



# Enforcement Lifecycle: Methodology

## *High-Level Process for Assigning Lifecycle “Outcomes”*

- OIS matches intakes into the enforcement system to additional immigration events
- OIS assigns an “Outcome” to each apprehension to describe where they are in the immigration system
- Because individuals experience multiple immigration events, OIS created a hierarchy to assign an exclusive “Outcome”
- This hierarchy prioritizes data that shows that an individual has reached a stopping point (final decision) and works backwards.

### Final Decision

Ex. Removed or Returned  
LPR  
Final Order Issued

### Touched the System

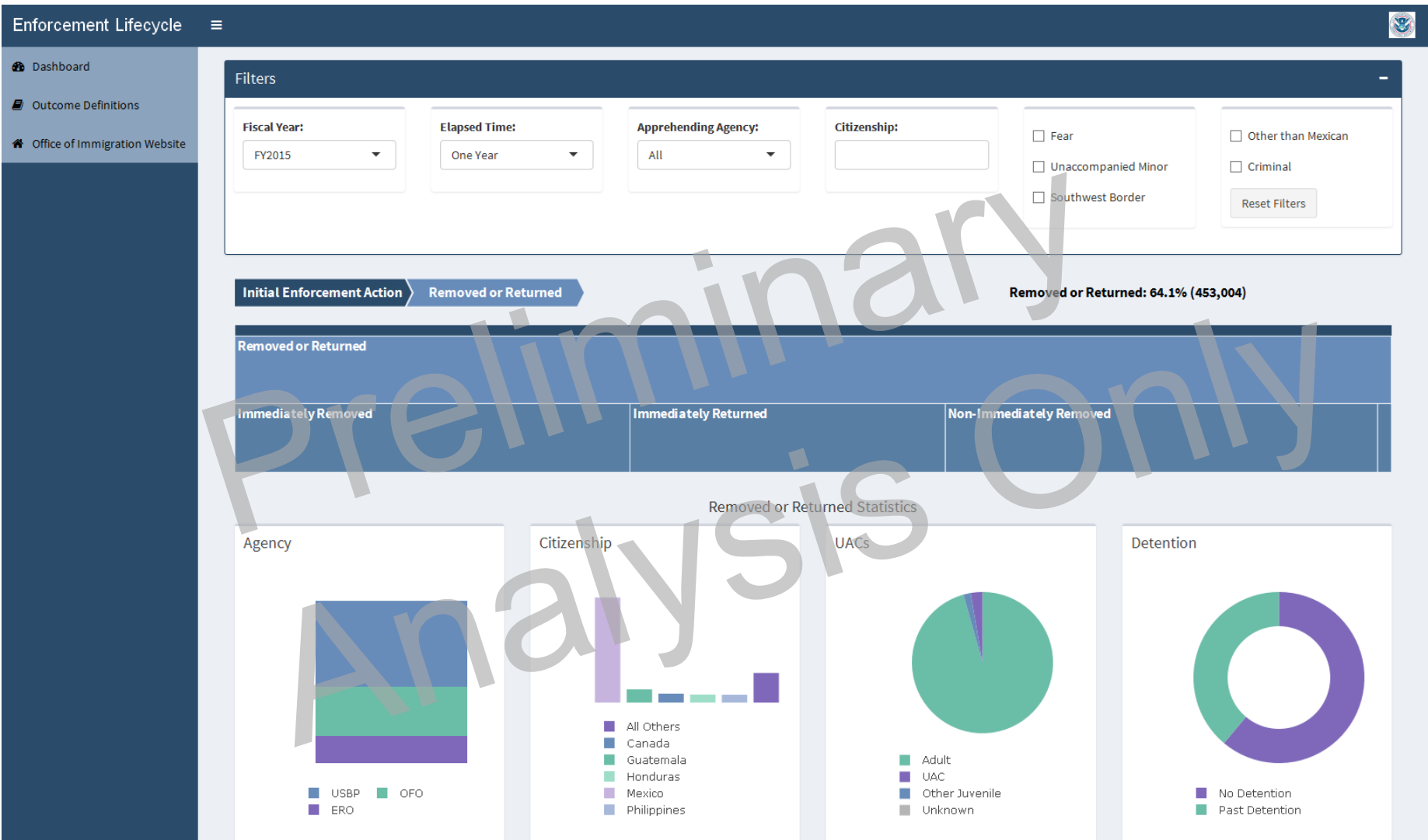
Ex. In EOIR Proceedings  
Benefit Application

### At Apprehension

Ex. Paroled at Apprehension  
PD at Apprehension



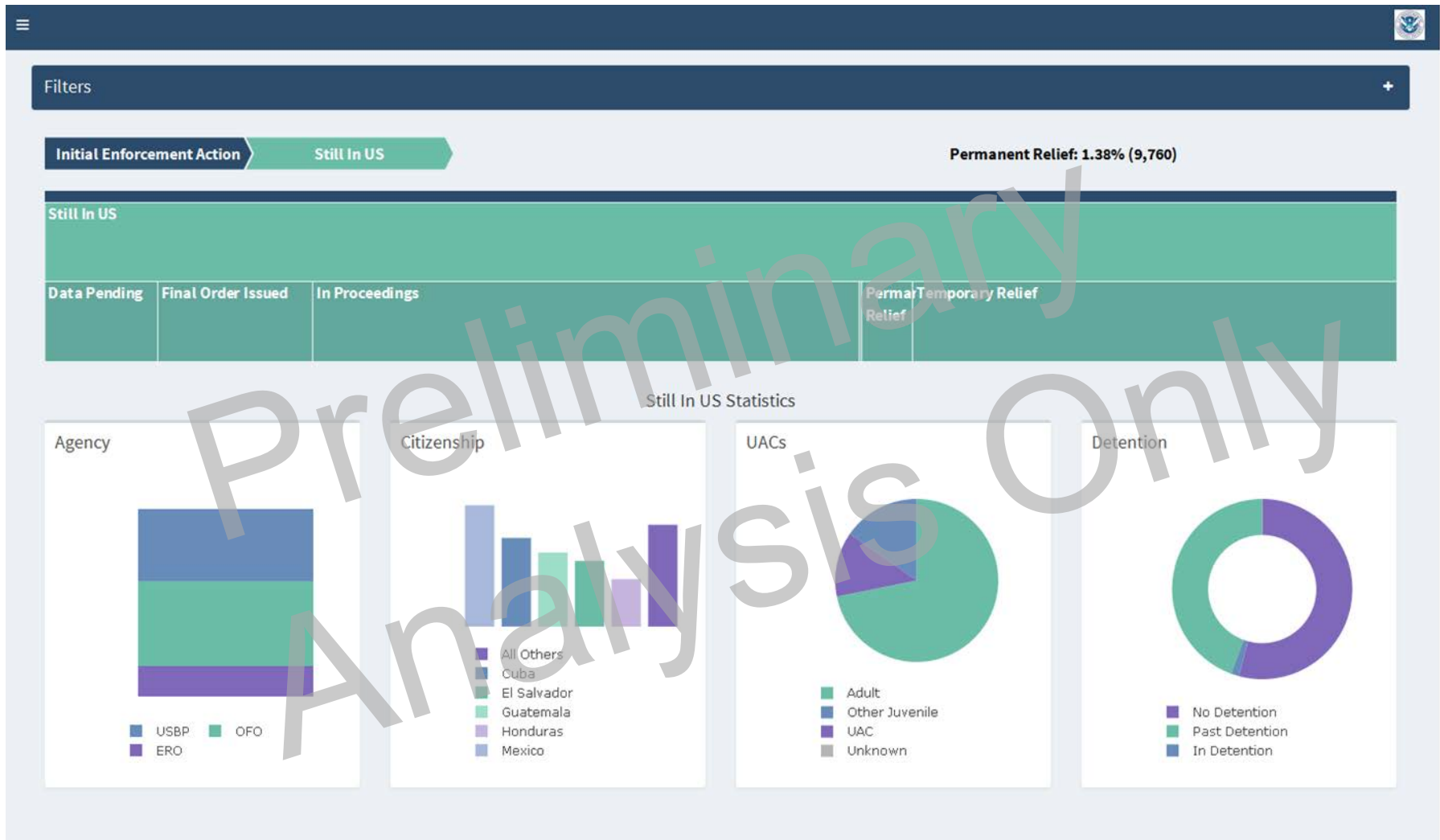
# Enforcement Lifecycle: Preliminary Results – Removed or Returned Dashboard



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# Enforcement Lifecycle: Preliminary Results – Still in US Dashboard



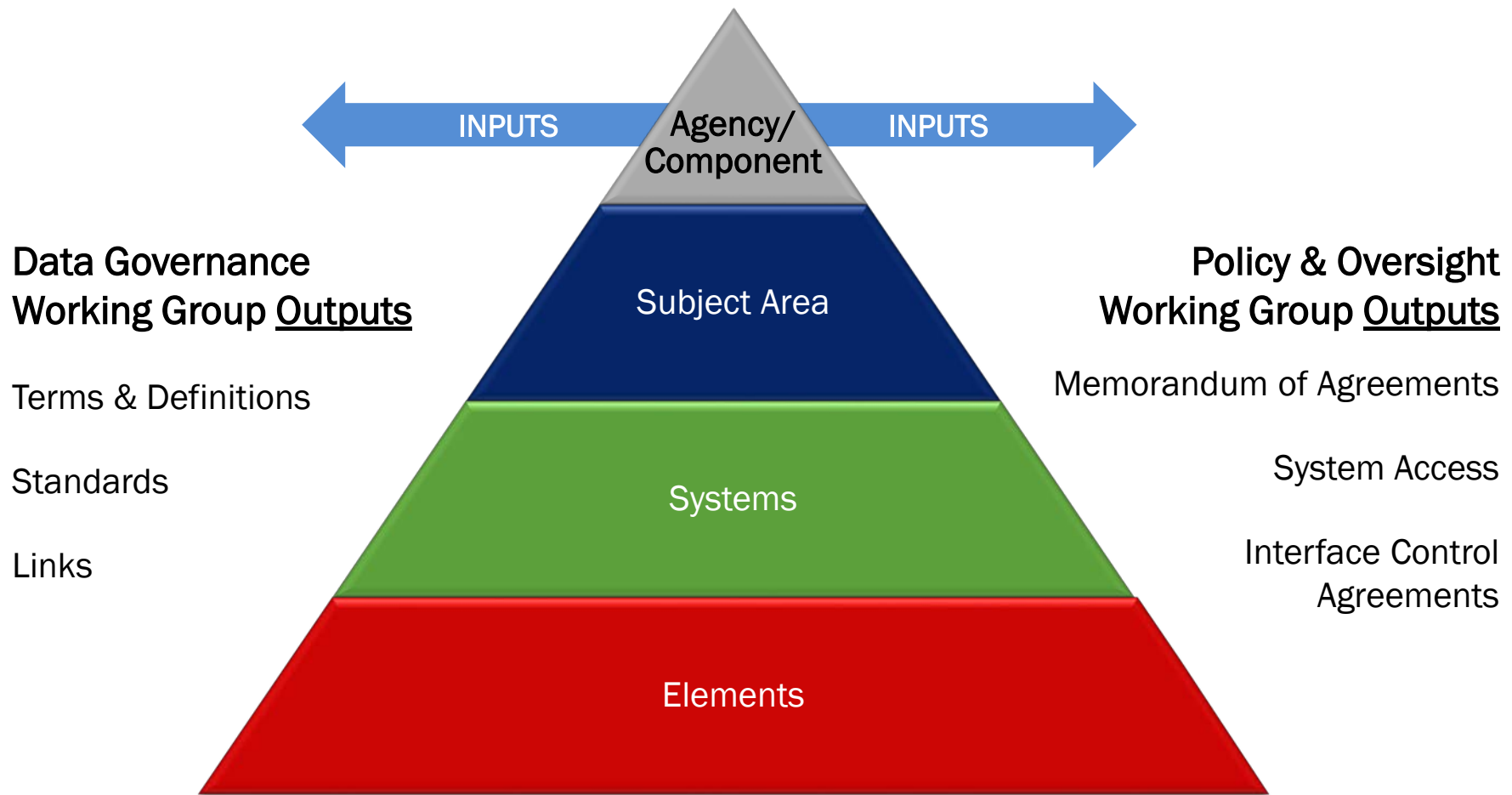
# OIS – EOIR MOA

- OIS and Executive Office of Immigration Review (EOIR) are negotiating an MOA specific to the data OIS and EOIR want to share for analytic and statistical purposes
- A key element in the MOA is OIS will be merging EOIR and DHS data and then de-identifying the merged data
  - This will allow the merged data to be used by EOIR and other DHS Components for reporting and statistical purposes without improperly sharing any PII obtained under this MOA that is beyond the scope of the larger Department-level MOA with EOIR
- OIS obtained a “One DHS” exception to continue to proceed with the MOA
  - Prevents the sharing of data with internal DHS Components that should not have access to the EOIR data OIS receives for statistical purposes





# IDI Relational Diagram



**Outcomes > Capability & Implementation Working Group**



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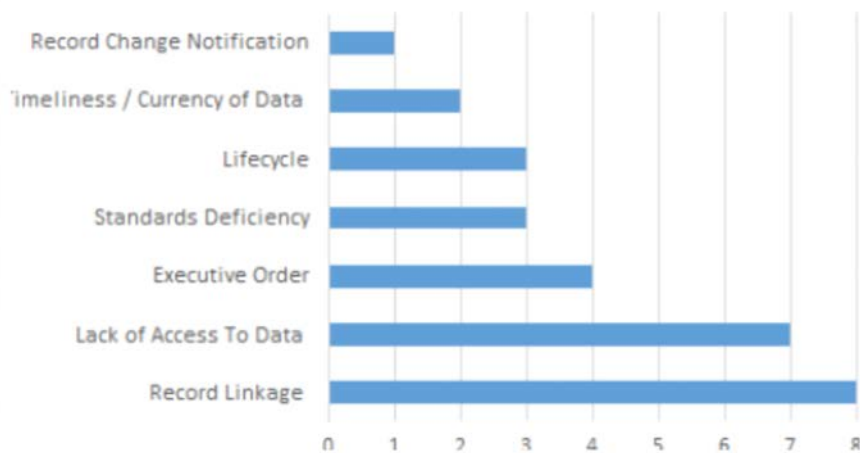
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# Data Governance Working Group Status

**30 Use Cases submitted:** CBP, ICE, USCIS, USCG, & DHS OIS

- Use Cases can have multiple themes
- The themes are prioritized by DGWG based on initial review.
- Themes and prioritization will be validated by the owning component / agency.

Use Case Primary Themes



*CASP & CAR outline in draft based on use cases submitted.*

## Themes Defined:

- 1. Record Linkage** – The primary theme is lack of unison among records with systems internal and external to that Component.
- 2. Lack of Access to Data** – The primary theme is the inability to access information from other Components and agencies.
- 3. Executive Order** – The primary theme is they required information they currently do not have access to support Executive Orders reporting.
- 4. Standards Deficiency** – The primary theme is lack of standardization when inputting, sending, or receiving information.
- 5. Lifecycle** – The primary theme is access to lifecycle information while processing records.
- 6. Timeliness / Currency of Data** – The primary theme is availability of the information in as real time as possible and it is accurate.
- 7. Record Change Notification** – The primary theme is lack of notification when a change is made to a record internally or externally.



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# Data Governance Working Group Status

- **Apprehension:** An action by a law enforcement agency to take physical control of a person. References to apprehensions in this report refer exclusively to those conducted by USBP.
- **Determination of Inadmissibility:** A determination that an alien is ineligible to be admitted to the United States according to the provisions of the Immigration and Nationality Act (INA) § 212(a). References to determinations of inadmissibility in this report refer exclusively to determinations by OFO occurring at ports of entry.
- **Administrative Arrest:** The arrest of an alien who is charged with removability under the provisions of the Immigration and Nationality Act (INA). References to administrative arrests in this report refer exclusively to arrests by ICE (ERO and HSI) occurring within the interior of the United States.
- **Detention:** The physical custody of an alien in order to hold them pending a determination whether the alien is removable from the United States, or while awaiting transportation to their country of citizenship after a final order of removal has been entered. References to detention and “intake to detention” in this report refer exclusively to detention by ICE during or after removal proceedings; they do not include short-term periods of time an individual is held by CBP during processing, prior to a removal or return, or prior to a transfer of custody to ICE or another appropriate entity. They also do not include detention in Office of Refugee Resettlement or Mexican Interior Repatriation Program facilities.
- **Removal:** The compulsory and confirmed movement of an inadmissible or deportable alien out of the United States based on an order of removal. An alien who is removed, as opposed to being returned or leaving the country under an order of voluntary departure, faces administrative or criminal consequences upon subsequent reentry.
- **Return:** The confirmed movement of an inadmissible or deportable alien out of the United States not based on an order of removal. Data on returns in this report include voluntary returns, aliens leaving the country under an order of voluntary departure, and withdrawals under docket control.

*\*December 2016 Annual Flow Report DHS Immigration Enforcement (Enforcement Priorities)*



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# Best Practices for Protecting Immigration Statistics Data

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