



Privacy Compliance Programs by “Checklists”

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Privacy Compliance Program Priorities 2000-2010

- Employee Data-Social Security Numbers
- FTC-Overall Data Security
- Cybersecurity - Retail Customer Data Breach Prevention
- HIPAA
- GLBA
- Website privacy policy regulated by FTC

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Privacy Compliance Program Priorities 2010-2015

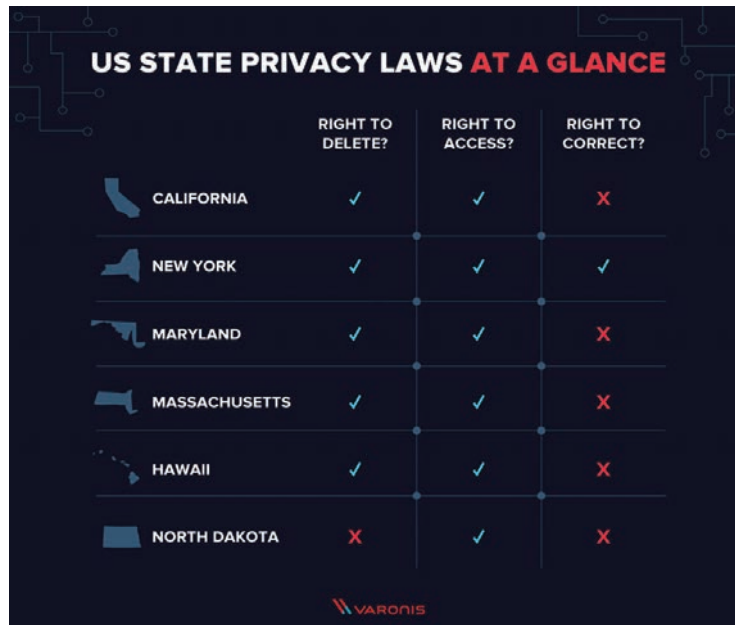
- Data breach notification statutes
 - Massachusetts leads with strictest standard requiring a “written information security program”
- **HIPAA HITECH** imposing liability on Business Associates and data breach notification requirements to patients
- **Children’s Online Privacy Protection Act** – 2013 amendments widen the definition of children’s personal information to include persistent identifiers such as cookies that track a child’s activity online, as well as geolocation information, photos, videos, and audio recordings.



Privacy Compliance Program Priorities 2015-2019

- New York Department of Financial Services Cybersecurity Regulations (**23 NYCRR Part 500**) – Effective date **August 28, 2017**
- All 50 states enact data breach notification statutes
- Enactment of the General Data Protection Regulations (**GDPR**) and effective date of GDPR – **May 25, 2018**
- Enactment of the California Consumer Privacy Act (**CCPA**) – **Summer 2018**
- Canada
 - **PIPEDA**-Rigorous amendments effective on **November 1, 2018**

CCPA Copycat laws



	RIGHT TO DELETE?	RIGHT TO ACCESS?	RIGHT TO CORRECT?
CALIFORNIA	✓	✓	✗
NEW YORK	✓	✓	✓
MARYLAND	✓	✓	✗
MASSACHUSETTS	✓	✓	✗
HAWAII	✓	✓	✗
NORTH DAKOTA	✗	✓	✗

Privacy Program Compliance Priorities 2020

- **January 1** - Effective Date of the CCPA
- **July 1** – Enforcement Date of the CCPA
- Effective date of the CCPA regulations still TBD
- Multiple state copycat bills introduced

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