

SAMUEL BAIDOO

CYSE 406

April 30, 2024

MEMORANDUM

Memorandum

To: Governor Karras

From: Samuel Baidoo, Cyber Law Aide

Date: 04/30/2024

Addressing Data Protection and Privacy Concerns in the State of Mongo

Dear Governor Karras,

I hope this memorandum finds you well. I have reviewed the concerns raised by constituents regarding the issue of data protection and privacy issues in the state of Mongo. I have this to your attention to provide you with recommendations on this matter.

Understanding Data Protection and Privacy Concerns:

Data protection and privacy concerns focus around protecting individuals' personal information from unlawful access, use, or disclosure. Overall it is about keeping control of one's own data. This is critical for various reasons such as.

Individual Rights: Constituents should be concerned about data protection because it directly impacts their basic rights to privacy and autonomy. When personal data is mismanaged or misused, individuals may face a range of repercussions, including identity theft and prejudice.

Trust and Confidence: Effective data protection measures build confidence between individuals and the companies that collect their data. Without such trust, people may be hesitant to interact with enterprises, government agencies, or other groups, limiting economic and social growth.

Ethical Considerations: Being able to respect people's privacy is both a legal and ethical need. People have the right to determine how their personal information is used and disseminated, and failing to protect this right can lead to social mistrust and could be a loss of civil freedoms.

Key Terminologies:

Biometric Data: Fingerprints facial recognition patterns or iris scans for example a smartphone with a fingerprint scanner

Personally Identifiable Information (PII): Data that can be used to identify a specific individual data like their name, social security number. Or email address retail stores like walmart collect addresses for shipping is gather PII

General Data Protection Regulation (GDPR): A Protection law that was enacted by the European Union to regulate the processing of personal data sets out strict requirements for how organizations handle individual's data including consent mechanisms, data breach notification obligations and penalties for non compliance.

Legislative Considerations for the State of Mongo

The State of Mongo May need to consider enacting laws to protect additional types of personal data covered by existing federal regulations.

While federal laws already protect certain categories of PII the state legislature could also broaden this definition to be able to encompass other identifiers or data points which are used commonly to identify or track individuals such as IP addresses. The sensitivity of Biometric information could bring upon regulations which specifically address its collection for storage and use and it might involve explicit consent for biometric data processing and also imposing that strict security measures need to be put in place in order to prevent unauthorized access. Adopting GDPR regulations would be able to strengthen privacy rights and will be able to give them more control over their personal data which aligns with global practices and demonstrating that data protection measures are able to enhance the states reputation and attract business and consumers alike will enhance privacy conscious practices. Even though there are benefits there are some challenges such as the implementation of gdpr regulations will require a significant amount of resources and may pose a compliance challenge for smaller businesses or government agencies with limited budgets and expertise as well and the stricter data protection laws could decrease the speed of the innovation of technological advances due to data driven industries.

In conclusion laws similar to the GDPR in the state of mongo would be able to enhance data protection and rights of privacy for constituents however careful planning and considerations has to be put in effort to the challenges and impacts that it poses on businesses and innovation but i still recommend further consultation with legal experts and industry stakeholders and advocates of privacy in order to create legislative solutions that balance the interest of the community.

References

Biometric. General Data Protection Regulation (GDPR). (2018, March 29).

<https://gdpr-info.eu/art-4-gdpr/>

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Guidance on the protection of personal identifiable information. DOL. (n.d.).

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