Committee Work Plan
2017-2018

Committee: Privacy and Information Protection

This Work Plan will help to guide your Committee’s initiatives throughout the year and will help Section leadership and staff facilitate and support the work of your Committee. Please complete each section as thoroughly as you can, and return this form to Associate Director Paula Shapiro (paula.shapiro@americanbar.org) and your Division Director by Friday, October 20, 2017.

CIVIL RIGHTS DIVISION Kristen Galles kgalles@comcast.net
CONSTITUTIONAL RIGHTS DIVISION Virginia Sloan VSloan@constitutionproject.org
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1. Current issues and “hot topics” for your Committee this year. Please identify the most important subject-matter issues your Committee would like to address this year. Include issues that are addressed in current ABA policy as well as those that are not. (You may find the ABA Policy and Procedures Handbook, which includes an index of all current ABA policy, at: http://www.americanbar.org/content/dam/aba/administrative/house_of_delegates/2015_2016_greenbook_complete.authcheckdam.pdf)

   a) Fourth Amendment protections for cloud data and other digital third party records (three Supreme Court cases touch on this issue)

   b) Encryption, cybersecurity, and privacy (how to preserve protections for individual data and fight back efforts to weaken encryption protections)

   c) Privacy at the border (attorney-client privilege issues related to ABA policy, broader issues being addressed by new ABA Task Force)

2. CLE program proposals. Please identify two CLE programs that the Committee may wish to develop. One program should be planned as an in-person event at the ABA Annual or Midyear Meeting. The second program may be a local program or a webinar.
   Please note: (1) the deadline to submit a proposal for a designated “ABA Showcase” program at the 2018 Annual Meeting is Oct. 20, 2017;
   (2) the deadline to submit a proposal for a program at the 2018 Midyear Meeting is October 20, 2017;
   See Chapter 3 of the Committee Leadership Manual for more information.
a) 2018 Annual Meeting -- Towards a Digital Fourth Amendment. What have we learned from the Supreme Court’s latest privacy cases?

b) Webinar on Privacy At the Border – The “Digital Wall” and Increasing Surveillance at the Border (could be co-sponsored by Task Force)

c) Webinar on The Struggle for Cybersecurity and Privacy, New Fights Over Encryption

3. Committee Webpage and Social Media Liaison. Please identify one Committee leader or member who will serve as the point of contact for staff regarding the Committee’s webpage and social media efforts. Please see Chapter 2.3.4 of the Committee Leadership Manual for more information about committee webpage maintenance.

   Eugene Cho, h.eugene.cho@gmail.com

4. Secretary/Note-taker. Please identify one or more Committee leader(s) responsible for a) taking notes during the monthly committee calls, circulating them to Committee Leadership, and finalizing them for submission to the listserv and website.

   Alan Butler, butler@epic.org

5. Rapid Response Program. A major focus of this year’s agenda is to respond promptly to actions of the Administration that affect civil rights, civil liberties, and social justice. As you develop your workplan, we would like you to:

   a) Identify a core group of people who can promptly address issues related to your Committee, e.g., by posting on the Committee website factual information, or, an opinion piece, designated as the individual’s own opinion and not that of any ABA entity, an opinion piece, to provide information or points for advocates to use.

   b) Develop a procedure to disseminate any such posting to blogs or websites, with a request that they cross-link to our site.

   c) Develop “Rapid Response Webinars” through our gotowebinar.com account on topics that require urgent or immediate attention (we can work with you to put together a webinar with a week’s notice).

   d) Set up Google Alerts, WestClip, or anything other system to pick up early any new action by the Administration (to the extent that you are not doing so already as part of your legal practice).
e) Identify other ideas and/or strategies you think will be effective tools to disseminate our Section’s rapid response.

6. Other projects. Please provide other projects the Committee may wish to pursue. The list below is not meant to be exhaustive, nor are committees expected to propose something for all of the possible project areas. Please select and develop one or two of the below as realistic projects for the year.

a) ABA policy recommendations:
Policy supporting strong encryption in light of the need to protect attorney-client communications.

b) Development of ABA amicus curiae briefs on upcoming cases before the U.S. Supreme Court:

c) Letters or comments to Congress and/or government agencies on pending legislation in the Committee’s field of interest:

d) Suggestions for content in the Section’s quarterly newsletter or Human Rights Magazine:
Overview of the Supreme Court’s new digital privacy cases

e) Subject-matter conferences:

f) Other:

7. Member recruitment. Please suggest a few specific ways the Committee plans to reach out to and involve new members, particularly younger lawyers and law students. For example, weekly social media posts that refer people to the Committee; regular, short write-ups to be e-blasted to membership on relevant stories in the news; development of a Committee brochure; local meet-and-greets for Section members; engagement with local bar associations, particularly those that have CRSJ entities; etc.

(a) Monthly committee calls

(b) Promotion of committee events to new lists

(c) Monthly newsletter with updates on important privacy developments