

DAC Ad Hoc Committee Recommendations To the Oakland City Council

DAC Privacy and Data Retention Policy

- Limits access to DAC and data only to those with a Need to Know involved in an Allowable Use. Third party data sharing requires Council approval via MOU.
- Robust Internal and External audits. Robust annual compliance reporting.
- Disclosure of all data, protocols, sharing agreements, use logs, etc. unless expressly prohibited by law.
- Statutory damages and misdemeanor charges for violations. Private right of action.
- No additional retention – data stored on originating equipment.
- Create privacy officer roles, internal and external to ensure compliance, help audit.

Standing Privacy Committee

- Advise the City on broad privacy related matters, including oversight of DAC and surveillance equipment.
- Proposed changes to DAC Policy or DAC would come through committee first, before Council.
- Draft citywide privacy policy.

Amendments to existing Whistleblower Ordinance

- Change definition so that “any person” can report abuse, not limited to employees.
- Add section creating multiple avenues for reporting, not limited to direct supervisor or normal chain of command, and section requiring training.

New Surveillance Equipment Ordinance

- Informed public debate about any surveillance technology proposal prior to acquisition or pursuing funding.
- Informed decisions by Council – must consider costs, both fiscal and to civil liberties.
- Privacy and data retention policies for all equipment before use allowed.
- Liability for misuse.
- Ongoing oversight and accountability, including annual auditing and public reporting.