



Chair Barker and Committee Members:

As a concerned citizen, data protection expert, and cybersecurity professional, I urge your opposition to HB 3152.

I am a Certified Information System Security Professional (CISSP) who specializes in data privacy and security, including risk assessment and mitigation and cybersecurity incident response for healthcare and financial organizations. I have 20 plus years of experience with deep knowledge of the Health Insurance Portability and Accountability Act (HIPAA) that regulates health data privacy, and the Gramm-Leach-Bliley (GLB) Act that regulates financial data privacy.

As you know, the health care and financial services industries are leaders in protecting and securing the personal and financial data of consumers. After reading this bill I am very concerned about what our local auto dealers are doing with my data, and with the data of millions of Oregonian car buyers and thousands of dealership employees.

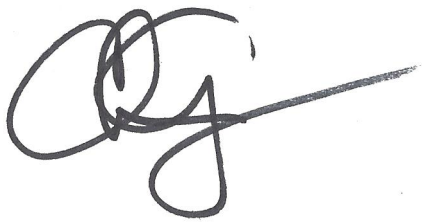
On its face, HB 3152 could be read to authorize standard information-sharing arrangements; however, it actually would require very secure and highly-regulated Dealer Management Systems to become less secure. Currently, these sophisticated, secure systems employ privacy and security best practices. HB 3152 would relax these practices, exposing data to much greater risk of breaches that would harm millions of Oregonians. This bill would permit auto dealers to grant **anyone** – including technical and legal neophytes – system-level access to multibillion-dollar, nationwide computer systems to access data, including yours and mine, without restrictions against sharing, selling, or trading that data, or spamming everyone whose data they have downloaded.

Information-sharing best practices require policies and procedures for those who accesses a computer system, network, or database to be clearly defined and to utilize tightly-controlled interfaces ensuring data access is aligned with the clearly defined and narrow purpose. This bill would turn those best practices upside down, essentially casting Oregon citizens aside because auto dealers are frustrated that their data – or really our data – is secured professionally and capably. Why would the legislature require auto dealers and anyone they designate have unlimited access and rights to our credit card numbers, Social Security numbers, driver's license numbers, and more?

I have spent two decades working to secure and protect personal information as technology has continued to evolve. Every day I advise companies how to keep data private and secure, and how to comply with HIPAA and Gramm Leach Bliley. Globally, we are seeing the passage and implementation of laws to make data more secure. In that light it is not wise or sensible that the Oregon legislature would make our data less secure. This is contrary to everything consumer protection advocates, data privacy and cybersecurity experts, and law enforcement is urging us to do: keep data safe and secure and reduce access to sensitive financial and personal data.

I urge you to reject this bill, and I thank you for the opportunity to share my concerns.

Sincerely,

A handwritten signature in black ink, appearing to be 'CA', with a long horizontal line extending to the right.

Chris Apgar
CEO and President