

CENTRE FOR SPATIAL LAW AND POLICY

Selected Documents

Legislation

“Tracking Bills”

Location Privacy Protection Act of 2011	S1223	Sen Franken (D-MN)
Geolocational Privacy and Surveillance Act	S1212/HR 2168	Sen Wyden (D-OR)/Rep Chaffetz (R-UT)
Electronic Communications Privacy Act Amendments Act	S1011	Sen Leahy (D-VT)
Mobile Device Privacy Act	(draft)	Rep. Markey (D-MA)
Electronic Communications Privacy Modernization Act of 2012	(draft)	Rep. Nadler (D-NY)

“Internet Privacy” Bills

Best Practices Act	HR611	Rep Rush (D-IL)
Do Not Track Me Online Act	HR 654	Rep Speier (D-CA)
Commercial Privacy Bill of Rights	S799	Sen Kerry (D-MA)
Consumer Privacy Protection Act of 2011	HR 1528	Rep Stearns (R-FL)
Do Not Track Kids Act of 2011	HR 1895	Rep Markey (D-MA)

Related Legislation (Drones and Aerial)

Preserving Freedom From Unwarranted Surveillance Act of 2012	H.R. 5925 S.3287	Rep Scott (R-GA) Sen Paul (R-KY)
Preserving American Privacy Act Of 2012	H.R., 6199	Rep. Poe (R-TX)
Farmers Privacy Act of 2012	H.R. 5961	Rep Capito (R-WV)

Recent Significant Cases

Pineda v. Williams-Sonoma Stores, Inc., 51 Cal. 4th 524 (Cal: Supreme Court 2011) California court finds that a zip code can be 'personally identifiable information'.

U.S. v. Jones, 132 S. Ct. 945 (2012) Supreme Court case regarding law enforcement's use of GPS tracking device without a warrant

United States v. Skinner, No. 09-6497 (6th Cir. Aug. 14, 2012) (Sixth Circuit permits law enforcement's collection of GPS data from pay-as-you-go phone without a warrant)

Recent Executive Branch Reports

“Commercial Data Privacy and Innovation in the Internet Economy: A Dynamic Policy Framework” (Department of Commerce)

“Protecting Consumer Privacy In An Era of Rapid Change (Federal Trade Commission)

Europe

Proposal for a Regulation of the European Parliament and of the Council on the protection of individuals with regard to the processing of personal data and on the free movement of such data

Opinion 4/2007 on the concept of personal data by the Article 29 Data Protection Working Party

Other Readings

Drones in Domestic Surveillance Operations: Fourth Amendment Implications and Legislative Responses (Congressional Resource Service, September 6, 2012)

Legal Standard for Disclosure of Cell-site Information (CSI) and Geolocation Information (Congressional Research Service, 2010)

Retail Merchandiser Blog, “Zip Code Collection: Retailers Beware” (<http://blog.retail-merchandiser.com/?p=141>)