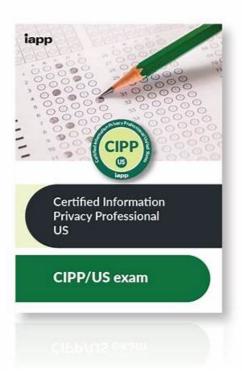
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The CIPP-US Exam covers a wide range of privacy topics, including the US privacy legal framework, data protection regulations, data management, and privacy program management. To pass the exam, applicants must demonstrate their understanding of the

essential concepts, practices, and legal requirements associated with privacy protection in the United States.

## IAPP Certified Information Privacy Professional/United States (CIPP/US) Sample Questions (Q93-Q98):

#### **NEW OUESTION #93**

How did the Fair and Accurate Credit Transactions Act (FACTA) amend the Fair Credit Reporting Act (FCRA)?

- A. It increased the obligation of organizations to dispose of consumer data in ways that prevent unauthorized access
- B. It expanded the definition of "consumer reports" to include communications relating to employee investigations
- C. It required employers to get an employee's consent in advance of requesting a consumer report for internal investigation purposes
- D. It stipulated the purpose of obtaining a consumer report can only be for a review of the employee's credit worthiness

#### Answer: A

Explanation: Section: (none) Explanation

#### **NEW QUESTION #94**

Within what time period must a commercial message sender remove a recipient's address once they have asked to stop receiving future e-mail?

- A. 7 days
- B. 10 days
- C. 21 days
- D. 15 days

#### Answer: B

#### Explanation:

According to the CAN-SPAM Act of 2003, a federal law that regulates commercial email messages, a commercial message sender must honor a recipient's opt-out request within 10 business days. The sender must provide a clear and conspicuous way for the recipient to opt out of receiving future emails, such as a link or an email address. The sender must not charge a fee, require the recipient to provide any personal information, or make the recipient take any steps other than sending a reply email or visiting a single web page to opt out. The sender must also not sell, exchange, or transfer the email address of the recipient who has opted out, unless it is necessary to comply with the law or prevent fraud.

#### **NEW QUESTION #95**

Which legislation provides protection to the media from government searches unless they have committed a crime or threaten to commit a crime?

- A. Privacy Protection Act
- B. Stored Communications Act
- C. US Communications Assistance to Law Enforcement
- D. Cybersecurity Information Sharing Act

#### Answer: A

#### Explanation:

The Privacy Protection Act (PPA) of 1980 protects the media against house searches. An exception applies if the person or organization in question has committed a crime itself or threatens to commit a crime. Having such information does not count as such a crime.

#### **NEW QUESTION #96**

In what way is the Controlling the Assault of Non-Solicited Pornography and Marketing (CAN-SPAM) Act intended to help

#### consumers?

- A. By requiring companies to allow consumers to opt-out of future e-mails.
- B. By prohibiting companies from sending objectionable content through unsolicited e-mails.
- C. By providing consumers with free spam-filtering software.
- D. By requiring a company to receive an opt-in before sending any advertising e-mails.

#### Answer: A

#### Explanation:

The Controlling the Assault of Non-Solicited Pornography and Marketing (CAN-SPAM) Act is a law passed in 2003 that establishes the first national standards for the sending of commercial e-mail in the United States.

The law requires the Federal Trade Commission (FTC) to enforce its provisions. The law applies to any commercial e-mail message, which is defined as any electronic mail message the primary purpose of which is the commercial advertisement or promotion of a commercial product or service. The law does not apply to transactional or relationship messages, which are messages that facilitate an agreed-upon transaction or update a customer about an existing business relationship. The law also does not apply to non-commercial messages, such as political or charitable solicitations 12 The CAN-SPAM Act is intended to help consumers by giving them more control over the commercial e-mails they receive. The law does not require companies to obtain prior consent (opt-in) from consumers before sending them commercial e-mails, but it does require companies to honor consumers' requests to stop receiving such e-mails (opt-out). The law specifies that each commercial e-mail message must include a clear and conspicuous notice of the opportunity to decline to receive further messages from the sender, and a valid physical postal address of the sender. The sender must provide a functioning return e-mail address or other Internet-based mechanism that allows the recipient to submit an opt-out request. The sender must honor the opt-out request within 10 business days and must not sell, exchange, or transferthe e-mail address of the opt-out requester to another entity, unless the other entity is acting as an agent of the sender 12 By requiring companies to allow consumers to opt-out of future e-mails, the CAN-SPAM Act aims to reduce the amount of unwanted and unsolicited commercial e-mail that consumers receive, and to protect their privacy and preferences. The law also imposes other requirements on companies that send commercial e-mails, such as banning false or misleading header information and deceptive subject lines, requiring the identification of the message as an advertisement, and requiring the labeling of sexually explicit content. The law also authorizes the FTC and other federal agencies to enforce the law and impose civil penalties for violations 12 References:

- \* Controlling the Assault of Non-Solicited Pornography and Marketing Act of 2003 (CAN-SPAM Act)
- \* IAPP CIPP/US Certified Information Privacy Professional Study Guide, Chapter 4: Federal Privacy Laws, Section 4.4: The CAN-SPAM Act

#### **NEW QUESTION #97**

California's SB 1386 was the first law of its type in the United States to do what?

- A. Require notification of non-California residents of a breach that occurred in California
- B. Require state attorney general enforcement of federal regulations against unfair and deceptive trade practices
- C. Require commercial entities to disclose a security data breach concerning personal information about the state's residents
- D. Require encryption of sensitive information stored on servers that are Internet connected

Answer: C

#### **NEW QUESTION #98**

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