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IAPP Certified Information Privacy Professional/United States (CIPP/US) Sample Questions (Q26-Q31):

NEW QUESTION # 26

A company based in United States receives information about its UK subsidiary's employees in connection with the centralized HR service it provides.

How can the UK company ensure an adequate level of data protection that would allow the restricted data transfer to continue?

- A. By submitting to the ICO a new application for the UK BCRs using the UK BCR application forms, as their existing authorized EU BCRs are not recognized.
- B. By signing up to an approved code of conduct under UK GDPR to demonstrate compliance with its requirements, both for the parent and the subsidiary companies.
- C. By allowing each employee the option to opt-out to the restricted transfer, as it is necessary to send their names in order to book the sales bonuses.
- D. By revising the contract with the United States parent company incorporating EU SCCs, as it continues to be valid for restricted transfers under the UK regime.

Answer: A

Explanation:

SCCs are for transfers between third parties. BCRs are for intragroup transfers. Post Brexit, company's need to separately obtain approval with the UK ICO for their UK BCRs. "Holders of EU Binding Corporate Rules (EU BCRs) are now required to take action to continue relying on them as an appropriate safeguard for international data."

NEW QUESTION # 27

A covered entity suffers a ransomware attack that affects the personal health information (PHI) of more than 500 individuals. According to Federal law under HIPAA, which of the following would the covered entity NOT have to report the breach to?

- A. Medical providers
- B. The local media
- C. The affected individuals
- D. Department of Health and Human Services

Answer: A

Explanation:

Explanation/Reference: <https://www.hhs.gov/sites/default/files/RansomwareFactSheet.pdf> (page 6)

NEW QUESTION # 28

A student has left high school and is attending a public postsecondary institution. Under what condition may a school legally disclose educational records to the parents of the student without consent?

- A. If the student is in danger of academic suspension
- B. If the student has not yet turned 18 years of age
- C. If the student is still a dependent for tax purposes
- D. If the student has applied to transfer to another institution

Answer: C

NEW QUESTION # 29

What is the main purpose of the Global Privacy Enforcement Network?

- A. To promote universal cooperation among privacy authorities
- B. To investigate allegations of privacy violations internationally
- C. To arbitrate disputes between countries over jurisdiction for privacy laws
- D. To protect the interests of privacy consumer groups worldwide

Answer: A

Explanation:

Explanation/Reference: https://en.wikipedia.org/wiki/Global_Privacy_Enforcement_Network

NEW QUESTION # 30

If an organization certified under Privacy Shield wants to transfer personal data to a third party acting as an agent, the organization must ensure the third party does all of the following EXCEPT?

- A. Provides the same level of privacy protection as the organization
- B. Enters a contract with the organization that states the third party will process data according to the consent agreement
- C. Notifies the organization if it can no longer meet its requirements for proper data handling
- D. Uses the transferred data for limited purposes

Answer: B

Explanation:

According to the Privacy Shield Framework, an organization that transfers personal data to a third party acting as an agent must ensure that the agent does all of the following¹:

- * Uses the transferred data only for limited and specified purposes;
- * Provides the same level of privacy protection as is required by the Privacy Shield Principles;
- * Takes reasonable and appropriate steps to ensure that the agent effectively processes the personal information transferred in a manner consistent with the organization's obligations under the Principles;
- * Requires the agent to notify the organization if it makes a determination that it can no longer meet its obligation to provide the same level of protection as is required by the Principles;
- * Upon notice, takes reasonable and appropriate steps to stop and remediate unauthorized processing; and
- * Provides a summary or a representative copy of the relevant privacy provisions of its contract with that agent to the Department of Commerce upon request.

Therefore, the only option that is not required by the Privacy Shield Framework is D. Enters a contract with the organization that states the third party will process data according to the consent agreement. While the organization must obtain the individual's consent for certain types of data transfers, such as those involving sensitive data or onward transfers to controllers, the organization does not have to include the consent agreement in the contract with the agent. The contract must, however, ensure that the agent will process the data in accordance with the individual's choices and expectations, as well as the Privacy Shield Principles².

References: 1: Privacy Shield Framework³, Section 3 (b); 2: Privacy Shield Framework³, Section 2 (b) and ; 3: Privacy Shield Framework.

NEW QUESTION # 31

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