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Sent: Thursday, October 24, 2019 4:30 PM
To: privacyframework <privacyframework@nist.gov>
Cc: Anderson Heiman <anderson@monumentadvocacy.com>
Subject: NIST Privacy Framework: Preliminary Draft Comments from the Enterprise Cloud Coalition

Please find the Enterprise Cloud Coalition's comments to NIST Privacy Framework attached. Thanks!

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Comment #	Organization Name	Submitted By (Name/Email)	Page #	Line #	Section	Comment (Include rationale for comment)	Suggested Change	Type of Comment (General/Editorial/Technical)
1	Enterprise Cloud Coalition	Andrew Howell AHowell@monumentadvocacy.com Joseph Hoefler Jhoefler@monumentadvocacy.com Andy Heiman Anderson@monumentadvocacy.com	18-19	649-650	Appendix A	<p>The Enterprise Cloud Coalition (ECC) is a group of enterprise-focused, cloud-based U.S. businesses that process data on behalf of other companies. The ECC, on behalf of member companies Box, Dropbox, Okta, Slack, Twilio, Workday, and Zendesk, works to educate policymakers about cloud computing, including the underlying technology, and how cloud computing both promotes innovation and benefits enterprises and their customers.</p> <p>ECC applauds NIST for its work to date on the preliminary Privacy Framework. We appreciate the hard work that the NIST team has put into this document, and appreciate the document’s recognition of a data ecosystem that is fully inclusive of business-to-business (B2B) cloud providers.</p> <p>In that vein, we would like to make two specific comments. First, it is critical to the cloud economy that any Privacy Framework continue to recognize that businesses function in a world of required legal definitions such as “data processor” and “data controller.” Country and region-specific laws require</p>	None	General/Editorial

enterprise-focused cloud-based companies to comply with different legal definitions of similar data processing actions. Therefore, a common understanding of the roles of “data processor” and “data controller” are critical to B2B companies including those that are ECC members. We hope that you will embrace a similar approach in the next iteration of your Privacy Framework.

Second, and relatedly, it is important that the Privacy Framework be flexible enough to allow for interoperability between different country regimes. New federal laws governing the use of data may rely on the excellent groundwork of the Privacy Framework, and a U.S. regulatory regime that is not interoperable with existing data regimes would create serious competitiveness concerns for global, U.S.-based companies. Therefore, we hope that the next iteration of the Framework will stress the importance of interoperability.