

AS A LEGAL PROFESSIONAL WHAT DOES GDPR MEAN FOR ME?

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GDPR CHANGES PRIVACY LAWS IN THE EU. WHAT DOES IT MEAN FOR THE U.S.?



You may have recently seen news reports about GDPR privacy laws and wondered how it applies to you, particularly if you are collecting social media data.

GDPR stands for General Data Regulation

Protection and becomes effective on May 25, 2018. • It is a regulation in EU law on data protection and privacy for all individuals residing within the European Union and the European Economic Area.

Of primary importance is that it applies within the EU and for any personal data exported from the EU. • It does not cover data privacy or data protection requirements for US residents.

What does it mean for you as a US-based legal professional collecting social media data? If you collect data on EU/EEA residents, you must comply with the GDPR. • See the sidebar for suggested resources on GDPR compliance.

RESOURCES TO LEARN MORE ABOUT GDPR

- Preparing for the GDPR: <https://ico.org.uk/media/1624219/preparing-for-the-gdpr-12-steps.pdf>
- List of free resources: <https://www.itgovernanceusa.com/blog/list-of-free-gdpr-resources/>
- Favorite GDPR resources: <https://www.formassembly.com/blog/gdpr-resources/>



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GDRP COMPLIANCE FOR U.S.-BASED LEGAL PROFESSIONALS

If you collect data only on US residents, you are not mandated to comply with GDRP, yet, it is still good practice to securely store personal data and dispose of it correctly when no longer needed. • Some US companies are updating their terms of service and privacy policies even though there is no US legal requirement to do so at date. You too may want to follow these best practices.

DATA MANAGEMENT MADE EASY

Let Vijilent collect your social media data. We continually monitor the ever-changing privacy laws both in the US and worldwide to determine how they might impact you. We'll keep you informed of these changes and make recommendations on how to be in compliance.

Use our Reveal webapp to easily document how/when/where social media and other public records were collected and what information was collected. Our webapp securely stores the information not only making easy for you to access, but also easy for you to dispose of the data when it is no longer needed.

This information is provided as-is, based on our best understanding of the information publicly available. This is not legal advice, and we cannot answer questions about your particular situation. You should consult with your own legal counsel if you have questions about your obligations under the GDPR.

SOCIAL MEDIA DATA MANAGEMENT BEST PRACTICES

- o Privacy: Keep jurors', clients' and any other individuals' data private and secured. Don't collect data on minors unless you obtain written permission from a legal guardian.
- o Transparency: Have in place a vehicle, if asked, to report on what data was collected and how it was used if obtained from social media.
- o Choice: GDPR has a requirement that anyone has the 'right to be forgotten.' Be sure to have a secure method of disposing of personal data if requested. It also has an 'opt-in' requirement for emails. In the US, an 'opt-out' option embedded in emails is good business practice.
- o Clarity: Make report language easy to understand when explaining how data was obtained, used, stored and how it was securely disposed of.
- o Document: Have your IT managers know how to show privacy compliance if ever challenged.
- o Storage: Rely on Vijilent for your social media data storage. We'll keep on top of the US privacy laws for you.

