

From: [Jeanne Wilson](mailto:Jeanne.Wilson@ucdavis.edu)
To: [Paul Heckman](mailto:Paul.Heckman@ucdavis.edu); hikulwin@ucdavis.edu; rblefevre@ucdavis.edu; [James McClain](mailto:James.McClain@ucdavis.edu); james.nuovo@ucdavis.edu; dgmyles@ucdavis.edu; deullman@ucdavis.edu; [James Stevens](mailto:James.Stevens@ucdavis.edu); latimm@ucdavis.edu; [Jean VanderGheynst](mailto:Jean.VanderGheynst@ucdavis.edu); [Rahim Reed](mailto:Rahim.Reed@ucdavis.edu); acthongsavat@ucdavis.edu; gsachair@ucdavis.edu; [Academic Senate Chair](mailto:Academic.Senate.Chair@ucdavis.edu); [Gina Anderson](mailto:Gina.Anderson@ucdavis.edu); dxwilson@ucdavis.edu; savignos@ucdavis.edu; [Peter Blando](mailto:Peter.Blando@ucdavis.edu); [Sandi Glithero](mailto:Sandi.Glithero@ucdavis.edu)
Subject: Request For Campus Review of draft Privacy Policy; Response Due FRIDAY APRIL 29
Date: Friday, April 01, 2011 7:09:01 PM
Attachments: [Draft Privacy Policy 3 18 2011.DOC](#)
Importance: High

Dear Colleagues:

This message is to request that you or the appropriate representative(s) or committee for your college, school, department or constituency review and comment on the attached draft UC systemwide Policy on Privacy. This draft policy prohibits making recordings and/or images of individuals in private locations, unless the individual has given express consent.

The proposed policy has been developed by Student Affairs and the Office of General Counsel in consultation with faculty experts in privacy law, the systemwide Academic Senate Chair, Associate Vice Chancellors and Deans, and Student Affairs Staff.

This new policy has been proposed to address a number of incidents involving violations of privacy that have recently occurred at across the country; the tragedy at Rutgers last fall is the most well known of these incidents.

UC systemwide policies provide for a consultative process at each campus as part of the review of proposed changes to student-related policies, including student, faculty, and staff constituent organizations, as well as campus officials who may have relevant expertise or information.

This request for review is being distributed to you in your role as assistant or associate dean or vice chancellor, president or chair of a constituency group, department head, or other official role. If there are others to whom you think this draft policy should be distributed for review, you are welcome to either forward the information directly, or let me know so that I can do so.

Comments should be sent by Friday, April 29, 2011, to:

Jerlena Griffen-Desta (Jerlena.Griffen-Desta@ucop.edu), Student Services Director, UCOP.
Please also copy UCOP Policy Analyst Eric Heng (Eric.Heng@ucop.edu).

If you have any questions, or would like additional time for review, please contact me or Director Griffen-Desta.

Thank you for your time and assistance in this important review process.

Sincerely,

Jeanne Wilson
Student Affairs Policy Coordinator
University of California, Davis
jxwilson@ucdavis.edu
530-752-3184

On 3/18/11 5:21 PM, "Jerlena Griffen-Desta"
<Jerlena.Griffen-Desta@ucop.edu> wrote:

>Campus Student Affairs Policies Coordinators
>cc: Vice Chancellors - Student Affairs
> Associate Vice Chancellors - Student Affairs

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>Colleagues:

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>Following the tragedy at Rutgers University earlier this past fall, we began exploring the possibility of creating a UC policy to address student privacy issues.

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> Attached you will find a draft privacy policy that would prohibit recordings and photographs taken in a private location without a person's explicit consent. Student Affairs and the Office of General Counsel jointly developed the draft policy, in consultation with privacy law experts at UC Berkeley School of Law, Systemwide Academic Senate Chair, the Vice Chancellors for Student Affairs, and campus Student Affairs staff (Associate Vice Chancellors/Deans, Housing and Residential Life Directors, and Student Conduct Officers).

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>Please circulate this note and attached document to the appropriate units within Student Affairs and elsewhere on your campus for their review and comment. Comments should be returned directly to me and cc Policy Analyst Eric Heng (Eric.Heng@ucop.edu) by Friday, April 29th.

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>Best,

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>Jerlena Griffin-Desta

>Director

>Student Services

>University of California

>(Berkeley, Davis, Irvine, Los Angeles, Merced, Riverside, San Diego, San

>Francisco, Santa Barbara, Santa Cruz)

>

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UNIVERSITY OF CALIFORNIA
Draft Privacy Policy

Draft Privacy Policy Language

[The following is prohibited]:

Making a video recording, audio recording, or taking photographs of any person in a private location¹ without that person's explicit knowledge and consent.

Looking through a hole or opening, into, or otherwise viewing, by means of any instrumentality, the interior of a private location without the subject's explicit knowledge and consent.

Making an audio or video recording of private, non-public conversations and/or meetings² on University premises, without the explicit knowledge and consent of all recorded parties.

Photographs and recordings made in private locations of intimate, embarrassing or private activities, including but not limited to nudity and sexual activity, may not be posted online or otherwise shared or distributed in any manner without the explicit knowledge and consent of all recorded parties, even if the photograph or recording was originally made with the knowledge and consent of those parties.

These provisions do not extend to the recording of public events or discussions, nor to recordings made for official law enforcement purposes.

¹ "Private locations" are locations where the person has a reasonable expectation of privacy, and include, but are not limited to, bedrooms, bathrooms, locker rooms, and personal offices.

² "Private, non-public conversations and/or meetings" include any communication carried on in circumstances that reasonably indicate that any party wants the communication to be confined to the parties, but excludes a communication made in a public gathering, or in any other circumstance in which the parties to the communication may reasonably expect that the communication may be overheard or recorded.