

BIENNIAL AGENCY REPORT

INSTRUCTIONS

The Identifying Information Law requires City agencies to submit comprehensive biennial agency reports related to their collection, retention, and disclosure of identifying information and their privacy protection practices.

To complete the 2024 biennial agency report:

- Review Form 2s (<u>APO Designation of Collection and Disclosures as "Routine"</u>) made since the 2022 compliance cycle;
- Review Form 5s (Agency Privacy Officer Approval of Collections and Disclosures on a "Non-Routine" Basis) made since the 2022 compliance cycle;
- Use Forms 2 & 5 to complete <u>Worksheet 1</u> for all new and existing collections between 2022-2024;
- Use Forms 2 & 5 to complete <u>Worksheet 2</u> for all new and existing **disclosures** between 2022-2024.
- Complete the Biennial Agency Workbook;
- Submit the biennial agency report by **July 31, 2024**.

Submit the biennial agency report to:

- Mayor at MOReports@cityhall.nyc.gov
- City Council Speaker at reports@council.nyc.gov
- Chief Privacy Officer and the Citywide Privacy Protection Committee at oip@oti.nyc.gov
- Department of Records and Information Services (DORIS) online submission portal at https://a860-gpp.nyc.gov

THIS REPORT IS PUBLIC. PREPARERS SHOULD CONSULT AGENCY COUNSEL OR THE CHIEF PRIVACY OFFICER TO ENSURE THE RESPONSES ARE PROVIDED ACCORDING TO APPLICABLE LAW AND CITY POLICY.



VERSION CONTROL

Version	Description of Change	Approver	Date
4.0	New design for ease of use and technological	Michael Fitzpatrick	April 2024
	enhancements, and miscellaneous clarifying	Chief Privacy Officer, City of New	
	revisions.	York	
3.0	Updated completion date; miscellaneous clarifying	Aaron Friedman	April 2022
	revisions.	Principal Senior Counsel	
		Office of Information Privacy	
2.0	Updated completion date; miscellaneous clarifying	Laura Negrón	April 2020
	revisions.	Chief Privacy Officer, City of New	
		York	
1.0	First Version	Laura Negrón	April 2018
		Chief Privacy Officer, City of New	
		York	



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BIENNIAL AGENCY REPORT (Due on or before July 31, 2024)

1. Agency: Department of Health and Mental Hygiene

2. APO Contact Details

a. Name: Nicholas Elcock

b. Title: Privacy Officer

c. Email: nelcock@health.nyc.gov

d. Telephone: 917.654.1279

COLLECTIONS

3. How many collections does the agency have to describe?

11

4. **COLLECTIONS.** Upload worksheet 1.



- Proceed to the next page -



5. For all **collections**, select the types of identifying information collected (check all that apply). *See*Citywide Privacy Protection Policies and Protocols § 3.1.

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■ Name	Work-Related Information
■ Social security number (full or last 4 digits)*	■ Employer information
■ Taxpayer ID number (full or last 4 digits)*	■ Employment address
Biometric Information	Government Program Information
☐ Fingerprints	Any scheduled appointments with any
Photographs	employee, contractor, or subcontractor
☐ Palm and handprints*	Any scheduled court appearances
☐ Retina and iris patterns*	Eligibility for or receipt of public assistance or
☐ Facial geometry*	City services
☐ Gait or movement patterns*	■ Income tax information
☐ Voiceprints*	Motor vehicle information
☐ DNA sequences*	
■ Height	
■ Weight	
Contact Information	Law Enforcement Information
Current and/or previous home address	Arrest record or criminal conviction
Email address	■ Date and/or time of release from custody of
■ Phone number	ACS, DOCS, or NYPD
	Information obtained from any surveillance
	system operated by, for the benefit of, or at the
	direction of the NYPD
<u>Demographic Information</u>	Technology-Related Information
Country of origin	☐ Device identifier including media access
■ Date of birth*	control (MAC) address or Internet mobile
Gender identity	equipment identity (IMEI)*
Languages spoken	GPS-based location obtained or derived from a
Marital or partnership status	device that can be used to track or locate an
■ Nationality	individual*
■ Race	Internet protocol (IP) address*
■ Religion	Social media account information
Sexual orientation	
Status information	
Citizenship or immigration status	
Employment status	
Status as a victim of domestic violence or	
sexual assault	
Status as crime victim or witness	
Other Types of Identifying Information (list below)) :
*Type of identifying information designated by the	CPO (see CPO Policies & Protocols, §3.1.1).



DISCLOSURES

6. How many disclosures does the agency have to describe?

14

7. **DISCLOSURES**. Upload worksheet 2.



- Proceed to the next page -



8. For all **disclosures**, select the types of identifying information disclosed (check all that apply). See Citywide Privacy Protection Policies and Protocols § 3.1.

■ Name	Work-Related Information	
■ Social security number (full or last 4 digits)*	■ Employer information	
■ Taxpayer ID number (full or last 4 digits)*	■ Employment address	
Biometric Information	Government Program Information	
☐ Fingerprints	Any scheduled appointments with any	
☐ Photographs	employee, contractor, or subcontractor	
☐ Palm and handprints*	Any scheduled court appearances	
☐ Retina and iris patterns*	Eligibility for or receipt of public assistance or	
☐ Facial geometry*	City services	
☐ Gait or movement patterns*	■ Income tax information	
☐ Voiceprints*	Motor vehicle information	
☐ DNA sequences*		
■ Height		
■ Weight		
Contact Information	Law Enforcement Information	
■ Current and/or previous home address	Arrest record or criminal conviction	
■ Email address	■ Date and/or time of release from custody of	
■ Phone number	ACS, DOCS, or NYPD	
	Information obtained from any surveillance	
	system operated by, for the benefit of, or at the	
	direction of the NYPD	
Demographic Information	Technology-Related Information	
Country of origin	☐ Device identifier including media access	
■ Date of birth*	control (MAC) address or Internet mobile	
Gender identity	equipment identity (IMEI)*	
■ Languages spoken	GPS-based location obtained or derived from a	
Marital or partnership status	device that can be used to track or locate an individual*	
■ Nationality		
■ Race	☐ Internet protocol (IP) address* ☐ Social media account information	
Religion	Social media account information	
■ Sexual orientation		
Status information		
☐ Citizenship or immigration status		
Employment status		
■ Status as a victim of domestic violence or		
sexual assault		
Status as crime victim or witness		
Other Types of Identifying Information (list below)):	
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*Type of identifying information designated by the	CPU (see CPU Policies & Protocols, §3.1.1).	



9.	policies local pu	te from the Citywide Privacy Protection Policies and Protocols, what are the agency's regarding requests for disclosures from other City agencies, local public authorities or ublic benefit corporations, and third parties? Please summarize or upload a copy of the See N.Y.C. Admin. Code § 23-1205(a)(1)(c)(1).
10.		divisions of employees within the agency make disclosures of identifying information ng the approval of the privacy officer? See § N.Y.C Admin. Code § 23-1205(a)(1)(c)(4).
11.		categories of employees within the agency make disclosures of identifying information ng the approval of the privacy officer? See § N.Y.C Admin. Code § 23-1205(a)(1)(c)(4).
12.		of the agency's policies address access to identifying information by employees, stors, and subcontractors? See § N.Y.C. Admin Code § 23-1205(a)(4).
	•	Yes – GO TO QUESTION 13
	0	No – GO TO QUESTION 16
13.	employ	use policies state that access to identifying information must be necessary for the rees, contractors, and subcontractors to perform their duties? See N.Y.C. Admin Code 105(a)(4).
	•	Yes – GO TO QUESTION 14
	0	No – GO TO QUESTION 16
14.		se policies implemented so that access is limited to the greatest extent possible, but also s the purpose or mission of the agency?
	•	Yes – GO TO QUESTION 15
	0	No – GO TO QUESTION 16



15.		be how access is limited to the greatest extent possible while furthering the purpose or of the agency.
	City ag	arize or upload the agency's current policies for handling proposals for disclosures to other encies, local public authorities, or local public benefit corporations, and third parties. See admin Code § 23-1205(a)(1)(c)(2).
	necess	arize or upload the agency's current policies regarding the classification of disclosures as itated by the existence of exigent circumstances or as routine. See N.Y.C Admin Code $205(a)(1)(c)(3)$.
		022, has the agency considered or implemented , where applicable, policies that minimize
		lection, retention, and disclosure of identifying information to the greatest extent possible urthering the purpose or mission of the agency? See N.Y.C Admin Code § 23-1205(a)(3).
	•	Yes – GO TO QUESTION 19
	0	No – GO TO QUESTION 20
	minimi	arize the policies that the agency has considered or implemented regarding data zation for the collection, retention, and disclosure of identifying information. See N.Y.C Code § 23-1205(a)(4).



20. Summarize the agency's use of agreements for any use or disclosure of identifying information. See N.Y.C Admin Code § 23-1205 (a)(1)(d).
21. Since 2022, describe the impact of the Identifying Information Law and any other local, state, or federal laws upon your agency's practices in relation to the collection, retention, and disclosure of identifying information (i.e., if such practices would differ in the absence of these laws). The impact can be positive or negative. See N.Y.C Admin Code § 23-1205(a)(2).
22. Describe how the current privacy policies and protocols issued by the Chief Privacy Officer, or the guidance issued by the Citywide Privacy Protection Committee affected your agency's practices in relation to the collection, retention, and disclosure of identifying information. The effects can be positive or negative. See N.Y.C Admin Code § 23-1205(a)(2).
- Proceed to the next page -



APPROVAL SIGNATURE FOR AGENCY REPORT

PREPARER OF AGENCY REPORT

Name: Nicholas Elcock

Title: Privacy Officer

Email: nelcock@health.nyc.gov

Phone: 917.654.1279

ELECTRONIC SIGNATURE OF AGENCY HEAD OR DESIGNEE REQUIRED BELOW

Name: Nicholas Elcock

Title: Privacy Officer

Email: nelcock@health.nyc.gov

Phone: 917-654-1279

Signature: Date: 07/26/2024



Describe the following types of collections. *Note, you may have multiple collections of the same type.*

	COLLECTIONS				
	Type of Collection	Describe the Specific Activity	Classification	Describe the agency purpose or mission served by this Collection.	
1	Public Safety and Health	NYC Health Department collected identifying information from health care providers and individuals for the purposes of controlling diseases and conditions of public health interest.	Pre-approved as routine	NYC Health Department is required by the New York City Charter to supervise the reporting and control of communicable and chronic diseases.	
2	Human Resources and other Personnel Matters	NYC Health Department collected identifying information related to injuries and illness of the agency workforce.	Pre-approved as routine	NYC Health Department provides an employee health program to the agency workforce.	
3	Compliance NYC Health Department collected identifying information for the purpose of regulating certain businesses		Pre-approved as routine	NYC Health Department regulates certain businesses and activities, such as restaurants, mobile food vendors, and childcare facilities as authorized by the New York City Charter, Administrative Code, and the Health Code.	
4	Client or Customer Service	NYC Health Department collected identifying information to enroll individuals in healthcare insurance.	Pre-approved as routine	NYC Health Department connects individuals to healthcare insurance.	



5	Public Safety and Health Public Safety and Health	NYC Health Department collected identifying information to conduct public health surveys. NYC Health Department collected identifying	Pre-approved as routine Pre-approved as routine	NYC Health Department conducts public health surveys to assess and evaluate the health of individuals and households. NYC Health Department provides individuals with healthcare and
6		information to provide healthcare and related services to individuals.		related services.
collected identifying information from contractors providing individuals with physical and mental health services, substance abuse services providers of individuals with plants and mental health substance abuse service providers of individuals with plants and mental health substance abuse service providers of individuals with plants and mental health substance abuse services providers of individuals with plants and mental health services, substance abuse services are services.		NYC Health Department engages service providers to provide individuals with physical and mental health services, substance abuse services, developmental disability services as well as social and human services.		
		NYC Health Department hires staff and manages payroll for its employees.		
9	Compliance	NYC Health Department collected information from individuals in relation to vital records, such as birth and death certificates.	Pre-approved as routine	NYC Health Department maintains and issues vital records, such as birth and death certificates.



10	Finance	NYC Health Department collected identifying information for the reimbursement of healthcare services.	Pre-approved as routine	NYC Health Department provides healthcare and related services to individuals.
11	Research	NYC Health Department collected identifying information to conduct public health research.	Pre-approved as routine	NYC Health Department promotes research related to public health.
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Describe the following types of disclosures. Note, you may have multiple disclosures of the same type.

			DISCLOSURES		
	Type of Disclosure	Describe the Specific Activity	Classification	Describe the agency purpose or mission served by this Disclosure.	Was this disclosure made pursuant to an external request?
1	Public Safety and Health	NYC Health Department disclosed information to state and federal health officials and health care providers for the purposes of controlling diseases and conditions of public health interest.	Pre-approved as routine	NYC Health Department is required by the New York City Charter to supervise the reporting and control of communicable and chronic diseases.	No
2	Human Resources and other Personnel Matters	NYC Health Department disclosed information to governmental agencies in relation to injuries and illness of the agency workforce.	Pre-approved as routine	NYC Health Department provides an employee health program to the agency workforce.	No
3	Compliance	NYC Health Department disclosed information to governmental agencies for the purpose of regulating certain businesses and activities, such as restaurants, mobile food vendors, and childcare facilities.	Pre-approved as routine	NYC Health Department regulates certain businesses and activities, such as restaurants, mobile food vendors, and childcare facilities as authorized by the New York City Charter, Administrative Code, and the Health Code.	No



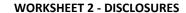
	Client or Customer	NYC Health Department	Pre-approved as routine	NYC Health Department	No
	Service	disclosed information to		connects individuals to	
		governmental agencies		healthcare insurance.	
4		for the purpose of			
		enrolling individuals in			
		healthcare insurance.			
	Public Safety and Health	NYC Health Department	Pre-approved as routine	NYC Health Department	No
	, , , , , , , , , , , , , , , , , , , ,	disclosed information to		conducts public health	
		agency contractors for		surveys to assess and	
5		the purpose of		evaluate the health of	
		conducting public health		individuals and	
		surveys.		households.	
	Compliance	NYC Health Department	Pre-approved as routine	NYC Health Department	No
		disclosed information to		maintains and issues vital	
		governmental agencies		records, such as birth and	
6		as well as authorized		death certificates.	
0		individuals in relation to			
		vital records, such as			
		birth and death			
		certificates.			
	Finance	NYC Health Department	Pre-approved as routine	NYC Health Department	No
		disclosed information to		manages payroll for its	
7		governmental agencies		employees.	
′		in relation to			
		management of payroll			
		for its employees.			
	Finance	NYC Health Department	Pre-approved as routine	NYC Health Department	No
		disclosed information to		provides healthcare and	
8		governmental agencies,		related services to	
		third party payers, and		individuals.	
		insurance organizations			



		for the reimbursement of			
		healthcare services			
		provided by DOHMH			
		public health clinics and			
		other programs.			
	Public Safety and Health	NYC Health Department	Pre-approved as routine	NYC Health Department	No
		disclosed information to		makes referrals and	
9		healthcare and related		connects individuals to	
		service providers for the		healthcare and related	
		treatment of individuals.		service providers for the	
				purpose of treatment.	
	Legal Matters or	NYC Health Department	Approved by the APO on a	NYC Health Department	Yes
10	Proceeding	disclosed information in	case-by-case basis	receives court orders and	
10		response to court orders		subpoenas for records it	
		and subpoenas.		maintains.	
	Research	NYC Health Department	Approved by the APO on a	NYC Health Department	Yes
11		disclosed information to	case-by-case basis	promotes research	
		authorized researchers.		related to public health.	
	Public Safety and Health	NYC Health Department	Pre-approved as routine	NYC Health Department	No
		disclosed information to		engages service providers	
		contractors for the		to provide individuals	
		purpose of providing		with physical and mental	
		individuals with physical		health services, substance	
12		and mental health		abuse services,	
		services, substance		developmental disability	
		abuse services,		services as well as social	
		developmental disability		and human services.	
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		and human services.			

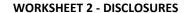


13	Law Enforcement Research	NYC Health Department disclosed information to law enforcement and governmental agencies related to crimes at its offices and facilities. NYC Health Department disclosed information to academic partners for public health research.	Approved by the APO on a case-by-case basis	NYC Health Department maintains the security of its offices and facilities. NYC Health Department is works with academic and research organizations to conduct public health	No
				research	
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	Type of Disclosure	Describe the Specific Activity	Classification	Describe the agency purpose or mission served by this Disclosure.	Was this disclosure made pursuant to an external request?
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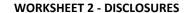


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	Type of Disclosure	Describe the Specific	Classification	Describe the agency	Was this disclosure
		Activity		purpose or mission served	made pursuant to an
				by this Disclosure.	external request?
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	Type of Disclosure	Describe the Specific	Classification	Describe the agency	Was this disclosure
		Activity		purpose or mission served	made pursuant to an
				by this Disclosure.	external request?
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92	Choose an item.	Choose an item.	Choose an item.
93	Choose an item.	Choose an item.	Choose an item.
94	Choose an item.	Choose an item.	Choose an item.
95	Choose an item.	Choose an item.	Choose an item.
96	Choose an item.	Choose an item.	Choose an item.
97	Choose an item.	Choose an item.	Choose an item.
98	Choose an item.	Choose an item.	Choose an item.
99	Choose an item.	Choose an item.	Choose an item.
100	Choose an item.	Choose an item.	Choose an item.



For each **disclosure**, select the <u>type</u> of entity **and** provide the <u>name</u> of the entity that received the identifying information.

	Type of Entity	Name of Entity
1	Federal Agency	[free text]
2	Choose an item.	
3	Choose an item.	
4	Choose an item.	
5	Choose an item.	
6	Choose an item.	
7	Choose an item.	
8	Choose an item.	
9	Choose an item.	
10	Choose an item.	
11	Choose an item.	
12	Choose an item.	
13	Choose an item.	
14	Choose an item.	
15	Choose an item.	
16	Choose an item.	
17	Choose an item.	
18	Choose an item.	
19	Choose an item.	
20	Choose an item.	
21	Choose an item.	
22	Choose an item.	
23	Choose an item.	
24	Choose an item.	
25	Choose an item.	
26	Choose an item.	
27	Choose an item.	



	Type of Entity	Name of Entity
28	Choose an item.	[free text]
29	Choose an item.	
30	Choose an item.	
31	Choose an item.	
32	Choose an item.	
33	Choose an item.	
34	Choose an item.	
35	Choose an item.	
36	Choose an item.	
37	Choose an item.	
38	Choose an item.	
39	Choose an item.	
40	Choose an item.	
41	Choose an item.	
42	Choose an item.	
43	Choose an item.	
44	Choose an item.	
45	Choose an item.	
46	Choose an item.	
47	Choose an item.	
48	Choose an item.	
49	Choose an item.	
50	Choose an item.	
51	Choose an item.	
52	Choose an item.	
53	Choose an item.	
54	Choose an item.	
55	Choose an item.	
56	Choose an item.	



	Type of Entity	Name of Entity
57	Choose an item.	[free text]
58	Choose an item.	
59	Choose an item.	
60	Choose an item.	
61	Choose an item.	
62	Choose an item.	
63	Choose an item.	
64	Choose an item.	
65	Choose an item.	
66	Choose an item.	
67	Choose an item.	
68	Choose an item.	
69	Choose an item.	
70	Choose an item.	
71	Choose an item.	
72	Choose an item.	
73	Choose an item.	
74	Choose an item.	
75	Choose an item.	
76	Choose an item.	
77	Choose an item.	
78	Choose an item.	
79	Choose an item.	
80	Choose an item.	
81	Choose an item.	
82	Choose an item.	
83	Choose an item.	
84	Choose an item.	
85	Choose an item.	



	Type of Entity	Name of Entity
86	Choose an item.	[free text]
87	Choose an item.	
88	Choose an item.	
89	Choose an item.	
90	Choose an item.	
91	Choose an item.	
92	Choose an item.	
93	Choose an item.	
94	Choose an item.	
95	Choose an item.	
96	Choose an item.	
97	Choose an item.	
98	Choose an item.	
99	Choose an item.	
100	Choose an item.	



OPTIONAL QUESTION: Using the table below, describe any proposals for disclosures of identifying information that your agency declined to approve.

	Type of Entity that Requested the Identifying Information	Name of the Entity	Reason for the Request	Description of Agency's Rationale for Rejection
1	Choose an item.	[free text]	[free text]	[free text]
2	Choose an item.			
3	Choose an item.			
4	Choose an item.			
5	Choose an item.			
6	Choose an item.			
7	Choose an item.			
8	Choose an item.			
9	Choose an item.			
10	Choose an item.			
11	Choose an item.			
12	Choose an item.			
13	Choose an item.			
14	Choose an item.			
15	Choose an item.			
16	Choose an item.			
17	Choose an item.			
18	Choose an item.			
19	Choose an item.			
20	Choose an item.			
21	Choose an item.			
22	Choose an item.			
23	Choose an item.			
24	Choose an item.			
25	Choose an item.			



	Type of Entity that Requested the Identifying Information	Name of the Entity	Reason for the Request	Description of Agency's Rationale for Rejection
26	Choose an item.	[free text]	[free text]	[free text]
27	Choose an item.			
28	Choose an item.			
29	Choose an item.			
30	Choose an item.			
31	Choose an item.			
32	Choose an item.			
33	Choose an item.			
34	Choose an item.			
35	Choose an item.			
36	Choose an item.			
37	Choose an item.			
38	Choose an item.			
39	Choose an item.			
40	Choose an item.			
41	Choose an item.			
42	Choose an item.			
43	Choose an item.			
44	Choose an item.			
45	Choose an item.			
46	Choose an item.			
47	Choose an item.			
48	Choose an item.			
49	Choose an item.			
50	Choose an item.			
51	Choose an item.			
52	Choose an item.			
53	Choose an item.			



	Type of Entity that Requested the Identifying Information	Name of the Entity	Reason for the Request	Description of Agency's Rationale for Rejection
54	Choose an item.	[free text]	[free text]	[free text]
55	Choose an item.			
56	Choose an item.			
57	Choose an item.			
58	Choose an item.			
59	Choose an item.			
60	Choose an item.			
61	Choose an item.			
62	Choose an item.			
63	Choose an item.			
64	Choose an item.			
65	Choose an item.			
66	Choose an item.			
67	Choose an item.			
68	Choose an item.			
69	Choose an item.			
70	Choose an item.			
71	Choose an item.			
72	Choose an item.			
73	Choose an item.			
74	Choose an item.			
75	Choose an item.			
76	Choose an item.			
77	Choose an item.			
78	Choose an item.			
79	Choose an item.			
80	Choose an item.			
81	Choose an item.			



	Type of Entity that Requested the Identifying Information	Name of the Entity	Reason for the Request	Description of Agency's Rationale for Rejection
82	Choose an item.	[free text]	[free text]	[free text]
83	Choose an item.			
84	Choose an item.			
85	Choose an item.			
86	Choose an item.			
87	Choose an item.			
88	Choose an item.			
89	Choose an item.			
90	Choose an item.			
91	Choose an item.			
92	Choose an item.			
93	Choose an item.			
94	Choose an item.			
95	Choose an item.			
96	Choose an item.			
97	Choose an item.			
98	Choose an item.			
99	Choose an item.			
100	Choose an item.			