



QUESTIONS AND CONCERNS

New Jersey's CommCare Citizen Surveillance Program

New Jersey residents have numerous questions regarding the state's new citizen surveillance program as well as the executive order Governor Phil Murphy issued on May 12, 2020 mandating that all jurisdictions in the state utilize Dimagi's CommCare platform for contract tracing and monitoring.

Details and Rollout:

- What due diligence was conducted in selecting Dimagi's technology platform?
- What does the state's new CommCare contact tracing program entail?
- What will be required of New Jersey citizens to participate in this initiative?
- Will citizens have the option to "opt out"? If so, what steps must be taken?
- Are there instances where participation will be mandated, e.g., if someone tests positive for COVID?
- What is the role of contact tracers?
- Does this initiative include broader surveillance methods other than smartphones?
- Will full informed consent be given to citizens in regards to all aspects of testing and contact tracing?
- What goals or targets do you intend to achieve through this initiative? How will they be measured?
- Does the CommCare platform rely solely on Bluetooth technology? If so, has EMF radiation exposure been assessed?
- Will New Jersey contact tracing initiatives be expanded to include surveillance for individuals with other infections (e.g. the flu, cold, stomach virus, etc.)?

Financial Burden:

- How is the new contact tracing program being funded?
- How will those employed to carry out this surveillance initiative be compensated?
- Does New Jersey have the funds to sustain this program without further increasing the state's debt?
- What is the initial cost to roll out the initiative? How about annual costs to sustain this initiative?
- What goods and services are stipulated in the Dimagi contract? What are the terms of the contract?
- How are we measuring the success of this initiative against our annual investment?
- What is the anticipated return on investment for contact tracing?
- Have you considered the financial implications of a potential data breach?

Privacy:

- If participation is mandated, will that supersede our civil liberties as citizens of New Jersey? If so, for how long?
- Will the CommCare software application be automatically loaded onto residents' smartphones?
- Will HIPAA compliance be adhered to within the program?
- Will medical confidentiality be preserved?
- How will patients' names/identifying information be shared with contacts they encountered?
- Will COVID-19 test results conducted privately at patients' doctor's offices automatically be shared with other entities, including Dimagi's contact tracing platform?
- Will cell phone manufacturers be allowed to slip firmware into phones that will track citizens without their explicit knowledge and consent?



Participation:

- Will participation in this statewide surveillance initiative be mandatory? If so, please specify how.
- What are the legal ramifications if a resident refuses to participate in the contact tracing and surveillance program?
- What will the enforcement of the program look like? Will it involve legal summons? Imprisonments of residents? Police surveillance to ensure quarantine?
- Will there be any incentives or civil liberties tied to participating, e.g., will New Jersey residents be required to participate in order to receive government benefits or assistance?

Effects:

- What data outputs does this surveillance initiative include?
- Will those who have had contact with an infected person be required to undergo COVID testing?
- Will those who have been exposed to individuals infected with COVID (or who are suspected of being infected) be required to quarantine?
- What will be required of families when one family member is infected?
- Will the state intervene and/or separate families based on surveillance data?
- Can surveillance data be used to separate people against their will?
- How is patient 1 confirmed? What is the proposed protocol for contact tracing? Who will be contacted, how, and what will they be asked to do?
- Will contact tracing system data be utilized to enforce mandatory vaccinations or the administration of medication to people at a future date?
- How will the homeless population's liberties and privacy rights be protected? Will they be subjected to mandatory testing or medication against their will?

Data Population and Integrity:

- Will the new surveillance initiative be limited to tracking and monitoring those who are confirmed with COVID-19, or will it include healthy individuals as well?
- How long will the data of the New Jersey residents be stored, and where will it be stored?
- Can individuals elect to delete all of their personal data collected via the contact tracing platform (including data that's distributed to public health agencies and/or external third parties)?
- What mechanisms are in place to prevent data breaches and who will be held accountable if one occurs?
- Can you guarantee that all parties involved in the collection and storage of data will be held legally accountable for safeguarding individuals' privacy and security?
- Will Dimagi Corporation be held liable for breaches of data and other confidential information?

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