



## NATIONAL CAPITAL PLANNING COMMISSION

Privacy Act of 1974: System of Records

**AGENCY:** National Capital Planning Commission.

**ACTION:** Notice of a New System of Records.

**SUMMARY:** In accordance with the Privacy Act of 1974, the National Capital Planning Commission (NCPC or Commission) is providing notice of a new system of records (System of Records or Systems) titled, NCPC-6, Public Comments List. The categories of records to be adopted include records of individual(s) who provide comments to NCPC by email or mail prior to the Commission packet distribution, and individual(s) who provide oral or written testimony on items under consideration at a Commission meeting. Upon adoption, the new System of Records will be titled NCPC-6, Public Comments List.

**DATES:** This document will become effective [insert date 30 days after publication]. If no comments are received, the proposed System of Records will become effective on the stated date. If comments are received, they will be considered, and if adopted, the document will be republished in revised form.

**ADDRESSES:** You may submit written comments on this proposed System of Records Notice (Notice) by either of the methods listed below.

1. U.S. mail, courier, or hand delivery to Anne Schuyler, General Counsel/Privacy Act Officer/ National Capital Planning Commission, 401 9<sup>th</sup> Street, NW, Suite 500, Washington, D.C. 20004.

2. Electronically to [privacy@ncpc.gov](mailto:privacy@ncpc.gov).

**FOR FURTHER INFORMATION CONTACT:** Anne R. Schuyler, General Counsel/Privacy Act Officer at 202-642-0591 or [privacy@ncpc.gov](mailto:privacy@ncpc.gov).

**SUPPLEMENTARY INFORMATION:** The routine uses of the System of Records include the collection and record-keeping of public comment on items under consideration at a Commission meeting.

The Privacy Act embodies fair information principles in a statutory framework governing the means by which the United States Government collects, maintains, uses, and disseminates individuals' records. The Privacy Act applies to information that is maintained in what is known as a System of Records. A System of Records is defined by the Privacy Act as a group of any records under the control of an agency from which information is retrieved by the name of the individual or by some identifying number, symbol, or other identifying particular assigned to the individual. In the Privacy Act, an individual is defined to encompass United States citizens and legal permanent residents. As a matter of policy, NCPC extends administrative Privacy Act protection to all individuals for Systems of Records that contain information on U.S. citizens, lawful permanent residents, and visitors. Individuals may access their own records contained in a System of Records in the possession or under the control of NCPC in the manner described by NCPC's Privacy Act Regulations found at 1 CFR Part 603.

The Privacy Act requires each agency to publish in the Federal Register a description of the type and character of each System of Records that the agency maintains and the routine uses for the records contained in each system. This requirement renders agency recordkeeping practices transparent, notifies individuals of the use to which their respective records are put, and assists individuals find records about themselves

maintained by the agency. This notice complies with the requirements of the Privacy Act regarding Systems of Records and sets forth below the requisite information concerning NCPC's System of Records for Public Comments.

In accordance with guidance provided by the Office of Management and Budget (OMB), NCPC provided a report of this new Systems of Records to OMB, to the House Committee on Oversight and Government Reform, and the Senate Committee on Governmental Affairs.

**SYSTEM NAME AND NUMBER:** NCPC-6, Public Comments List.

**SECURITY CLASSIFICATION:** Unclassified.

**SYSTEM LOCATION:** The records containing public comments are located at NCPC, 401 9<sup>th</sup> Street, NW, Suite 500 North, Washington, D.C. 20004.

**SYSTEM MANAGERS:** For records indicated in the System Location above, information about the system manager can be obtained from NCPC's Director, Office of Administration, (202) 482-7200.

**AUTHORITY FOR THE SYSTEM:** The National Capital Planning Act, 40 U.S.C. §§ 8701 et seq. (2016); 44 U.S.C. Chapter 31; 40 U.S. Code § 121; 41 CFR Chapter 101.

**PURPOSE OF THE SYSTEM:** The purpose of the system is to maintain a list of individuals who provide public comment to the Commission on items under consideration at the Commission meeting.

**CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:** Categories of individuals covered by this system include public citizens, authorized individuals speaking on behalf of a public or private entity, community organization, advocacy

group, public office, academia or any other entity commenting on matters presented to and under consideration by the Commission.

**CATEGORIES OF RECORDS IN THE SYSTEM:** Categories of records maintained in this system include: Individual's name; Email address; Phone Number, Organizational affiliation if applicable, NCPC Project on which the individual would like to provide comment; Public comment or testimony.

**RECORD SOURCE CATEGORIES:** Records are generated from electronic registration forms that are submitted by the individual on the NCPC public website during the public registration period.

**ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND PURPOSES OF SUCH USE:** NCPC uses records in this system to collect, record, and maintain comments on NCPC projects from public citizens, organizations, and other interested stakeholders or parties.

See, Appendix I for other ways the Privacy Act permits NCPC to disclose system records outside the agency.

**POLICIES AND PRACTICES FOR STORAGE OF RECORDS:** NCPC stores records electronically in its computer system or on paper in secure facilities such as a locked office or file cabinet. The records may be stored on magnetic disc, tape, digital media, and paper.

**POLICIES AND PRACTICES FOR RETRIEVAL OF RECORDS:** Records may be retrieved by an individual's name; general contact information, such as phone numbers, email addresses; and NCPC Project name.

## **POLICIES AND PRACTICES FOR RETENTION AND DISPOSAL OF**

**RECORDS:** Records are retained as prescribed under record schedules and procedures issued or approved by the National Archives and Records Administration (NARA).

**ADMINISTRATIVE, TECHNICAL, AND PHYSICAL SAFEGUARDS:** Access to records is restricted to NCPC personnel whose responsibilities include access. Paper records are maintained in locked offices or file cabinets. Access to electronic records is controlled by use of a personal identity verification (PIV) ID card to the NCPC network and a “user ID” and password combination to the NCPC’S IT systems.

NCPC’s offices are located in a public building guarded and monitored by security personnel, cameras, ID check, and other physical security measures. NCPC’s office suite is accessed by means of an electronic key card system (employees) and clearance by an office receptionist (visitors). Visitors must sign-in, wear an identification badge, and be escorted by NCPC personnel during their visit to other than public portions of the office (public portions include the Commission chambers and adjacent meeting rooms).

NCPC’s suite entrances are also monitored by video surveillance.

Records processed, stored, or transmitted and used by contractors are protected by controls implemented by the vendor pursuant to terms incorporated into its contract with NCPC.

**RECORD ACCESS PROCEDURES:** Individuals seeking access to a record pertaining to them in the System of Records described herein shall follow the procedures set forth in NCPC’s Privacy Act Regulations contained in 1 C.F.R Part 603. The request should be directed to: NCPC Privacy Act Officer, National Capital Planning Commission, 401 9<sup>th</sup> Street, NW, Suite 500, Washington, D.C. 20004.

**CONTESTING RECORD PROCEDURES:** Individuals seeking to contest the content of a record contained in the System of Records described in this Notice shall follow the procedures set forth in Record Access Procedures above.

**NOTIFICATION PROCEDURES:** Individuals seeking to determine if the System of Records described in this Notice contains a record pertaining to him/her shall follow the procedures set forth in Record Access Procedures above.

**EXEMPTIONS PROMULGATED FOR THE SYSTEM:** None

**HISTORY:** None

Dated: September 2, 2020.

Anne R. Schuyler,

General Counsel.

[FR Doc. 2020-19822 Filed: 9/8/2020 8:45 am; Publication Date: 9/9/2020]