

Subpart L—Agency Exemption Rules

- 317.130 Establishing and using exemptions.
 317.131 General exemptions.
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APPENDIX A TO PART 317—DCAA BLANKET
 ROUTINE USES

APPENDIX B TO PART 317—PROVISIONS OF THE
 PRIVACY ACT FROM WHICH A GENERAL OR
 SPECIFIC EXEMPTION MAY BE CLAIMED

APPENDIX C TO PART 317—LITIGATION STATUS
 REPORT

AUTHORITY: Privacy Act of 1974, Pub. L. 93-
 579, 88 Stat. 1896 (5 U.S.C. 552a).

SOURCE: 57 FR 48992, Oct. 29, 1992, unless
 otherwise noted.

Subpart A—General Provisions**§317.1 Purpose.**

(a) This part consolidates into a single document, the Defense Contract Audit Agency policies and procedures for implementing the Privacy Act of 1974 (5 U.S.C. 552a), as amended, by authorizing the development, publication and maintenance of the DCAA Privacy Act Program set forth by DCAA Regulation 5410.10¹, "Privacy Act Program", and DCAA Manual 5410.16², "DCAA Privacy Act Processing Guide."

(b) Its purpose is to delegate authorities and assign responsibilities for the administration of the DCAA Privacy Act Program and to prescribe uniform procedures for agency personnel consistent with DoD 5025.1-M³, "DoD Directives System Procedures."

§317.2 Applicability and scope.

(a) This part applies to all DCAA organizational elements and takes precedence over all regional regulatory issuances that supplement the DCAA Privacy Program.

(b) This part shall be made applicable by contract or other legally binding action to contractors whenever a DCAA

¹Copies may be obtained, at cost, from the Defense Contract Audit Agency, ATTN: CMO, Cameron Station, Alexandria, VA 22304-6178.

²See footnote 1 to §317.1(a).

³Copies may be obtained, at cost, from the National Technical Information Service, 5285 Port Royal Road, Springfield, VA 22161.

contract provides for the operation of a system of records or portion of a system of records to accomplish an agency function.

§317.3 Definitions.

(a) *Access.* The review of a record or a copy of a record or parts thereof in a system of records by any individual.

(b) *Agency.* For the purposes of disclosing records subject to the Privacy Act among DoD components, the Department of Defense is considered a single agency. For all other purposes to include applications for access and amendment, denial of access or amendment, appeals from denials, and record-keeping as regards release to non-DoD agencies; each DoD component, including DCAA, is considered an agency within the meaning of the Privacy Act.

(c) *Confidential source.* A person or organization who has furnished information to the Federal Government under an express promise that the person's or the organization's authority will be held in confidence or under an implied promise of such confidentiality if this implied promise was made before September 27, 1975.

(d) *Defense Data Integrity Board.* Consists of members of the Defense Privacy Board, as established pursuant to 32 CFR part 310, and in addition the Inspector General, DoD or the designee, when convening to oversee, coordinate and approve or disapprove all DoD component computer matching covered by the Privacy Act.

(e) *Disclosure.* The transfer of any personal information from a system of records by any means of communication (such as oral, written, electronic, mechanical, or actual review) to any person, private entity, or government agency, other than the subject of the record, the subject's designated agent or the subject's legal guardian.

(f) *Federal benefit program.* Any program administered or funded by the Federal Government, or by any agent or state on behalf of the Federal Government, providing cash or in-kind assistance in the form of payments, grants, loans, or loan guarantees to individuals.

(g) *Federal benefit program match.* A computerized comparison of two or