

PART 1000—ORGANIZATION AND DELEGATION OF POWERS AND DUTIES OF THE PRIVACY AND CIVIL LIBERTIES OVERSIGHT BOARD

Sec.

- 1000.1 Purpose.
- 1000.2 Definitions.
- 1000.3 Organization.
- 1000.4 Functions.
- 1000.5 Delegations of authority.

AUTHORITY: 5 U.S.C. 552.

SOURCE: 78 FR 33689, June 5, 2013, unless otherwise noted.

§ 1000.1 Purpose.

This part describes the organization of the Board, and the assignment of authorities and the responsibilities of the Board, individual Board members, and employees.

§ 1000.2 Definitions.

As used in this part:

Board means the Privacy and Civil Liberties Oversight Board, established by the Implementing Recommendations of the 9/11 Commission Act of 2007, Public Law 110-53.

Chairman means the Chairman of the Board, as appointed by the President and confirmed by the Senate under section 801(a) of the Implementing Recommendations of the 9/11 Commission Act of 2007, Public Law 110-53.

General Counsel means the Board's principal legal advisor.

Member means an individual appointed by the President, with the advice and consent of the Senate, to be a member of the Board.

§ 1000.3 Organization.

(a) The Board is comprised of four part-time Board members and a full-time Chairman, each appointed by the President with the advice and consent of the Senate.

(b) The Board's staff is comprised of the following administrative units:

- (1) Office of Management and Operations;
- (2) Office of the General Counsel; and
- (3) Office of Liaison and Oversight.

§ 1000.4 Functions.

(a) The Board provides advice and counsel to the President and executive departments and agencies to ensure that privacy and civil liberties are appropriately considered in proposed legislation, regulations, and policies, and in the implementation of new and existing legislation, regulations, and policies, related to efforts to protect the Nation from terrorism;

(b) The Board oversees actions by the executive branch relating to efforts to protect the Nation from terrorism to determine whether such actions appropriately protect privacy and civil liberties and are consistent with governing laws, regulations, and policies regarding privacy and civil liberties; and

(c) The Board receives and reviews reports and other information from privacy and civil liberties officers under 42 U.S.C. 2000ee-1 and, when appropriate, makes recommendations to and coordinates the activities of privacy and civil liberties officers on relevant interagency matters.

§ 1000.5 Delegations of authority.

(a) *The Board*. The Board is the head of the agency. The Board is responsible for the overall planning, direction, and control of the agency's agenda. The delegations of authority in this part do not extend to the following actions which are reserved to the Board:

(1) Disposition of all rulemaking and similar proceedings involving the promulgation of rules or the issuance of statements of general policy.

(2) Determination of advice or recommendations to the President or executive departments and agencies regarding the matters described in 42 U.S.C. 2000ee(d).

(3) Determination of the Board's annual agenda or other statement of operational priorities; and

(4) Redlegation to one or more Board members or staff of those responsibilities delegated to the Chairman in §1000.3(b), in the event of a vacancy.

(5) Any authority that is not delegated by the Board in this part, or otherwise vested in officials other than the Board, is reserved to the Board. Except as otherwise provided, the Board