

HR 2840

Federal Agency Protection of Privacy Act of 2005

Congress: 109 (2005–2007, Ended)

Chamber: House

Policy Area: Government Operations and Politics

Introduced: Jun 9, 2005

Current Status: Placed on the Union Calendar, Calendar No. 408.

Latest Action: Placed on the Union Calendar, Calendar No. 408. (Sep 25, 2006)

Official Text: <https://www.congress.gov/bill/109th-congress/house-bill/2840>

Sponsor

Name: Rep. Chabot, Steve [R-OH-1]

Party: Republican • **State:** OH • **Chamber:** House

Cosponsors (7 total)

Cosponsor	Party / State	Role	Date Joined
Rep. Cannon, Chris [R-UT-3]	R · UT		Jun 9, 2005
Rep. Delahunt, William D. [D-MA-10]	D · MA		Jun 9, 2005
Rep. Nadler, Jerrold [D-NY-8]	D · NY		Jun 9, 2005
Rep. Boucher, Rick [D-VA-9]	D · VA		Jun 14, 2005
Rep. McDermott, Jim [D-WA-7]	D · WA		Jun 14, 2005
Rep. Kennedy, Mark R. [R-MN-6]	R · MN		Jun 15, 2005
Rep. Paul, Ron [R-TX-14]	R · TX		Jul 20, 2006

Committee Activity

Committee	Chamber	Activity	Date
Judiciary Committee	House	Reported by	May 17, 2006

Subjects & Policy Tags

Policy Area:

Government Operations and Politics

Related Bills

No related bills are listed.

Federal Agency Protection of Privacy Act of 2005 - Requires federal agencies: (1) when publishing a general notice of proposed rulemaking for any proposed rule or a notice of proposed rulemaking for an interpretative rule involving the internal revenue laws, and such rulemaking pertains to the collection, maintenance, use, or disclosure of personally identifiable information from ten or more individuals, other than agencies, instrumentalities, or federal employees, to prepare an initial assessment describing the rule's impact on individual privacy; and (2) when promulgating the final rule, to prepare a final privacy impact assessment that includes: (1) providing security for such information, including written notice to any individual whose privacy interests are compromised by the unauthorized release of personally identifiable information as a result of a breach of security at, or by, the agency; and (2) a summary of any significant issues raised by, and changes made pursuant to, public comments on the initial assessment. Instructs agencies to make copies of final assessments publicly available.

Allows the head of an agency to waive or delay the completion of some or all of: (1) these requirements to the same extent as for waiving or delaying the completion of requirements for regulatory flexibility analyses; and (2) certain of the preceding requirements under this Act for national security reasons, or to protect from disclosure, classified information, confidential commercial information, or information the disclosures of which may adversely affect a law enforcement effort. Requires that final assessments not made publicly available and unpublished final assessments and/or summaries be made available in classified form to the Committees on the Judiciary of the House and Senate.

Requires the head of an agency promulgating a rule that may have a significant privacy impact to assure that individuals have been given an opportunity to participate in the rulemaking.

Requires each agency to: (1) carry out a periodic review of promulgated rules that have a significant privacy impact to determine whether each such rule can be amended or rescinded to minimize such impact while remaining in accordance with applicable statutes; (2) carry out such review according to a plan providing for the review of each rule every ten years; and (3) annually publish a list of the rules to be reviewed. Requires the list to: (1) include a brief description of each rule and the need for, and legal basis of, such rule; and (2) invite public comment upon the determination concerning the rule.

Sets forth provisions governing judicial review of agency compliance with this Act.

Requires congressional review of agencies' actions that are relevant to this Act.

Actions Timeline

- **Sep 25, 2006:** Reported (Amended) by the Committee on Judiciary. H. Rept. 109-675.
- **Sep 25, 2006:** Placed on the Union Calendar, Calendar No. 408.
- **Jun 7, 2006:** Committee Consideration and Mark-up Session Held.
- **Jun 7, 2006:** Ordered to be Reported (Amended) by Voice Vote.
- **May 17, 2006:** Subcommittee Consideration and Mark-up Session Held.
- **May 17, 2006:** Forwarded by Subcommittee to Full Committee by Voice Vote .
- **Jun 27, 2005:** Referred to the Subcommittee on Commercial and Administrative Law.
- **Jun 9, 2005:** Introduced in House
- **Jun 9, 2005:** Referred to the House Committee on the Judiciary.

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