

# Part 824 - Protection of Privacy and Freedom of Information

## Subpart 824.1—Protection of Individual Privacy

### Sec.

[824.102](#) General.

[824.103](#) Procedures.

## Subpart 824.2—Freedom of Information Act

[824.203](#) Policy.

AUTHORITY: 5 U.S.C. 552(a); 40 U.S.C. 121(c); 41 U.S.C. 1121(c); 41 U.S.C. 1702; 38 CFR 1.550-1.562; 1.575-1.584; and 48 CFR 1.301-1.304.

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## **Subpart 824.1 - Protection of Individual Privacy**

### **824.102 General.**

VA rules implementing the Privacy Act of 1974 are in 38 CFR 1.575 through 1.584, Safeguarding Personal Information in Department of Veterans Affairs Records.

### **824.103 Procedures.**

(c) The contracting officer shall reference the following documents in solicitations and contracts that require the design, development, or operation of a system of records-

(1) [VA Handbook 6500.6](#), Contract Security;

(2) [VA Handbook 6508.1](#), Procedures for Privacy Threshold Analysis and Privacy Impact Assessment;

(3) [VA Handbook 6510](#), VA Identity and Access Management-

(i) The contracting officer will ensure that statements of work or performance work statements that require the design, development, or operation of a system of records include procedures to follow in the event of a Personally Identifiable Information (PII) breach; and

(ii) The contracting officer shall ensure that Government surveillance plans for contracts that require the design, development, or operation of a system of records include monitoring of the contractor's adherence to Privacy Act/PII regulations. The assessing official should document contractor-caused breaches or other incidents related to PII in past performance reports. Such incidents include instances in which the contractor did not adhere to Privacy Act/PII contractual requirements.

## **Subpart 824.2 - Freedom of Information Act**

### **824.203 Policy.**

(a) VA rules implementing the Freedom of Information Act are in 38 CFR 1.550 through 1.562.

(b) Upon receipt of a request, the contracting officer shall provide the requester with the name of the cognizant VA Freedom of Information Act (FOIA) Service Office. The VA FOIA Service Office (see <http://www.oprm.va.gov/foia/>) is the focal point for all FOIA requests and official information may only be released through the cognizant FOIA Service or their authorized designee.