



TO: Dominic Mancini, Deputy Administrator, Office of Information and Regulatory Affairs

FROM: Charles J. Rothwell, Director, National Center for Health Statistics (NCHS)

DATE: January 5, 2017

SUBJECT: Emergency Clearance for Implementation of Revised Confidentiality Pledge

The Federal Cybersecurity Enhancement Act of 2015 (H.R. 2029, Division N, Title II, Subtitle B, Sec. 223) mandates that Federal information systems be protected from malicious activities through cybersecurity screening of transmitted data. In response to the mandatory implementation of cybersecurity screening, the National Center for Health Statistics (NCHS) is submitting this Information Collection Request (ICR) to the Office of Management and Budget (OMB) utilizing emergency review procedures in accordance with the Paperwork Reduction Act (PRA) (P.L. 104-13, 44 U.S.C. Chapter 35) and 5 C.F.R. Section 1320.13.

NCHS is seeking emergency clearance for the collections listed below to implement a change to the confidentiality pledge in response to the mandatory implementation of cybersecurity screening of transmitted data by the Department of Homeland Security.

NCHS is requesting OMB approval to include the lines in bold to its confidentiality pledge to notify respondents of the new cybersecurity screening activities:

*We take your privacy very seriously. All information that relates to or describes identifiable characteristics of individuals, a practice, or an establishment will be used only for statistical purposes. NCHS staff, contractors, and agents will not disclose or release responses in identifiable form without the consent of the individual or establishment in accordance with section 308(d) of the Public Health Service Act (42USC 242m) and the Confidential Information Protection and Statistical Efficiency Act of 2002 (CIPSEA, Title 5 of Public Law 107-347). In accordance with CIPSEA, every NCHS employee, contractor, and agent has taken an oath and is subject to a jail term of up to five years, a fine of up to \$250,000, or both if he or she willfully discloses ANY identifiable information about you. **In addition, NCHS complies with the Federal Cybersecurity Enhancement Act of 2015. This law requires the federal government to protect federal computer networks by using computer security programs to identify cybersecurity risks like hacking, internet attacks, and other security weaknesses. If information sent through government networks triggers a cyber threat indicator, the information may be intercepted and reviewed for cyber threats by computer network experts working for, or on behalf, of the government.***

NCHS has consulted with OMB on this request and has OMB approval to initiate the emergency request process. NCHS also plans to submit an information collection request (ICR) seeking public comment on the revised pledge language. This ICR will be submitted to OMB under the standard clearance process to provide the public with another opportunity to comment on the revised language.

OMB Number	Title of Information Collection
0920-0119	National Ambulatory Medical Care Survey Supplement on Culturally and Linguistically Appropriate Services (NAMCS CLAS)
0920-0212	National Hospital Care Survey
0920-0213	NCHS: National Vital Statistics Report Forms
0920-0214	National Health Interview Survey
0920-0215	Application Form and Related Forms for the Operation of the National Death Index
0920-0217	NCHS Application for Vital Statistics Training Form
0920-0222	NCHS Questionnaire Design Research Laboratory
0920-0234	National Ambulatory Medical Care Survey (NAMCS)
0920-0278	National Hospital Ambulatory Medical Care Survey
0920-0314	National Survey of Family Growth
0920-0729	Customer Surveys Generic Clearance for the National Center for Health Statistics
0920-0943	Data Collection for the Residential Care Community and Adult Day Services Center Components of the National Study of Long-term Care Providers
0920-0950	National Health and Nutrition Examination Survey
0920-1015	The National Ambulatory Medical Care Survey (NAMCS) National Electronic Health Record Survey (NEHRS)
0920-1030	Developmental Studies to Improve the National Health Care Surveys
0920-1063	NAMCS Supplement of Primary Care Policies (NSPCP) for Managing Patients with High Blood Pressure, High Cholesterol, or Diabetes