

(g) To disclose to another Federal agency or Federal entity, when the Commission determines that information from this system of records is reasonably necessary to assist the recipient agency or entity in (1) responding to a suspected or confirmed breach or (2) preventing, minimizing, or remedying the risk of harm to individuals, the recipient agency or entity (including its information systems, programs, and operations), the Federal Government, or national security, resulting from a suspected or confirmed breach.

**POLICIES AND PRACTICES FOR STORAGE OF RECORDS:**

The Training Records system of records stores records in this system electronically or on paper in secure facilities. Electronic records are stored on the Learning Management System's secure servers or on the Commission's secure network and other electronic media as needed, such as encrypted hard drives and back-up media. Paper records are stored in secured facilities.

**POLICIES AND PRACTICES FOR RETRIEVAL OF RECORDS:**

Certain information covered by this system of records may be retrieved by employee name, or employee id number.

**POLICIES AND PRACTICES FOR RETENTION AND DISPOSAL OF RECORDS:**

Records for this system will be maintained in accordance with all applicable records schedules approved by the National Archives and Records Administration (NARA) including GRS 2.6, items 010, 020, 030 and GRS 2.7, item 030. All approved records schedules can be found at <http://www.cftc.gov>, or <http://www.archives.gov/records-mgmt/grs.html>.

**ADMINISTRATIVE, TECHNICAL, AND PHYSICAL SAFEGUARDS:**

Records are protected from unauthorized access and improper use through administrative, technical, and physical security measures. Administrative safeguards include agency-wide Rules of Behavior, agency-wide procedures for safeguarding personally identifiable information, and required annual privacy and security training. Technical security measures within CFTC include restrictions on computer access to authorized individuals who have a legitimate need-to-know the information; required use of strong passwords that are frequently changed; multi-factor authentication for remote access and access to many CFTC network components; use of encryption

for certain data types and transfers; firewalls and intrusion detection applications; and regular review of security procedures and best practices to enhance security. Physical safeguards include restrictions on building access to authorized individuals, 24-hour security guard service, and maintenance of records in lockable offices and filing cabinets.

**RECORDS ACCESS PROCEDURES:**

Individuals seeking to determine whether this system of records contains information about themselves or seeking access to records about themselves in this system of records should address written inquiries to the Office of General Counsel, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st Street NW, Washington, DC 20581. See 17 CFR 146.3 for full details on what to include in Privacy Act access request.

**CONTESTING RECORDS PROCEDURES:**

Individuals contesting the content of records about themselves contained in this system of records should address written inquiries to the Office of General Counsel, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st Street NW, Washington, DC 20581. See 17 CFR 146.8 for full details on what to include in a Privacy Act amendment request.

**NOTIFICATION PROCEDURES:**

Individuals seeking notification of any records about themselves contained in this system of records should address written inquiries to the Office of General Counsel, Commodity Futures Trading Commission, Three Lafayette Centre, 1155 21st Street NW, Washington, DC 20581. See 17 CFR 146.3 for full details on what to include in a Privacy Act notification request.

**EXEMPTIONS PROMULGATED FOR THE SYSTEM:**

None.

**HISTORY:**

None.

Issued in Washington, DC, on May 16, 2018, by the Commission.

**Robert Sidman,**

*Deputy Secretary of the Commission.*

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**BILLING CODE 6351-01-P**

**BUREAU OF CONSUMER FINANCIAL PROTECTION**

[Docket No: CFPB-2018-0020]

**Privacy Act of 1974; System of Records**

**AGENCY:** Bureau of Consumer Financial Protection.

**ACTION:** Notice of Modified Systems of Record.

**SUMMARY:** In accordance with the Privacy Act of 1974, as amended, the Bureau of Consumer Financial Protection (Bureau or CFPB) gives notice of the establishment of a modified Privacy Act System of Records.

**DATES:** Comments must be received no later than June 20, 2018. This Modification will be effective upon publication in today's **Federal Register**.

**ADDRESSES:** You may submit comments, identified by the title and docket number (see above), by any of the following methods:

- *Electronic:* [privacy@cfpb.gov](mailto:privacy@cfpb.gov) or <http://www.regulations.gov>. Follow the instructions for submitting comments.
- *Mail:* Claire Stapleton, Chief Privacy Officer, Bureau of Consumer Financial Protection, 1700 G Street NW, Washington, DC 20552.
- *Hand Delivery/Courier:* Claire Stapleton, Chief Privacy Officer, Bureau of Consumer Financial Protection, 1700 G Street NW, Washington, DC 20552.

Comments will be available for public inspection and copying at 1700 G Street NW, Washington, DC 20552, on official business days between the hours of 10 a.m. and 5 p.m. Eastern Time. You can make an appointment to inspect comments by telephoning (202) 435-7220. All comments, including attachments and other supporting materials, will become part of the public record and subject to public disclosure. You should submit only information that you wish to make available publicly.

**FOR FURTHER INFORMATION CONTACT:**

Claire Stapleton, Chief Privacy Officer, at (202) 435-7220. If you require this document in an alternative electronic format, please contact [CFPB\\_Accessibility@cfpb.gov](mailto:CFPB_Accessibility@cfpb.gov).

**SUPPLEMENTARY INFORMATION:** The Bureau revises each of its Privacy Act System of Records Notices contained in its inventory of record systems.

The Bureau modifies the purpose(s) for which each system is maintained to clarify that the information in each Bureau system will be used to ensure quality control, performance, and

improve management processes. This clarification will be added to the purpose section of each Bureau system of record notice published in the **Federal Register**. The **Federal Register** citation for all Bureau system of records notices can be found in the History section of this Notice of a Modified System of Records.

The Bureau also modifies the list of routine uses of records maintained in each Bureau system in accordance with Office of Management and Budget's (OMB) 2017 guidance to assist Federal agencies prepare for and respond to a breach of personally identifiable information. The first routine use in each Bureau system of records notice is revised to mirror the text presented in the first routine use below. The second routine use presented below is being added to each Bureau system of records notice; and, the routine uses in each system of records are renumbered to account for this new routine use. These revisions will be added to the section that lists the routine uses for records in each Bureau system of records notice published in the **Federal Register**. The **Federal Register** citation for all Bureau system of records notices can be found in the History section of this Notice of a Modified System of Records.

The report of the modified systems of records has been submitted to the Committee on Oversight and Government Reform of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, and the Office of Management and Budget, pursuant to OMB Circular A-108, "Federal Agency Responsibilities for Review, Reporting, and Publication under the Privacy Act" and the Privacy Act, 5 U.S.C. 552a(r).

Dated: May 14, 2018.

**Claire Stapleton,**

*Chief Privacy Officer, Bureau of Consumer Financial Protection.*

#### SYSTEM NAMES AND NUMBERS

CFPB.001 CFPB Freedom of Information Act/Privacy Act System; CFPB.002 CFPB Depository Institution Supervision Database; CFPB.003 CFPB Non-depository Supervision Database; CFPB.004 CFPB Enforcement Database; CFPB.005 CFPB Consumer Response System; CFPB.006 Social Networks and Citizen Engagement System; CFPB.007 CFPB Directory Database; CFPB.008 Transit Subsidy Program; CFPB.009 Employee Administrative Records System; CFPB.010 Ombudsman System; CFPB.011 Correspondence Tracking System; CFPB.013 External Contact Database; CFPB.014 Direct Registration and User Management System;

CFPB.015 CFPB Ethics Program Records; CFPB.016 CFPB Advisory Boards and Committees; CFPB.017 CFPB Small Business Review Panels and Cost of Credit Consultations; CFPB.018 Litigation Files; CFPB.019 Nationwide Mortgage Licensing System and Registry; CFPB.020 CFPB Site Badge and Visitor Management Systems; CFPB.021 CFPB Consumer Education and Engagement Records; CFPB.022 Market and Consumer Research Records; CFPB.023 CFPB Prize Competitions Program Records; CFPB.025 Civil Penalty Fund and Bureau-Administered Redress Program Records; CFPB.026 Biographies.

#### SECURITY CLASSIFICATION:

Bureau information systems do not contain any classified information or data.

#### SYSTEM LOCATION:

The location of a Bureau system can be found by reviewing the system of records notice published in the **Federal Register**. The **Federal Register** citation for all Bureau system of records notices can be found in the History section of this Notice of a Modified System of Records.

#### SYSTEM MANAGER(S):

The system manager of a Bureau system can be found by reviewing the system of records notice published in the **Federal Register**. The **Federal Register** citation for all Bureau system of records notices can be found in the History section of this Notice of a Modified System of Records.

#### PURPOSE(S) OF THE SYSTEM:

The information collected for each system will also be used for administrative purposes to ensure quality control, performance, and improve management processes.

#### ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND PURPOSES OF SUCH USES:

These records may be disclosed in accordance with OMB Memorandum M-17-12, "Preparing for and Responding to a Breach of Personally Identifiable Information," to:

(1) appropriate agencies, entities, and persons when (a) CFPB suspects or has confirmed that there has been a breach of the system of records; (b) CFPB has determined that as a result of the suspected or confirmed there is a risk of harm to individuals, CFPB (including its information systems, programs, and operations), the Federal Government or national security; and (b) the disclosure made to such agencies, entities, and persons is reasonably necessary to assist

in connection with CFPB's efforts to respond to the suspected or confirmed breach or to prevent, minimize, or remedy such harm.

(2) another Federal agency or Federal entity, when the CFPB determines that information from this system of records is reasonably necessary to assist the recipient agency or entity in (a) responding to a suspected or confirmed breach or (b) preventing, minimizing, or remedying the risk of harm to individuals, the recipient agency or entity (including its information systems, programs, and operations), the Federal Government, or national security, resulting from a suspected or confirmed breach.

#### HISTORY:

79 FR 78837 (Dec. 31, 2014) (CFPB.001 CFPB Freedom of Information Act/Privacy Act System); 76 FR 45765 (Aug. 1, 2011) (CFPB.002 CFPB Depository Institution Supervision Database); 76 FR 45761 (Aug. 1, 2011) (CFPB.003 CFPB Non-depository Supervision Database); 76 FR 45757 (Aug. 1, 2011) (CFPB.004 CFPB Enforcement Database); 79 FR 21440 (Apr. 16, 2014) (CFPB.005 CFPB Consumer Response System); 78 FR 50041 (Aug. 16, 2013) (CFPB.006 Social Networks and Citizen Engagement System); 78 FR 54630 (Sept. 5, 2013) (CFPB.007 CFPB Directory Database); 76 FR 68395 (Nov. 4, 2011) (CFPB.008 CFPB Transit Subsidy Program); 81 FR 27104 (May 5, 2016) (CFPB.009 Employee Administrative Records System); 79 FR 6192 (Feb. 3, 2014) (CFPB.010 Ombudsman System); 78 FR 76286 (Dec. 17, 2013) (CFPB.011 Correspondence Tracking System); 77 FR 59386 (Sept. 27, 2012) (CFPB.013 CFPB External Contact Database); 77 FR 24185 (Apr. 23, 2012) (CFPB.014 Direct Registration and User Management System); 77 FR 1049 (Jan. 9, 2012) (CFPB.015 CFPB Ethics Program Records); 78 FR 25428 (May 1, 2013) (CFPB.016 CFPB Advisory Boards and Committees); 77 FR 24183 (Apr. 23, 2012) (CFPB.017 CFPB Small Business Review Panels and Cost of Credit Consultations); 77 FR 27446 (May 10, 2012) (CFPB.018 Litigation Files); 77 FR 35359 (June 13, 2012) (CFPB.019 Nationwide Mortgage Licensing System and Registry); 77 FR 56623 (Sept. 13, 2012) (CFPB.020 CFPB Site Badge and Visitor Management Systems); 79 FR 78839 (Dec. 31, 2014) (CFPB.021 CFPB Consumer Education and Engagement Records); 77 FR 67802 (Nov. 14, 2012) (CFPB.022 Market and Consumer Research Records); 77 FR 64962 (Oct. 24, 2012) (CFPB.023 CFPB Prize Competitions Program Records); 78 FR

34991 (June 11, 2013) (CFPB.025 Civil Penalty Fund and Bureau-Administered Redress Program Records); 78 FR 69834 (Nov. 21, 2013) (CFPB.026 Biographies).

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## CONSUMER PRODUCT SAFETY COMMISSION

[Docket No. CPSC-2018-0002]

### Agency Information Collection Activities; Submission for OMB Review; Comment Request—CPSC Playground Surfaces Survey

**AGENCY:** Consumer Product Safety Commission.

**ACTION:** Notice.

**SUMMARY:** As required by the Paperwork Reduction Act of 1995, the Consumer Product Safety Commission (CPSC) announces that CPSC has submitted to the Office of Management and Budget (OMB) a new proposed collection of information by the agency on a survey that will assess children's potential exposure to playground surfaces, including recycled tire material. In the **Federal Register** of February 5, 2018 (83 FR 5073), CPSC published a notice announcing the agency's intent to seek approval of this collection of information. CPSC received several comments in response to that notice. After review and consideration of the comments, by publication of this notice, the Commission announces that CPSC has submitted to the OMB a request for approval of this collection of information.

**DATES:** Written comments on this request for approval of information collection requirements should be submitted by June 20, 2018.

**ADDRESSES:** Submit comments about this request by email: [OIRA\\_submission@omb.eop.gov](mailto:OIRA_submission@omb.eop.gov) or fax: 202-395-6881.

Comments by mail should be sent to the Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for the CPSC, Office of Management and Budget, Room 10235, 725 17th Street NW, Washington, DC 20503. In addition, written comments that are sent to OMB also should be submitted electronically at <http://www.regulations.gov>, under Docket No. CPSC-2018-0002.

**FOR FURTHER INFORMATION CONTACT:** Bretford Griffin, Consumer Product Safety Commission, 4330 East West Highway, Bethesda, MD 20814; (301) 504-7037, or by email to: [bgriffin@cpsc.gov](mailto:bgriffin@cpsc.gov).

## SUPPLEMENTARY INFORMATION:

### A. Comments

On February 5, 2018, the CPSC published a notice in the **Federal Register** announcing the agency's intent to seek approval of a new collection of information on a CPSC Playground Surfaces Survey that will assess children's potential exposure to playground surfaces, including recycled tire material or "tire crumb" rubber (83 FR 5073). CPSC received five comments in response to that notice. Two commenters did not address the survey or any issues related to the survey. These commenters raised concerns about smart phones and bullying. One commenter supported the information collection. Two commenters requested that the CPSC analyze peer-reviewed research on the safety of rubber mulch, apply scientific methodologies to the research, and identify the constituents found in recycled rubber at acceptable risk levels.

The CPSC Playground Surfaces Survey will apply scientific survey methodologies to provide national estimates for the exposure of children less than 6 years old to playground surfaces, including, but not limited to, rubber mulch. The survey will not assess the safety of rubber mulch or whether children are at an increased health risk if they play on rubber mulch. Rather, the survey will help CPSC gain a better understanding of children's potential exposures to playground surfaces, including surfaces made from recycled tires, based on children's play behaviors on playgrounds. Potential exposures include skin contact, ingestion, and contact through open wounds.

The CPSC, the Environmental Protection Agency (EPA), and the Centers for Disease Control and Prevention (CDC)/Agency for Toxic Substances and Disease Registry (ATSDR) are working together on the Federal Research Action Plan on Recycled Tire Crumb Used on Playing Fields and Playgrounds (Plan). The four components of the Plan and the agencies' responsibilities are as follows:

- Literature Review/Gap Analysis (EPA and CDC/ATSDR)
- Tire Crumb Characterization (EPA and CDC/ATSDR)
- Exposure Characterization Study (EPA and CDC/ATSDR)
- Playground Surfaces Study (CPSC)

The EPA and the CDC/ATSDR are charged with assessing the existence, if any, of potentially hazardous chemicals or substances in recycled tire materials on athletic playing fields. Accordingly,

EPA and CDC/ATSDR will be responsible for analyzing and considering the appropriate scientific methodologies and peer reviewed research in any hazard analysis. CPSC is tasked with research to establish the level of risk and the extent to which children may be exposed to potential hazard(s) related to recycled rubber on playgrounds. The CPSC Playground Surfaces Survey will help to inform CPSC staff's analysis regarding children's potential risk of exposure, and the extent of the exposure from playground surfaces derived from recycled tires, but the survey will not address any potential hazards.

Accordingly, after consideration of these comments, CPSC will request approval of this collection of information from OMB.

### B. Survey

CPSC has contracted with the Fors Marsh Group, LLC (FMG) to design the CPSC Playground Surfaces Survey. SSRS, LLC will program and administer the survey. Trained interviewers will dial and conduct the survey using a computer-assisted telephone interview (CATI) system, in a secure location, to which only authorized personnel have access. Participants will be recruited by re-contacting respondents of the SSRS Omnibus. The SSRS Omnibus is a national, weekly, dual-frame bilingual RDD telephone survey designed to meet standards of quality associated with custom research studies. Each weekly wave of the SSRS Omnibus consists of 1,000 interviews; 600 interviews are obtained with respondents on their cell phones, and approximately 35 interviews are completed in Spanish. The topic of the surveys varies week to week. Interviewers will conduct follow-up re-contacts to target specific populations on certain issues. SSRS will use existing data from this sample source to pre-screen individuals in the target population (parents of children who are currently 0-5 years old). These targeted households will be re-contacted to administer the proposed survey. Participants will be re-screened at the beginning of the call to make sure that they meet the target criteria and to identify which subset of questions they will be given for the survey. Participation is voluntary and all responses will be kept confidential.

Each telephone interview will take approximately 20 minutes to complete. CPSC estimates the number of respondents to be 2,200. CPSC estimates the total annual burden hours for respondents to be 726 hours. The monetized hourly cost is \$35.28, as defined by the average total hourly cost