



**Billing Code: 5001-06**

**DEPARTMENT OF DEFENSE**

**Office of the Secretary**

**32 CFR Part 329**

**[Docket ID: DOD-2019-OS-0053]**

**RIN 0790-AK73**

**National Guard Bureau Privacy Program**

**AGENCY:** National Guard Bureau, DoD.

**ACTION:** Final rule.

**SUMMARY:** This final rule removes DoD's regulation concerning the National Guard Bureau Privacy Program. On April 11, 2019, the Department of Defense published a revised DoD-level Privacy Program rule, which contains the necessary information for an agency-wide privacy program regulation under the Privacy Act and now serves as the single Privacy Program rule for the Department. That revised Privacy Program rule also includes all DoD component exemption rules. Therefore, this part is now unnecessary and may be removed from the CFR.

**DATES:** This rule is effective on [insert date of publication in the Federal Register].

**FOR FURTHER INFORMATION CONTACT:** Jennifer Nikolaisen at 703-601-6884.

**SUPPLEMENTARY INFORMATION:** DoD now has a single DoD-level Privacy Program rule at 32 CFR part 310 (84 FR 14728) that contains all the codified information required for the Department. The NGB Privacy Act Program regulation at 32 CFR part 329, last updated on February 5, 2014 (79 FR 6809), is no longer required and can be removed.

It has been determined that publication of this CFR part removal for public comment is impracticable, unnecessary, and contrary to public interest since it is based on the removal of

policies and procedures that are either now reflected in another CFR part, 32 CFR part 310, or are publicly available on the Department's Web site. To the extent that NGB internal guidance concerning the implementation of the Privacy Act within the NGB is necessary, it will be issued in an internal document

This rule is one of 20 separate component Privacy rules. With the finalization of the DoD-level Privacy rule at 32 CFR part 310, the Department eliminated the need for this component Privacy rule, thereby reducing costs to the public as explained in the preamble of the DoD-level Privacy rule published on April 11, 2019, at 84 FR 14728-14811.

This rule is not significant under Executive Order (E.O.) 12866, "Regulatory Planning and Review." Therefore, E.O. 13771, "Reducing Regulation and Controlling Regulatory Costs" does not apply.

List of Subjects in 32 CFR Part 329

Privacy.

**PART 329—[REMOVED]**

Accordingly, by the authority of 5 U.S.C. 301, 32 CFR part 329 is removed.

Dated: March 9, 2020.

Aaron T. Siegel,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

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