

attorney fees since 1984. As early as 2016, the Authority has publicly questioned its continued use of the *Allen* criteria and acknowledged that it may be more appropriate to develop criteria to assess attorney fees that are more applicable to the federal collective-bargaining and grievance-arbitration experience. See *U.S. DHS, U.S. CBP*, 70 FLRA 73, 76 (2016).

Because the Authority has not directly addressed the issue of appropriate criteria for attorney fees, as reflecting federal collective-bargaining and grievance-arbitration actions, the Authority is providing an opportunity for the parties and other interested persons to file briefs addressing the following questions:

Should the Authority reconsider its nearly exclusive reliance upon MSPB case law (*Allen*) and the MSPB's interpretation of 5 U.S.C. 7701(g) for the purpose of determining whether attorney fees are warranted in the federal collective bargaining context? If so, why? If not, why not?

What factors should the Authority consider when determining whether the statutory criteria for attorney fees are met in the federal collective bargaining context? What factors should the Authority not consider? For example, how should the Authority determine who is a "prevailing party" in the context of the interpretation of a collective-bargaining agreement?

In answering these questions, the parties and other interested persons should address: (1) The wording of the Statute and the Back Pay Act; (2) any principles of statutory construction; (3) any legislative history regarding 5 U.S.C. 7701(g) and any other relevant provisions of the Statute or other applicable laws; and (4) the practical impact of suggested criteria that should be considered in light of the Statute's requirement that its provisions be interpreted in a manner consistent with the requirement of an effective and efficient government.

#### 4. Required Format for Briefs

All briefs shall be captioned "*AFGE, Local 1633 and the U.S. Department of Veterans Affairs, Michael E. DeBaakey Medical Center, Houston, Texas*, Case No. 0–AR–5354." Briefs shall contain separate, numbered headings for each issue covered. Interested persons must submit an original and four (4) copies of each amicus brief, with any enclosures, on 8½ x 11 inch paper. Briefs must include a signed and dated statement of service that complies with the Authority's Regulations showing service of one copy of the brief on all counsel of record or other designated

representatives, 5 CFR 2429.27(a) and (c). Accordingly, briefs must be served on: Stephen Jones, Attorney, American Federation of Government Employees, Local 1633, 2002 Holcombe, Houston, TX 77030, (214) 796–0011, [Stephen.jones@sejpc.com](mailto:Stephen.jones@sejpc.com); Thomas Herpin, Attorney, U.S. Department of Veterans Affairs, Michael E. DeBaakey Medical Center, Houston, Texas, 6900 Alameda (02), Houston, TX 77079, (713) 383–2769, [Thomas.Herpin@va.gov](mailto:Thomas.Herpin@va.gov); Fred K. Blackard, Arbitrator, 10713 Marsha Lane, Houston, TX 77024, [FKblackard@aol.com](mailto:FKblackard@aol.com).

#### Dissenting View of Member Ernie DuBester

I have previously suggested that the FLRA reconsider the *Allen Factors*. However, I do not think that this is an ideal case for doing so. In my view, the greatest deficiencies of the *Allen Factors*—as applied to the types of cases the FLRA is called upon to review—is that they are unnecessarily cumbersome and impractical for both practitioners and arbitrators. This case's disposition does not even require application of the *Allen Factors*. Accordingly, I do not think it is especially instructive.

Dated: February 22, 2019.

#### Emily Sloop,

Chief, Case Intake and Publication.

[FR Doc. 2019–03429 Filed 2–28–19; 8:45 am]

BILLING CODE 6727–01–P

## FEDERAL RESERVE SYSTEM

### Privacy Act of 1974; System of Records

**AGENCY:** Board of Governors of the Federal Reserve System.

**ACTION:** Notice of a New System of Records.

**SUMMARY:** Pursuant to the provisions of the Privacy Act of 1974, notice is given that the Board of Governors of the Federal Reserve System (Board) proposes to establish a new system of records entitled, BGFRS–41 "FRB—Ethics Program Records."

**DATES:** Comments must be received on or before April 1, 2019. This new system of records will become effective April 1, 2019, without further notice, unless comments dictate otherwise.

The Office of Management and Budget (OMB), which has oversight responsibility under the Privacy Act, requires a 30-day period prior to publication in the **Federal Register** in which to review the system and to provide any comments to the agency. The public is then given a 30-day period

in which to comment, in accordance with 5 U.S.C. 552a(e)(4) and (11).

**ADDRESSES:** You may submit comments, identified by BGFRS–41 "FRB—Ethics Program Records," by any of the following methods:

- **Agency website:** <https://www.federalreserve.gov>. Follow the instructions for submitting comments at <https://www.federalreserve.gov/apps/foia/proposedregs.aspx>.

- **Email:** [regs.comments@federalreserve.gov](mailto:regs.comments@federalreserve.gov). Include SORN name and number in the subject line of the message.

- **Fax:** (202) 452–3819 or (202) 452–3102.

- **Mail:** Ann E. Misback, Secretary, Board of Governors of the Federal Reserve System, 20th Street and Constitution Avenue NW, Washington, DC 20551.

All public comments will be made available on the Board's website at <https://www.federalreserve.gov/apps/foia/proposedregs.aspx> as submitted, unless modified for technical reasons, or to remove personally identifiable information at the commenter's request. Public comments may also be viewed electronically or in paper form in Room 146, 1709 New York Avenue NW, Washington, DC 20006, between 9:00 a.m. and 5:00 p.m. on weekdays.

#### FOR FURTHER INFORMATION CONTACT:

David B. Husband, Senior Attorney, (202) 530–6270, or [david.b.husband@frb.gov](mailto:david.b.husband@frb.gov); Alys S. Foster, Assistant General Counsel, (202) 452–5289, or [alys.s.foster@frb.gov](mailto:alys.s.foster@frb.gov); Legal Division, Board of Governors of the Federal Reserve System, 20th Street and Constitution Avenue NW, Washington, DC 20551. Telecommunications Device for the Deaf (TDD) users may contact (202) 263–4869.

**SUPPLEMENTARY INFORMATION:** The new system of records maintains information regarding prospective, current, and former Board employees who seek or receive advice from Board ethics officials. These individuals may seek or receive advice from Board ethics officials regarding compliance with criminal conflicts of interest laws, the Ethics in Government Act, the Standards of Ethical Conduct for Employees of the Executive Branch, the Board's supplemental ethics regulations, and other relevant ethics-related laws or policies.

#### SYSTEM NAME AND NUMBER:

BGFRS–41 "FRB—Ethics Program Records."

#### SECURITY CLASSIFICATION:

Unclassified.

**SYSTEM LOCATION:**

The Board maintains the records at the Board's central office, located at: Board of Governors of the Federal Reserve System, 20th Street and Constitution Avenue NW, Washington, DC 20551. Paper records are stored in locked file cabinets and electronic records are stored on secure servers.

**SYSTEM MANAGER(S):**

Cary Williams, Designated Agency Ethics Official, Legal Division, Board of Governors of the Federal Reserve System, 20th Street and Constitution Avenue NW, Washington, DC 20551, (202) 452-3295, or [cary.williams@frb.gov](mailto:cary.williams@frb.gov).

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**

12 U.S.C. 244; Ethics in Government Act of 1978, 5 U.S.C. app; Ethics Reform Act of 1989, Public Law 101-194; 5 CFR 2638.104(c)(2).

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

This new system of records enables the Board to administer the Board's Ethics Program consistent with applicable requirements.

**CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:**

Individuals covered by this system consist of prospective, current, and former Board employees.

**CATEGORIES OF RECORDS IN THE SYSTEM:**

This system covers records memorializing ethics inquiries regarding prospective, current, and former employees. For example, the records may contain, without limitation: The prospective, current, or former employee's name, address, telephone number, and email address; ethics advice (including waivers); compensated outside employment approvals (*i.e.*, employment outside of or unrelated to the employee's official Board duties); and information in support of Public Financial Disclosure Reports and Confidential Financial Disclosure Reports that is not already covered by the government-wide system of record notices "Executive Branch Public Financial Disclosure Reports and Other Ethics Program Records (OGE/GOVT-1)" and "Confidential Statements of Employment and Financial Interests (OGE/GOVT-2)." In addition, the system may also contain records relating to the employment or financial interests of the family members of prospective, current, or former Board employees to the extent such information pertains to an ethics inquiry regarding such employees.

**RECORD SOURCE CATEGORIES:**

The primary source of the information is the prospective, current, or former employee. Other sources may include, but are not limited to, the employee's supervisors, attorneys, representatives, or family members, Office of Inspector General staff, and other Board staff.

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

General routine uses, A, B, C, D, E, F, G, H, I, and J apply to this system. These general routine uses are located at <https://www.federalreserve.gov/files/SORN-page-general-routine-uses-of-board-systems-of-records.pdf> and are published in the **Federal Register** at 83 FR 43872 at 43873-74 (August 28, 2018).

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

Paper records in this system are stored in locked file cabinets with access limited to staff with a need to know. Electronic records are stored on a secure server with access limited to staff with a need to know.

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

Paper and electronic records can be retrieved by name or other personal identifiers.

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

The retention period for the records in this system is six years or when no longer needed for an active investigation, whichever is later, but longer retention is authorized if required for business use.

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

Board staff are restricted to the data that is required in the performance of their official duties. Paper records are stored in locked file cabinets and electronic records are stored on a secure server, with access limited to Board staff with a need to know.

**RECORD ACCESS PROCEDURES:**

The Privacy Act allows individuals the right to access records maintained about them in a Board system of records. Your request for access must: (1) Contain a statement that the request is made pursuant to the Privacy Act of 1974; (2) provide either the name of the Board system of records expected to contain the record requested or a concise description of the system of records; (3) provide the information necessary to verify your identity; and (4) provide any other information that may

assist in the rapid identification of the record you seek.

Current or former Board employees may make a request for access by contacting the Board office that maintains the record. The Board handles all Privacy Act requests as both a Privacy Act request and as a Freedom of Information Act request. The Board does not charge fees to a requestor seeking to access or amend his/her Privacy Act records.

You may submit your Privacy Act request to the—Secretary of the Board, Board of Governors of the Federal Reserve System, 20th Street and Constitution Avenue NW, Washington, DC 20551.

You may also submit your Privacy Act request electronically through the Board's FOIA "Electronic Request Form" located here: <https://www.federalreserve.gov/secure/forms/efoiaform.aspx>.

**CONTESTING RECORD PROCEDURES:**

The Privacy Act allows individuals to seek amendment of information that is erroneous, irrelevant, untimely, or incomplete and is maintained in a system of records that pertains to them. To request an amendment to your record, you should clearly mark the request as a "Privacy Act Amendment Request." You have the burden of proof for demonstrating the appropriateness of the requested amendment and you must provide relevant and convincing evidence in support of your request.

Your request for amendment must: (1) Provide the name of the specific Board system of records containing the record you seek to amend; (2) identify the specific portion of the record you seek to amend; (3) describe the nature of and reasons for each requested amendment; (4) explain why you believe the record is not accurate, relevant, timely, or complete; and (5) unless you have already done so in a related Privacy Act request for access or amendment, provide the necessary information to verify your identity.

**NOTIFICATION PROCEDURES:**

Same as "Access procedures" above. You may also follow this procedure in order to request an accounting of previous disclosures of records pertaining to you as provided for by 5 U.S.C. 552a(c).

**EXEMPTIONS PROMULGATED FOR THE SYSTEM:**

None.

**HISTORY:**

None.

Board of Governors of the Federal Reserve System, February 26, 2019.

**Ann Misback,**

*Secretary of the Board.*

[FR Doc. 2019-03687 Filed 2-28-19; 8:45 am]

**BILLING CODE 6210-01-P**

## GENERAL SERVICES ADMINISTRATION

[Notice-PBS-2018-07; Docket No. 2018-0002; Sequence No. 21]

### Redesignation of Federal Building

**AGENCY:** Public Buildings Service (PBS), General Services Administration (GSA).

**ACTION:** Notice of a bulletin.

**SUMMARY:** The attached bulletin announces the redesignation of a Federal building per the Federal Management Regulation.

**DATES:** This bulletin expires September 3, 2019. The building redesignation remains in effect until canceled or superseded by another bulletin.

**FOR FURTHER INFORMATION CONTACT:** General Services Administration, Public Buildings Service (PBS), Office of Portfolio Management, Attn: Chandra Kelley, 77 Forsyth Street SW, Atlanta, GA 30303, at 404-562-2763, or by email at [chandra.kelley@gsa.gov](mailto:chandra.kelley@gsa.gov).

#### SUPPLEMENTARY INFORMATION:

This bulletin announces the redesignation of a Federal building. Public Law 115-141, Section 632, dated January 3, 2017, designated the Jackson Federal Courthouse, located at 501 East Court Street in Jackson, Mississippi, as the "Thad Cochran United States Courthouse."

Dated: February 22, 2019.

**Emily W. Murphy,**

*Administrator of General Services.*

## GENERAL SERVICES ADMINISTRATION

### REDESIGNATION OF FEDERAL BUILDING

#### PBS-2018-07

TO: Heads of Federal Agencies.

SUBJECT: Redesignation of Federal Building.

1. *What is the purpose of this bulletin?* This bulletin announces the redesignation of a Federal building.

2. *When does this bulletin expire?* This bulletin announcement expires September 3, 2019. The building designation remains in effect until canceled or superseded by another bulletin.

3. *Redesignation.* The former and new name of the redesignated building is as follows:

Former name	New name
Jackson Federal Courthouse, 501 East Court Street in Jackson, Mississippi, 39201.	Thad Cochran United States Courthouse, 501 East Court Street in Jackson, Mississippi, 39201.

4. *Who should we contact for further information regarding redesignation of this Federal building?* U.S. General Services Administration, Public Buildings Service, Office of Portfolio Management, Attn: Chandra Kelley, 77 Forsyth Street, SW, Atlanta, GA 30303, telephone number: 404-562-2763, or e-mail at [chandra.kelley@gsa.gov](mailto:chandra.kelley@gsa.gov).

Dated: February 22, 2019.

**Emily W. Murphy,**

*Administrator of General Services.*

[FR Doc. 2019-03711 Filed 2-28-19; 8:45 am]

**BILLING CODE 6820-Y1-P**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Centers for Disease Control and Prevention

#### Solicitation of Nominations for Appointment to the Board of Scientific Counselors (BSC), National Institute for Occupational Safety and Health (NIOSH)

**ACTION:** Notice.

**SUMMARY:** The Centers for Disease Control and Prevention (CDC) is seeking nominations for membership on the BSC, NIOSH. The BSC, NIOSH consists of 15 experts in fields associated with occupational safety and health.

Nominations are being sought for individuals who have expertise and qualifications necessary to contribute to the accomplishments of the committee's objectives. Nominees will be selected based on expertise in the fields of occupational medicine, occupational nursing, industrial hygiene, occupational safety and health engineering, toxicology, chemistry, safety and health education, ergonomics, epidemiology, biostatistics, and psychology. Federal employees will not be considered for membership. Members may be invited to serve for up to four-year terms.

Selection of members is based on candidates' qualifications to contribute to the accomplishment of the BSC, NIOSH objectives <http://www.cdc.gov/niosh/BSC/default.html>.

**DATES:** Nominations for membership on the BSC, NIOSH must be received no later than April 30, 2019. Packages received after this time will not be

considered for the current membership cycle.

**ADDRESSES:** All nominations should be mailed to NIOSH Docket 278, c/o Pauline Benjamin, Committee Management Specialist, National Institute for Occupational Safety and Health, Centers for Disease Control and Prevention, 1600 Clifton Rd. NE, MS: E-20, Atlanta, Georgia 30329 or emailed (recommended) to [nioshdocket@cdc.gov](mailto:nioshdocket@cdc.gov).

**FOR FURTHER INFORMATION CONTACT:** Alberto Garcia, M.S., Designated Federal Officer, CDC/NIOSH, 1090 Tusculum Ave. MS R-5, Cincinnati, OH 45226, telephone (513) 841-4596; [agarcia1@cdc.gov](mailto:agarcia1@cdc.gov).

**SUPPLEMENTARY INFORMATION:** The U.S. Department of Health and Human Services policy stipulates that committee membership be balanced in terms of points of view represented, and the committee's function. Appointments shall be made without discrimination on the basis of age, race, ethnicity, gender, sexual orientation, gender identity, HIV status, disability, and cultural, religious, or socioeconomic status. Nominees must be U.S. citizens, and cannot be full-time employees of the U.S. Government. Current participation on federal workgroups or prior experience serving on a federal advisory committee does not disqualify a candidate; however, HHS policy is to avoid excessive individual service on advisory committees and multiple committee memberships. Committee members are Special Government Employees (SGEs), requiring the filing of financial disclosure reports at the beginning and annually during their terms. CDC reviews potential candidates for BSC, NIOSH membership each year, and provides a slate of nominees for consideration to the Secretary of HHS for final selection. HHS notifies selected candidates of their appointment near the start of the term in January, or as soon as the HHS selection process is completed. Note that the need for different expertise varies from year to year and a candidate who is not selected in one year may be reconsidered in a subsequent year. SGE Nominees must be U.S. citizens, and cannot be full-time employees of the U.S. Government. Candidates should submit the following items:

- Current curriculum vitae, including complete contact information (telephone numbers, mailing address, email address).

- Cover letter, including a description of the candidate qualifications and why the candidate would be a good fit for the BSC.