39.105 Privacy.

Agencies *shall* ensure that contracts for *information technology* address protection of privacy in accordance with the Privacy Act (5 U.S.C. 552a) and part 24. In addition, each agency *shall* ensure that contracts for the design, development, or operation of a system of records using commercial *information technology* services or *information technology* support services include the following:

(a) Agency rules of conduct that the contractor and the contractor's employees *shall* be required to follow.

(b) A list of the anticipated threats and hazards that the contractor *must* guard against.

(c) A description of the safeguards that the contractor *must* specifically provide.

(d) Requirements for a program of Government *inspection* during performance of the contract that will ensure the continued efficacy and efficiency of safeguards and the discovery and countering of new threats and hazards.

Parent topic: Subpart 39.1 - General