

CHAPTER VI—NATIONAL SCIENCE FOUNDATION

<i>Part</i>		<i>Page</i>
601	Classification and declassification of national security information	39
602	Uniform administrative requirements for grants and cooperative agreements to State and local governments	41
604	New restrictions on lobbying	68
605	Nondiscrimination on the basis of handicap in programs or activities receiving Federal financial assistance	80
606	Enforcement of nondiscrimination on the basis of handicap in programs or activities conducted by the National Science Foundation	96
607	Salary offset	102
608	Claims collection and administrative offset	106
611	Nondiscrimination in federally-assisted programs of the National Science Foundation—effectuation of title VI of the Civil Rights Act of 1964	110
612	Availability of records and information	120
613	Privacy Act regulations	133
614	Government in the Sunshine Act regulations of the National Science Board	137
615	Testimony and production of records	139
617	Nondiscrimination on the basis of age in programs or activities receiving Federal financial assistance from NSF	141
618	Nondiscrimination on the basis of sex in education programs or activities receiving Federal financial assistance	146
620	Governmentwide debarment and suspension (non-procurement)	162
630	Governmentwide requirements for drug-free workplace (financial assistance)	185
640	Compliance with the National Environmental Policy Act	191

45 CFR Ch. VI (10–1–05 Edition)

<i>Part</i>		<i>Page</i>
641	Environmental assessment procedures for proposed National Science Foundation actions in Antarctica	194
650	Patents	199
660	Intergovernmental review of the National Science Foundation programs and activities	209
670	Conservation of Antarctic animals and plants	212
671	Waste regulation	222
672	Enforcement and hearing procedures guidelines	229
673	Antarctic non-governmental expeditions	242
674	Antarctic meteorites	243
675	Medical clearance process for deployment to Antarctica	245
680	National Science Foundation rules of practice and statutory conflict-of-interest exemptions	246
689	Research misconduct	249
690	Protection of human subjects	254

PART 601—CLASSIFICATION AND DECLASSIFICATION OF NATIONAL SECURITY INFORMATION

Sec.

- 601.1 Purpose.
- 601.2 Classification authority.
- 601.3 Security program.
- 601.4 Classification Review Committee.
- 601.5 Derivative classification.
- 601.6 Downgrading and declassification.
- 601.7 Mandatory declassification review.
- 601.8 Access to classified materials.
- 601.9 Access by historical researchers and former Presidential appointees.

AUTHORITY: E.O. 12958, 3 CFR, 1995 Comp. p. 333.

SOURCE: 47 FR 57284, Dec. 23, 1983, unless otherwise noted.

§ 601.1 Purpose.

Pursuant to Executive Order 12958 and Information Security Oversight Office Directive No. 1, the National Science Foundation [Foundation] issues the following regulations. The regulations identify the information to be protected, prescribe classification, declassification, downgrading, and safeguarding procedures to be followed, and establish a monitoring system to ensure the regulations' effectiveness.

[47 FR 57284, Dec. 23, 1983, as amended at 61 FR 51021, Sept. 30, 1996]

§ 601.2 Classification authority.

The Foundation does not have original classification authority under Executive Order 12958. In any instance where a Foundation employee develops information that appears to warrant classification because of its national security character, the material will be afforded protection and sent to the Division of Administrative Services (DAS). Upon determination that classification is warranted, DAS will submit such material to the agency that has appropriate subject matter interest and classification authority.

[47 FR 57284, Dec. 23, 1983, as amended at 61 FR 51021, Sept. 30, 1996]

§ 601.3 Security program.

The Director, Division of Administrative Services, is responsible for conducting a security program that ensures effective implementation of Executive Order 12958, to include:

(a) Maintaining active training and orientation programs for employees concerned with classified information or material.

(b) Encouraging Foundation personnel to challenge those classification decisions they believe to be improper.

(c) Issuing directives that ensure classified information is used, processed, stored, reproduced and transmitted only under conditions that will provide adequate protection and prevent access by unauthorized persons.

(d) Recommending to the Director appropriate administrative action to correct abuse or violation of any provision of these regulations, including notification by warning letters, formal reprimand, and to the extent permitted by law, suspension without pay and removal.

[47 FR 57284, Dec. 23, 1983, as amended at 61 FR 51021, Sept. 30, 1996]

§ 601.4 Classification Review Committee.

The Security Officer (Information) chairs the Foundation's Classification Review Committee which has authority to act on all suggestions and complaints with respect to the Foundation's administration of the regulations. The Assistant Directors and the Heads of other offices reporting to the Director serve as members of the Committee. All suggestions and complaints including those regarding overclassification, failure to classify, or delay in declassifying not otherwise resolved, shall be referred to the Committee for resolution. The Committee shall establish procedures to review and act within 30 days upon all appeals regarding requests for declassification. The Committee is authorized to overrule previous determinations in whole or in part when in its judgment, continued protection is no longer required. If the Committee determines that continued classification is required under the criteria of the Executive Order, it shall promptly so notify the requester and advise him that he may file an application for review with the Foundation. In addition, the Committee shall review all appeals of requests for records