



Chief Statistician of the United States

OMB's "Trust Regulation"

*A proposed rule on the Fundamental Responsibilities of
Recognized Statistical Agencies and Units*

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#CSOTUS

The Foundations for Evidence-Based Policymaking Act of 2018

- Updates & expands Confidential Information Protection and Statistical Efficiency Act, now CIPSEA 2018
- CIPSEA 2018 requires:
 - Codification of Statistical Policy Directive No. 1 (“Trust” Reg)
 - Presumption of Accessibility for Statistical Agencies
 - Expanding Secure Access to CIPSEA Data Assets
 - [Standard Application to Access Data Assets for Developing Evidence](#) (OMB M-23-04)
 - CIPSEA Designation Guidance


- Puts U.S. Federal statistical agencies and units in the key leadership role to address a critical challenge:

How do we safely expand access to sensitive, restricted data for Evidence Building purposes?

- Key foundation for this is the “Trust Regulation”
 - Meant to strengthen the role that statistical agencies and units have as trusted intermediaries of restricted, sensitive data
- Recognizes **statistical agencies as foundation of data** for evidence building
- Statistics are a **public good** that derive their value from **public trust**

- Recently hit an important milestone!
 - OMB published the Notice of Proposed Rulemaking (NPRM) on August 18th in the *Federal Register*
- Comments due through [regulations.gov](https://www.regulations.gov) by October 2nd

What's So Exciting?

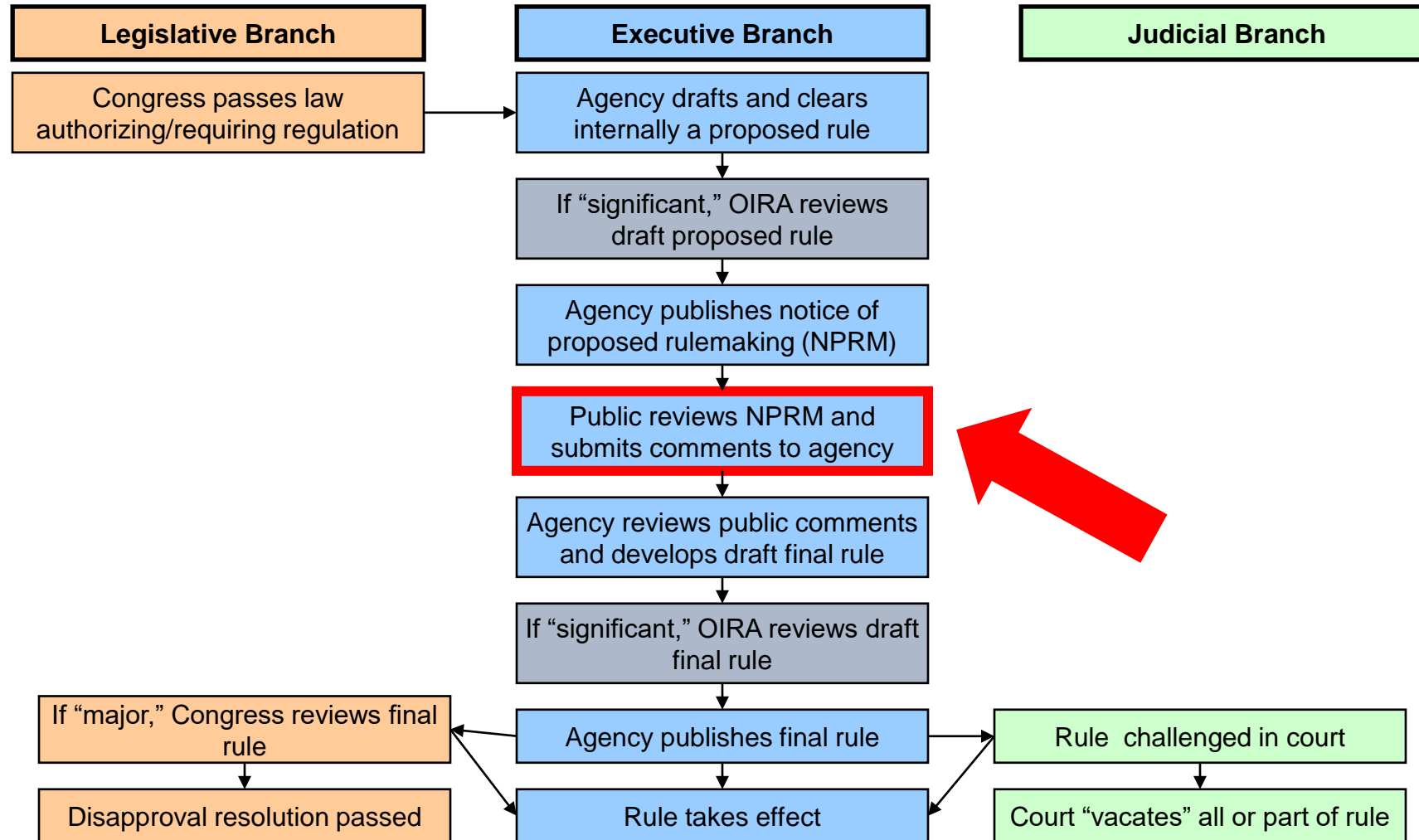


**Elevates
SPD No. 1
to law!**



**Requires
support
from other
agencies!**

The Rulemaking Process



Notice of Proposed Rulemaking

- Proposed provisions to implement statute
- Allows public to comment on proposed regulation
- Final regulation will come **AFTER** the public comment process concludes
 - Will go through another round of interagency review before final

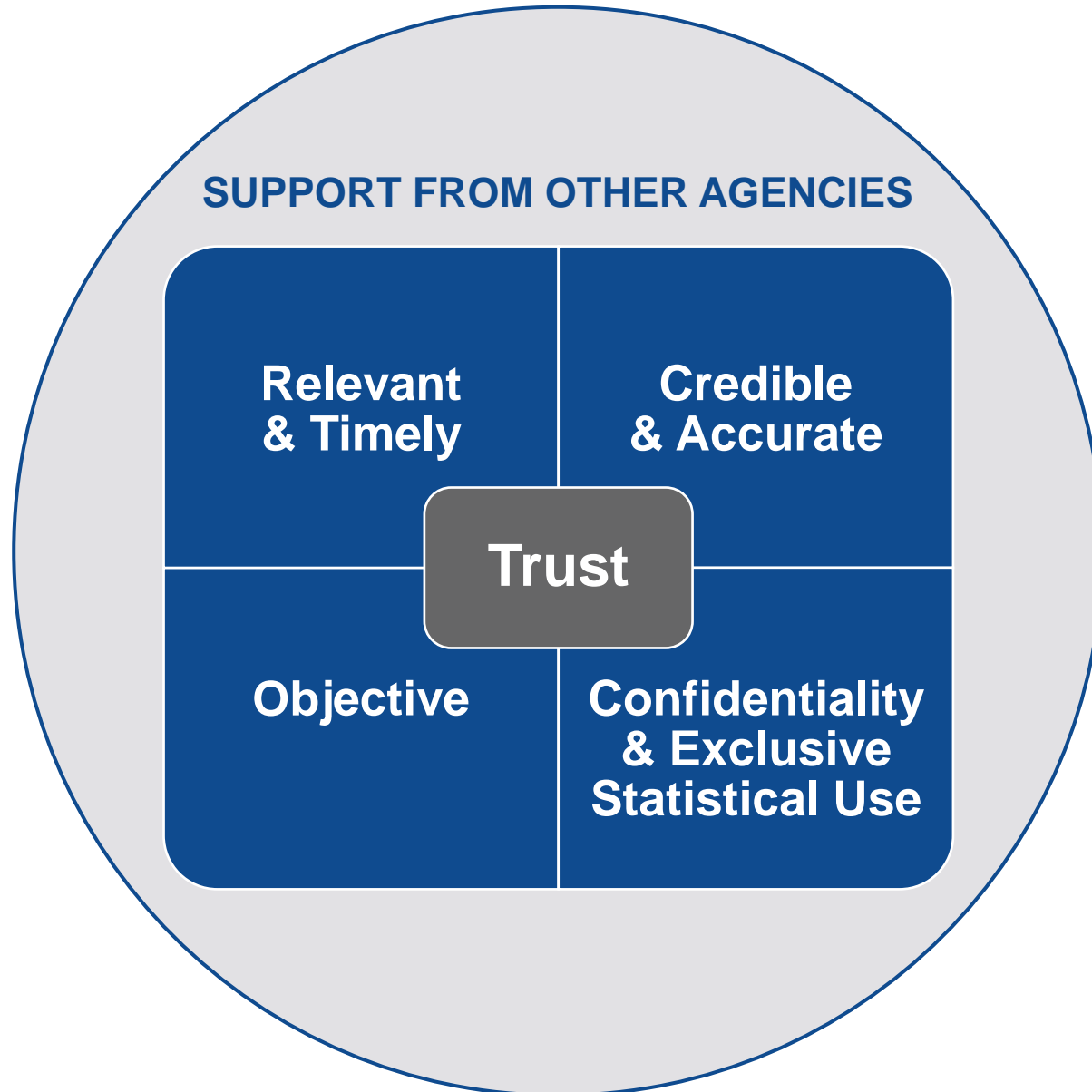
CIPSEA 2018 and Statistical Policy Directive No. 1

Fundamental Responsibilities:

1. Relevant and Timely
2. Credible and Accurate
3. Objective
4. Confidentiality & Exclusive Statistical Use

See also:

- **CNSTAT**, *Principles and Practices for a Federal Statistical Agency*
- **Eurostat**, *European Statistics Code of Practice*
- **UN**, *Fundamental Principles of Official Statistics*
- **OECD**, *Principles and Practices for International Statistics*



The Four Pillars

- ✓ Statistical agencies to implement the four fundamental responsibilities
- ✓ Other agencies shall enable, support, and facilitate statistical agencies in carrying out the responsibilities
- ✓ Maintain a website clearly branded for the statistical agency
- ✓ Improve transparency of statistical agency budgets
- ✓ Delegation of some statistical policy functions to CSOTUS

- ✓ Be knowledgeable about the issues
- ✓ Communicate and coordinate across agencies
- ✓ Seek input on data needs from parent agencies and data users
- ✓ Be innovative to improve accuracy and efficiency
- ✓ Publish a calendar of release dates

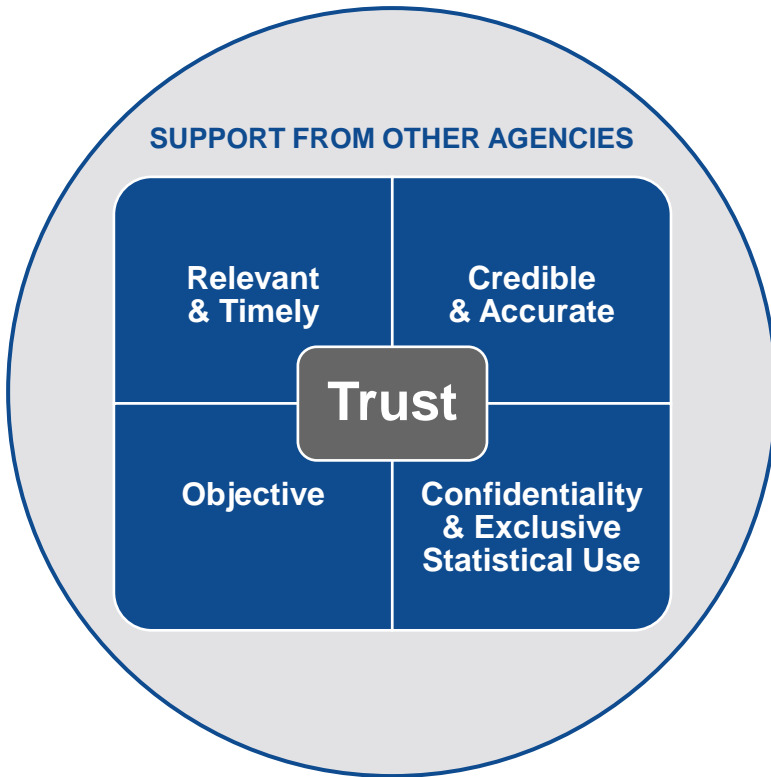
- ✓ Regularly evaluate data and products
- ✓ Publicly describe methods and limitations of the data, including for outside data
- ✓ Seek new methods and adopt new technologies
- ✓ Publish dissemination policies

- ✓ Make products available on an equitable, policy-neutral, timely, and transparent basis
- ✓ Function in an environment that is clearly separate and autonomous from the other administrative, regulatory, law enforcement, or policy-making activities within their respective Departments
- ✓ Seek to avoid even the appearance that agency design, collection, processing, editing, compilation, storage, analysis, release, and dissemination processes may be manipulated

- ✓ Conduct statistical activities autonomously when determining ...
 - ✓ what information to collect and process,
 - ✓ how to secure and protect confidential statistical data,
 - ✓ which estimation methods to use,
 - ✓ how to disseminate statistical products, and
 - ✓ who to hire
 - ✓ Select candidates based on their scientific and technical knowledge, credentials, experience, and integrity
 - ✓ Maintain and develop in-house staff who are trained in statistical methodology

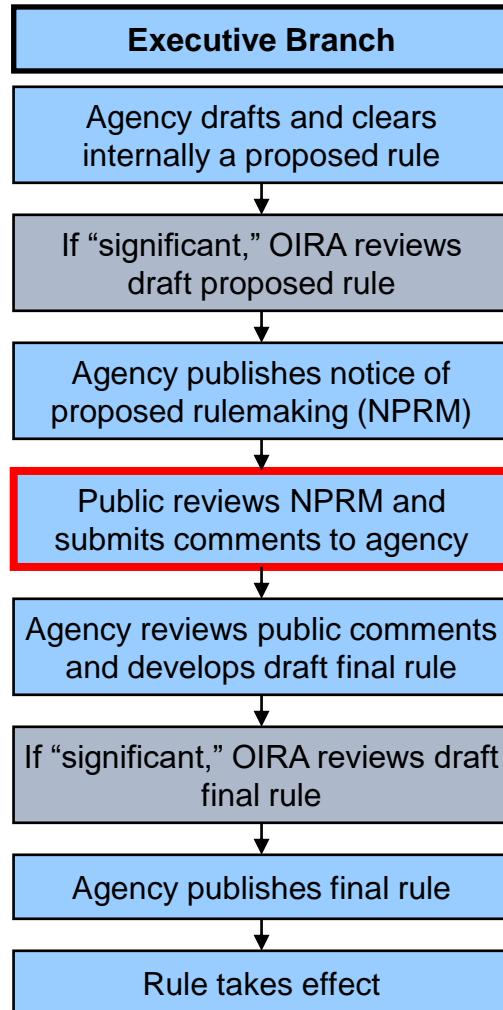
- ✓ Ensure the confidentiality of and exclusive statistical use of identifiable data
- ✓ Maintain a strong organizational climate that safeguards and protects the integrity and confidentiality of the data
- ✓ Fully adhere to legal requirements and follow best practices for protecting the confidentiality of data

- ✓ Assess compliance with the regulation at least once every 3 years



- **Enable, support, and facilitate**
- All other agencies – in NPRM, called parent agencies (regardless of agency structure)
- Delegations of authority to statistical agency head where necessary
- Clarify where and how to support statistical agencies, including:
 - Budgets
 - Shared services (IT, HR, etc.)
 - Identifying data needs

Now! How to help?

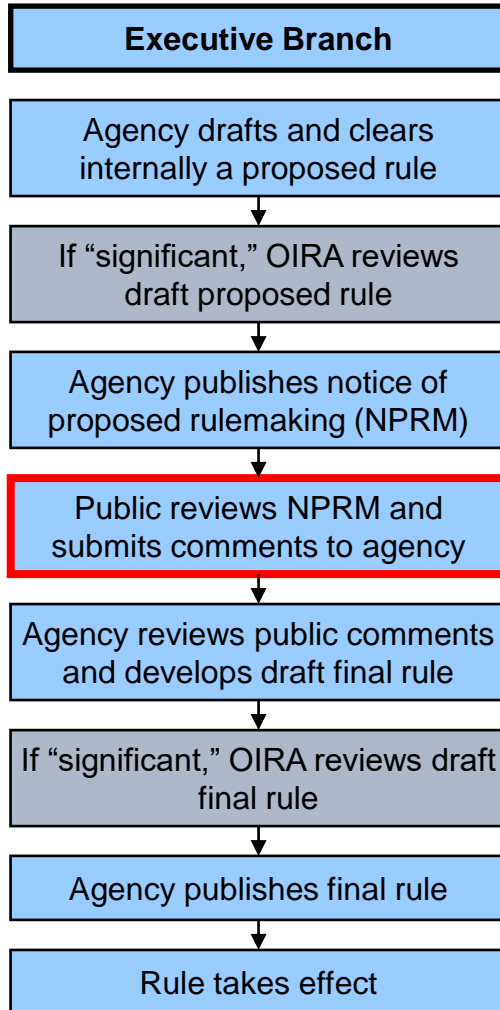


NPRM is out!

Please provide comments on:

- How to improve
- What to keep
- What is not needed
- Definition of parent agency
- And Any Other Relevant Considerations

Now! How to help?



View NPRM and submit comments
by Oct. 2nd at [Regulations.gov](https://www.regulations.gov)**

Docket ID: **OMB-2023-0015**

RIN: **0348-AB81**

Check [StatsPolicy.gov](https://www.statspolicy.gov) for more
information and links to relevant
documents!

Direct Federal Register link:

<https://www.govinfo.gov/content/pkg/FR-2023-08-18/pdf/2023-17664.pdf>

Questions?

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Congressional Direction: Evidence Act

(a) Responsibilities.—

(1) In general.—Each statistical agency or unit shall—

- (A) produce and disseminate relevant and timely statistical information;
- (B) conduct credible and accurate statistical activities;
- (C) conduct objective statistical activities; and
- (D) protect the trust of information providers by ensuring the confidentiality and exclusive statistical use of their responses.

(b) Support From Other Agencies.—The head of each agency shall enable, support, and facilitate statistical agencies or units in carrying out the responsibilities described in subsection (a)(1).