



PUBLIC NOTICE

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DA 22-1299

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PUBLIC SAFETY AND HOMELAND SECURITY BUREAU ANNOUNCES AVAILABILITY OF CALEA ELECTRONIC FILING SYSTEM (CEFS) FOR VOLUNTARY FILING OF SYSTEM SECURITY AND INTEGRITY PLANS

PS Docket No. 22-217

By this *Public Notice*, the Public Safety and Homeland Security Bureau (Bureau) of the Federal Communications Commission (Commission) announces the launch of the new Communications Assistance for Law Enforcement Act (CALEA) Electronic Filing System (CEFS). Effective immediately, CEFS is available for voluntary electronic filing of System Security and Integrity (SSI) Plans by entities subject to CALEA's requirements.¹

Background. Section 105 of CALEA, 47 U.S.C. § 1004, and section 229(b) of the Communications Act, 47 U.S.C. § 229(b), require all telecommunications carriers to file SSI Plans with the Commission.² The Commission first specified the requirements for telecommunications carriers' SSI Plans in 1999.³ In 2006, the Commission expanded CALEA's coverage to include facilities-based broadband Internet access providers and interconnected Voice over Internet Protocol (VoIP) service providers and required them to file SSI Plans.⁴ Pursuant to section 1.20005 of the Commission's rules,⁵ all providers subject to CALEA must file their SSI Plans prior to commencing service, and must re-file a complete updated SSI Plan within 90 days following any changes to information contained in a previously-filed SSI Plan.⁶ All SSI Plans must contain all information listed under sections 1.20003 and 1.20004 of the Commission's rules.⁷ Under our current filing procedures, covered entities file SSI Plans

¹ CALEA's requirements apply to common carriers, facilities-based broadband Internet access providers and interconnected Voice over Internet Protocol (VoIP) service providers. *See Communications Assistance for Law Enforcement Act and Broadband Access and Services*, Second Report and Order and Memorandum Opinion and Order, 21 FCC Rcd 5360, 5395, para. 76 (2006) (In 2006, the Commission expanded CALEA's coverage to require facilities-based broadband Internet access providers and interconnected Voice over Internet Protocol (VoIP) service providers to also file SSI Plans.).

² The rules governing SSI Plans are currently set out at 47 CFR §§ 1.20003 - 1.20005.

³ *In the Matter of Communications Assistance for Law Enforcement Act*, Report and Order, 14 FCC Rcd 4151, 4159-77, paras. 19-56 (1999).

⁴ *Communications Assistance for Law Enforcement Act and Broadband Access and Services*, First Report and Order and Further Notice of Proposed Rulemaking, 20 FCC Rcd 14989 (2005) (concluding that CALEA applies to facilities-based broadband Internet access providers and providers of interconnected voice over Internet Protocol service); Second Report and Order and Memorandum Opinion and Order, 21 FCC Rcd 5360, 5394-95, paras. 75-76 (2006).

⁵ 47 CFR § 1.20005.

⁶ 47 CFR § 1.20005(a).

⁷ 47 CFR §§ 1.20003, 1.20004.

by paper to the Commission by mail or courier.⁸ On June 1, 2022, we issued a *CEFS Announcement Public Notice* announcing the upcoming launch of CEFS and that we would allow entities subject to CALEA to file SSI Plans electronically on a voluntary basis.⁹

Commencement of Voluntary SSI Plan Filing. By this *CEFS Implementation Public Notice*, we announce that entities subject to CALEA may begin voluntary electronic SSI Plan filing via CEFS.¹⁰ CEFS supports secure, confidential electronic filing of SSI Plans and will lessen paperwork burdens on filers.¹¹ CEFS operates on a platform that links to the Commission Registration System (CORES) to reduce the need for filers to re-enter basic information that CORES users have already provided to the Commission. The system will allow users to file SSI Plans electronically and, once they have electronically filed a plan in CEFS, to log back in to CEFS and retrieve and view that filing.

Additional Resources. For detailed guidance on electronic filing, the CEFS Manual provides comprehensive step-by-step filing instructions and interested parties can find the CEFS Manual here: <https://www.fcc.gov/cefs/user-manual>. Further information about CEFS is available on the CALEA website at: www.fcc.gov/calea.

Further Information. For further information regarding SSI Plans or CEFS generally, please forward emails to FCC-CALEAinquiries@fcc.gov. Please include the SSI Plan record identification number generated by CEFS if your inquiry relates to an electronic filing in CEFS. For further information regarding this *CEFS Implementation Public Notice*, please contact Rosemary Cabral, Attorney Advisor, Policy and Licensing Division, Public Safety and Homeland Security Bureau, at (202) 418-0662 or Rosemary.Cabral@fcc.gov; Zachary DiLeo, Attorney-Advisor, Policy and Licensing Division, Public Safety and Homeland Security Bureau, at (202) 418-0617 or Zachary.DiLeo@fcc.gov; or Chris Fedeli, Attorney Advisor, Policy and Licensing Division, Public Safety and Homeland Security Bureau, at (202) 418-1514 or Christopher.Fedeli@fcc.gov.

⁸ See *OMB Approves CALEA-Mandated System Security Filing Requirement for Providers of Facilities-Based Broadband Internet Access and Interconnected VoIP Service*, Public Notice, 21 FCC Rcd 14454, 14454, ET Docket No. 04-295 (Dec. 14, 2006) (“Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail...”).

⁹ *Public Safety Homeland Security Bureau Provides Information on Implementation of Voluntary Electronic Filing of CALEA System Security and Integrity Plans and Seeks Comment on Mandatory Electronic Filing*, Public Notice, DA 22-592 (PSHSB rel. June 1, 2022) (*CEFS Announcement Public Notice*). In addition, we proposed and sought comment on mandating electronic filing of SSI Plans beginning six months after the Bureau makes CEFS available for voluntary electronic filing. The comment cycle closed on August 8, 2022. We will address mandatory filing for SSI plans at a later date.

¹⁰ Until further notice, entities subject to CALEA may continue to file SSI Plans by paper to the Commission by mail or courier. Information about filing SSI Plans by paper is available on the CALEA website at: www.fcc.gov/calea.

¹¹ We note that CEFS allows Trusted Third-Party entities to electronically submit SSI Plans on behalf of entities subject to CALEA.

FCC NOTICE REQUIRED BY THE PAPERWORK REDUCTION ACT

As required by the Paperwork Reduction Act of 1995 (44 U.S.C. § 3507), the FCC is notifying the public that it received OMB approval on May 6, 2022, for the collections of information described in this Public Notice. Public reporting burden for this collection of information is estimated to range from 7.5 hours to 80 hours per response, including the time for reviewing instructions, searching existing data sources, gathering, and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate, or any other aspect of this collection of information, including suggestions for reducing the burden to Federal Communications Commission, AMD-PERM, Washington, DC 20554, Paperwork Reduction Project (3060-0809), or via the Internet to PRA@fcc.gov. DO NOT SEND COMPLETED SYSTEM SECURITY AND INTEGRITY PLANS TO THIS ADDRESS.

Under 5 CFR § 1320, an agency may not conduct or sponsor a collection of information unless it displays a currently valid OMB Control Number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a currently valid OMB Control Number. This collection has been assigned OMB Control Number 3060-0809.

THE FOREGOING NOTICE IS REQUIRED BY THE PAPERWORK REDUCTION ACT OF 1995, PUBLIC LAW 104-13, OCTOBER 1, 1995, 44 U.S.C. 3507.

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