

System Name:

Visa Applications and Alien Application for Consideration of Waiver of Two-Year Foreign Residence Requirements--NSF.

System Location(s):

National Science Foundation, Division of International Programs, 4201 Wilson Boulevard, Arlington, VA 22230.

Categories of Individuals Covered by the System:

Aliens subject to conditions of section 212(e) of the Immigration and Nationality Act, seeking waiver of two-year foreign residence requirements, in order to apply for immigrant or temporary worker status.

Categories of Records in the System:

Curriculum vitae, next of kin, correspondence and employment data.

Authority for Maintenance of the System:

Section 212(e) of the Immigration and Nationality Act.

Purpose(s):

To determine whether NSF supports the waiver request.

Routine Uses of Records Maintained in the System, Including Categories of Users and the Purposes of such Uses:

Information from this system may be released to:

1. The U.S. Information Agency, the agency responsible for issuing the visas.
2. The institution or organization requesting the waiver.
3. Contractors, grantees, volunteers and other individuals who perform a service to or perform on or under a contract, grant, cooperative agreement, or other arrangement for the Federal government, as necessary to carry out their duties.

4. Another Federal agency, a court, or a party in litigation before a court or in an administrative proceeding being conducted by a Federal agency when the Government is a party to the judicial or administrative proceeding.

5. The Department of Justice, to the extent disclosure is compatible with the purpose for which the record was collected, and is relevant and necessary to litigation or anticipated litigation, in which one of the following is a party or has an interest: (a) NSF or any of its components; (b) an NSF employee in his/her official capacity; (c) an NSF employee in his/her individual capacity when the Department of Justice is representing or considering representing the employee; or (d) the United States, when NSF determines that litigation is likely to affect the Agency.

6. Representatives of the General Services Administration and the National Archives and Records Administration who are conducting records management inspections under the authority of 44 U.S.C. 2904 and 2906.

7. NSF analysis and recommendation is released to the organization/institution requesting the waiver.

Policies and Practice for Storing, Retrieving, Accessing, Retaining, and Disposing of Records in the System:

Storage:

Paper records in file folders.

Retrievability:

Alphabetically by last name of alien.

Safeguards:

NSF employs security guards. Building is locked during non-business hours when guard is not on duty. Records are in locked rooms after business hours. Access is limited to persons whose official duties require their use.

Retention and Disposal:

Records are held at NSF approximately two years after close out of case.

Records are destroyed 10 years after close of alien case folder.

System Manager(s) and Address(es):

Director, Division of International Programs, National Science Foundation, 4201 Wilson Boulevard, Arlington, VA 22230.

Notification Procedure:

The NSF Privacy Act Officer should be contacted in accordance with procedures found at 45 CFR part 613.

Record Access Procedures:

See "Notification" above.

Contesting Record Procedures:

See "Notification" above.

Record Source Categories:

The individual and U.S. host institution (employer).

Systems Exempted from Certain Provisions of the Act:

None.