

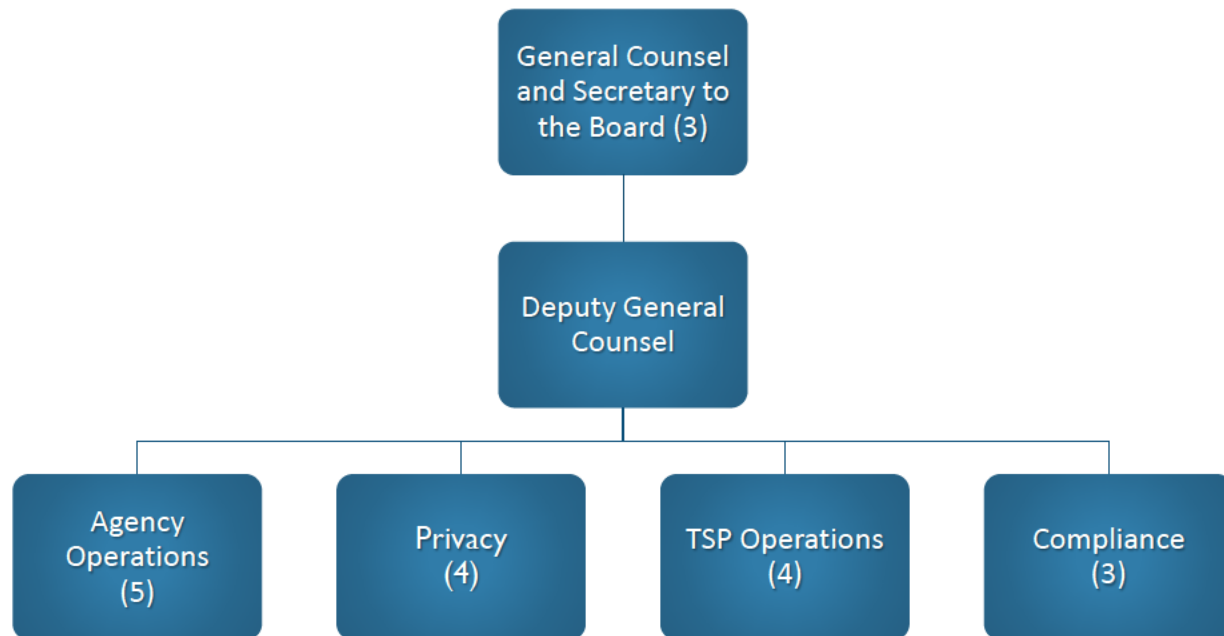
Office of General Counsel FY25 Overview

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Office of General Counsel Structure



OGC Office Overview

Functional Statement: OGC represents the interest of the participants and beneficiaries of the TSP by providing legal advice to the Executive Director, Board Members, and staff of the FRTIB; providing competent and effective representation; and administering OGC's programs in compliance with FERSA and other applicable laws.

Agency Operations	Privacy/FOIA	TSP Operations	Compliance
Advises Agency stakeholders on employee relations, ethics, procurement, use of funds, and other legal issues affecting the Agency.	Protects participants and their beneficiaries by embedding and enforcing privacy protections in all FRTIB and TSP activities. Advises on issues related to cybersecurity and artificial intelligence.	Advises on laws governing the administration of services, benefits, and programs that directly affect TSP participants and beneficiaries (e.g., contributions, withdrawals, loans, rollovers, death benefits, court order processing, etc.).	Analyzes and opines on the applicability of laws, regulations, and other authorities and the extent to which the Agency must or should adhere to them in consideration of the FRTIB's source of funding and its fiduciary duties of loyalty and prudence.



Litigation at the FRTIB

- **Federal litigation.** DOJ represents FRTIB (benefits questions, fiduciary matters, other actions raising federal questions - FERSA, FTCA, FOIA, etc.)
- **Administrative litigation.** OGC represents FRTIB (EEO and other personnel matters, Whistleblower claims, procurement protests, unemployment compensation, etc.)
- **Fiduciary litigation.** FERSA provides that the DOL may bring an action against a fiduciary for violating their duties. FERSA also allows any fiduciary to sue any other fiduciary for violation of their duties



Agency Operations Division – Key Activities

- **Procurement**

- Assist with all aspects of FRTIB procurements
- Advise on issues including contract scope determinations for existing FRTIB contracts
- Represent FRTIB in bid protests before the GAO or disputes before the Civilian Board of Contracting Appeals

- **Ethics**

- Review financial disclosure forms
- Advise on ethics issues including conflicts of interest, gifts, and political activity
- Conduct required training for FRTIB employees and Board members

- **Employee Relations**

- Represent FRTIB in personnel matters before EEOC, MSPB, and other administrative tribunals
- Advise on employee relations issues such as reasonable accommodations, discipline, and performance

Privacy Division – Key Activities

The Privacy Division adheres to the policy framework embodied in the Fair Information Practice Principles (FIPPs) to ensure that individual privacy is protected throughout the collection, maintenance, use, and dissemination of all personally identifiable information (PII) collected or maintained by the FRTIB or FRTIB contractors.

- **Privacy Act:** Manages all system of records requirements, including completing and updating FRTIB SORNs
- **E-Government Act:** Ensures completion of Privacy Threshold Analysis and Privacy Impact Assessments for all FRTIB information systems to identify, analyze, and mitigate all privacy and cybersecurity risks
- **Breach Response:** Manages an agency-wide breach response program to ensure that all incidents involving PII are properly reported, investigated, and mitigated
- **FOIA:** Reviews and processes all requests received by FRTIB under the Freedom of Information Act
- **Training:** Ensures all FRTIB employees understand federal privacy requirements by providing training for new hires, annual training, and role-based training for employees with specialized roles
- **Cybersecurity:** Advises on cybersecurity and AI matters and ensures that applicable privacy controls are implemented and assessed for privacy-sensitive information systems

TSP Operations Division – Key Activities

- Manages all Federal district court litigation (benefits questions, fiduciary matters, other actions raising federal questions - FERSA, FTCA, FOIA, etc.) in consultation with the DOJ
- Provides expertise in the complex relationship between FERSA, trust law, the tax code, and the Employee Retirement Income Security Act
- Educates and advises leadership, staff, and contractors on fiduciary obligations of prudence and loyalty

Compliance Division – Key Activities

- Manages the FRTIB's compliance program; ensures the Agency is identifying compliance questions, monitoring new laws, regulations, guidance, and taking action to implement where required
- Determines whether a statute, regulation, executive order, other law, or standard practice aligns or conflicts with FRTIB's obligations under FERSA
- Collaborates with program offices to determine the impact of statutes, regulations, or other guidance in consideration of the FRTIB's source of funding and its fiduciary duties of loyalty and prudence and to determine the extent to which the Agency must or should comply



Questions

