A. SYSTEM DESCRIPTION

1. Enter the full name and acronym for the system, project, application and/or database. **Branded Prescription Drug, BPD**

2. Is this a new system? **No**

   2a. If **no**, is there a PIA for this system? **Yes**

      If **yes**, enter the full name, acronym, PIA ID Number and milestone of the most recent PIA.

      **Branded Prescription Drug (BPD) 1382 O&M**

      Next, enter the **date** of the most recent PIA. **08/17/2015**

      Indicate which of the following changes occurred to require this update (check all that apply).

      No  Addition of PII
      No  Conversions
      No  Anonymous to Non-Anonymous
      No  Significant System Management Changes
      No  Significant Merging with Another System
      No  New Access by IRS employees or Members of the Public
      No  Addition of Commercial Data / Sources
      No  New Interagency Use
      No  Internal Flow or Collection

      Were there other system changes not listed above? **No**

3. Check the current ELC (Enterprise Life Cycle) Milestones (select all that apply)

   No  Vision & Strategy/Milestone 0
   No  Project Initiation/Milestone 1
   No  Domain Architecture/Milestone 2
   No  Preliminary Design/Milestone 3
   No  Detailed Design/Milestone 4A
   No  System Development/Milestone 4B
   No  System Deployment/Milestone 5
   Yes  Operations & Maintenance (i.e., system is currently operational)

4. Is this a Federal Information Security Management Act (FISMA) reportable system? **Yes**
A.1 General Business Purpose

5. What is the general business purpose of this system? Provide a clear, concise description of the system, application or database, the reason for the system, and the benefits to the IRS to use the information, and how the information will be used.

The Branded Prescription Drugs (BPD) application collects, stores, manages, and validates data from pharmaceutical companies and federal agencies. It implements the tools necessary to carry out Provision 9008 of the Affordable Care Act. The IRS collects sales data from government agencies and corporate information from the pharmaceutical companies to assess fees and collect payment from these companies. Once collected, the funds are transferred to the Medicare Part B Trust Fund.

B. PII DETAIL

6. Does the system use, collect, receive, display, store, maintain, or disseminate IR Code 6103 taxpayer information; or any type of Sensitive but Unclassified (SBU) or Personally Identifiable Information (PII)? Yes

6a. If yes, does the system use, collect, receive, display, store, maintain, or disseminate Social Security Numbers (SSN s) or tax identification numbers (i.e. last 4 digits, etc.)? Yes

If yes, check who the SSN (or tax identification number) is collected on.

Yes On Primary No On Spouse No On Dependent

If yes, check all types SSN s (or tax identification numbers) that apply to this system:

No Social Security Number (SSN)
Yes Employer Identification Number (EIN)
No Individual Taxpayer Identification Number (ITIN)
No Taxpayer Identification Number for Pending U.S. Adoptions (ATIN)
No Practitioner Tax Identification Number (PTIN)

Describe the planned mitigation strategy and forecasted implementation date to mitigate or eliminate the use of SSN s (or tax identification numbers).

The Office of Management and Budget Circular A-130 requires that federal agencies develop a mitigation or elimination strategy for systems that use EINs, which the Service continues to develop strategies to meet. An exception to that requirement is when the EIN is uniquely needed to identify a user’s record. SRS requires the use of EIN’s because no other identifier can be used to uniquely identify a taxpayer for intergovernmental communications. There is no known mitigation strategy planned to eliminate the use of EINs for the system. The EIN is required for the use of this system. The EIN number is needed to research and locate records in response to the request.
6b. Does this system contain other (non-SSN) PII that it uses, collects, receives, displays, stores, maintains, or disseminates? (i.e. Names, addresses, etc.) Yes

If yes, specify the information.

<table>
<thead>
<tr>
<th>On Primary</th>
<th>On Spouse</th>
<th>On Dependent</th>
<th>Selected</th>
<th>PII Element</th>
</tr>
</thead>
<tbody>
<tr>
<td>Yes</td>
<td>Name</td>
<td>Yes</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Yes</td>
<td>Mailing address</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>Yes</td>
<td>Phone Numbers</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>E-mail Address</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>Date of Birth</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>Place of Birth</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>SEID</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>Mother's Maiden Name</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>Protection Personal Identification Numbers (IP PIN)</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>Internet Protocol Address (IP Address)</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>Criminal History</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>Medical Information</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>Certificate or License Numbers</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>Vehicle Identifiers</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>Passport Number</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>Alien (A-) Number</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>Financial Account Numbers</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>Photographic Identifiers</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>Biometric Identifiers</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>Employment (HR) Information</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
<tr>
<td>No</td>
<td>Tax Account Information</td>
<td>No</td>
<td>No</td>
<td>No</td>
</tr>
</tbody>
</table>
6c. Does this system contain SBU information that is not PII, it uses, collects, receives, displays, stores, maintains, or disseminates?  Yes

If yes, select the types of SBU

<table>
<thead>
<tr>
<th>Selected</th>
<th>SBU Name</th>
<th>SBU Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>No</td>
<td>Agency Sensitive Information</td>
<td>Information which if improperly used or disclosed could adversely affect the</td>
</tr>
<tr>
<td></td>
<td></td>
<td>ability of the agency to accomplish its mission</td>
</tr>
<tr>
<td>No</td>
<td>Procurement sensitive data</td>
<td>Contract proposals, bids, etc.</td>
</tr>
<tr>
<td>No</td>
<td>Official Use Only (OUO) or Limited Official Use (LOU)</td>
<td>Information designated as OUO or LOU is information that: is exempt under one of the statutory Freedom of Information Act exemptions; is prohibited by other laws or regulations; would significantly impede the agency in carrying out a responsibility or function; or would constitute an unwarranted invasion of privacy.</td>
</tr>
<tr>
<td>Yes</td>
<td>Proprietary data</td>
<td>Business information that does not belong to the IRS</td>
</tr>
<tr>
<td>No</td>
<td>Protected Information</td>
<td>Information which if modified, destroyed or disclosed in an unauthorized manner could cause: loss of life, loss of property or funds by unlawful means, violation of personal privacy or civil rights, gaining of an unfair procurement advantage by contractors bidding on government contracts, or disclosure of proprietary information entrusted to the Government</td>
</tr>
<tr>
<td>No</td>
<td>Physical Security Information</td>
<td>Security information containing details of serious weaknesses and vulnerabilities associated with specific systems and facilities</td>
</tr>
<tr>
<td>No</td>
<td>Criminal Investigation Information</td>
<td>Information concerning IRS criminal investigations or the agents conducting the investigations.</td>
</tr>
</tbody>
</table>

6d. Are there other types of SBU/PII used in the system?  Yes

If yes, describe the other types of SBU/PII that are applicable to this system. Company Name, Taxpayer ID Number, Company Address and phone number and signature of the filer of the information report.

6e. Cite the authority for collecting SBU/PII (including SSN if relevant)

Yes  PII for federal tax administration is generally Internal Revenue Code Sections 6001, 6011, 6012e(a)
No   SSN for tax returns and return information is Internal Revenue Code Section 6109
No   SSN for personnel administration (IRS Employees) is 5 USC & Executive Order 9397
No   PII for personnel administration is 5 USC
No   PII about individuals for Bank Secrecy Act compliance 31 USC
No   Information by CI for certain money laundering cases may be 18 USC

6f. Has the authority been verified with the system owner?  Yes
B.1 BUSINESS NEEDS AND ACCURACY

7. Explain the detailed business needs and uses for the SBU/PII, and how the SBU/PII is limited only to that which is relevant and necessary to meet the mission requirements of the system. If SSNs (or tax identification numbers) are used, explicitly explain why use of SSNs meets this criteria. Be specific.

BPD will only collect the minimum information (EIN, Company Name, company address, name of person who filled out the form, phone number and signature of the filer of the information report) required to assess fees and transmit data to generate letters to the pharmaceutical companies.

8. How is the SBU/PII verified for accuracy, timeliness, and completeness? Explain how steps are taken to ensure that all information maintained by the system that is used by IRS to make any adverse determination about an individual's rights, benefits, and/or privileges is maintained with such accuracy, relevance, timeliness, and completeness as is reasonably necessary to assure fairness to the individual in the determination.

Large Business & International (LB&I) analysts access the BPD system (form 8947) to obtain name/phone number of the company point of contact. Audit - employees who access the system are captured in the audit trail. Access is granted via the Online 5081 system as determined by manager approval. IRS business analysts access is managed through Active Directory. System administrator (SAs)/Database administrator (DBAs) have adjudicated high level background investigations.

C. PRIVACY ACT AND SYSTEM OF RECORDS

9. Are 10 or more records containing SBU/PII maintained, stored, and/or transmitted by or through this system? Yes

9a. If yes, are records in the system retrieved by any personal identifier (e.g., name, SSN, Photograph, IP Address) for an individual? Yes

If yes, is there a System of Records Notice(s) or SORNs that addresses the PII records in this system? Yes

If yes, enter the SORN number(s) and the complete the name of the SORN.

<table>
<thead>
<tr>
<th>SORNS Number</th>
<th>SORNS Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>IRS 34.037</td>
<td>Audit Trail and Security Records System</td>
</tr>
<tr>
<td>IRS 24.046</td>
<td>Customer Account Data Engine Business Master File</td>
</tr>
</tbody>
</table>

If yes, does the System of Records Notice(s) (SORN) published in the Federal Register adequately describe the records as required by the Privacy Act? Yes
D. RESPONSIBLE PARTIES

10. Identify the individuals for the following system roles. ## Official Use Only

E. INCOMING PII INTERFACES

11. Does the system receive SBU/PII from other system or agencies? Yes
   11a. If yes, does the system receive SBU/PII from IRS files and databases? No
   11b. Does the system receive SBU/PII from other federal agency or agencies? No
   11c. Does the system receive SBU/PII from State or local agencies? No
   11d. Does the system receive SBU/PII from other sources? No
   11e. Does the system receive SBU/PII from Taxpayer forms? Yes
       If yes, identify the forms
       Form Number   Form Name
       8947           Report of Branded Prescription Drug Information
   11f. Does the system receive SBU/PII from Employee forms (such as the I-9)? No

F. PII SENT TO EXTERNAL ORGANIZATIONS

12. Does this system disseminate SBU/PII? No

G. PRIVACY SENSITIVE TECHNOLOGY

13. Does this system use social media channels? No
14. Does this system use privacy-sensitive technologies such as mobile, global position system (GPS), biometrics, RFID, etc.? No
15. Does the system use cloud computing? No
16. Does this system/application interact with the public? No
H. INDIVIDUAL NOTICE AND CONSENT

17. Was/is notice provided to the individual prior to collection of information? Yes

17a. If yes, how is notice provided? Was the individual notified about the authority to collect the information, whether such is mandatory or voluntary, the purpose for which the information will be used, with whom the information may be shared, and the effects, if any, if they decide not to provide any of the requested information?

The BPD application computes the preliminary fee and the fee payers have opportunities to dispute the preliminary fee. After disputes are reviewed, the BPD application is updated and computes the final fee. Notice, consent and due process are provided via tax form 8947 instructions, and pursuant to 5 USC.

18. Do individuals have the opportunity to decline from providing information and/or from consenting to particular uses of the information? Yes

18a. If yes, describe the mechanism by which individuals indicate their consent choice(s):

The BPD application computes the preliminary fee and the fee payers have opportunities to dispute the preliminary fee. After disputes are reviewed, the BPD application is updated and computes the final fee. Notice, consent and due process are provided via tax form 8947 instructions, and pursuant to 5 USC.

19. How does the system or business process ensure due process regarding information access, correction and redress?

The BPD application computes the preliminary fee and the fee payers have opportunities to dispute the preliminary fee. After disputes are reviewed, the BPD application is updated and computes the final fee. Notice is provided through form instructions and notice.

I. INFORMATION PROTECTION

20. Identify the owner and operator of the system (could be IRS owned and Operated; IRS owned, contractor operated; contractor owned and operated)

IRS Owned and Operated

21. The following people have access to the system with the specified rights:

<table>
<thead>
<tr>
<th>IRS Employees?</th>
<th>Yes/No</th>
<th>Access Level(Read Only/Read Write/Administrator)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Users</td>
<td>Yes</td>
<td>Read and Write</td>
</tr>
<tr>
<td>Managers</td>
<td>Yes</td>
<td>Read and Write</td>
</tr>
<tr>
<td>Sys. Administrators</td>
<td>No</td>
<td></td>
</tr>
<tr>
<td>Developers</td>
<td>No</td>
<td></td>
</tr>
</tbody>
</table>

Contractor Employees? No
21a. How is access to SBU/PII determined and by whom? The PII data in BPD system will be limited to LB&I employees and, when required, assigned system maintenance personnel. Access to the data is determined by the manager based on a user’s position and need-to-know. The manager will request a user to be added. They must submit the request via the Online 5081 process to request access to the System.

21b. If computer matching occurs, can the business owner certify that it meets requirements of IRM 11.3.39 Disclosure of Official Information, Computer Matching & Privacy Protection Act? 

Not Applicable

I.1 RECORDS RETENTION SCHEDULE

22. Are these records covered under the General Records Schedule (GRS), or have a National Archives and Records Administration (NARA) archivist approved a Record Control Schedule (RCS) for the retention and destruction of official agency records stored in this system? Yes

22a. If yes, how long are the records required to be held under the corresponding RCS and how are they disposed of? In your response, please include the complete IRM number 1.15.XX and specific item number and title.

The National Archives and Records Administration (NARA) approved BPD records dispositions under Job No. N1-58-12-7. NARA approved a 10-year retention for system data, inputs, and outputs. System documentation may be deleted/destroyed when superseded or 5 years after the system is terminated, whichever is sooner. These disposition instructions will be published in Document 12990 under Records Control Schedule (RCS) 26 for Tax Administration – International, Item 49 when next updated.

I.2 SA&A OR ECM-R

23. Has the system been through SA&A (Security Assessment and Authorization) or ECM-R (Enterprise Continuous Monitoring Reauthorization)? Yes

23a. If yes, what date was it completed? 11/02/2017

23.1 Describe in detail the system’s audit trail. Audit data is captured in internal tables within the application. The information is sent to SAAS (Security Audit & Analysis System). BPD is following the appropriate audit trail elements pursuant to current Audit Logging Security Standards.

J. PRIVACY TESTING

24. Does the system require a System Test Plan? No

24c. If no, please explain why. Test cases are used to test new requirements. A set of test cases are pulled from old ones to do regression testing.
K. SBU Data Use

25. Does this system use, or plan to use SBU Data in Testing?  No

L. NUMBER AND CATEGORY OF PII RECORDS

26. Identify the number of individual records in the system for each category:

   26a. IRS Employees: Not Applicable
   26b. Contractors: Not Applicable
   26c. Members of the Public: Not Applicable
   26d. Other: Yes

   If other, identify the category of records and the number of corresponding records (to the nearest 10,000).
   Pharmaceutical company points of contact – approximately 600 records

M. CIVIL LIBERTIES

27. Does the system maintain any information describing how any individual exercises their rights guaranteed by the First Amendment?  No

28. Is the system information used to conduct data-mining as defined in the Implementing the 9/11 Commission Recommendations Act of 2007, Public Law 110-53, Section 804? No

29. Will this system have the capability to identify, locate, and monitor individuals or groups of people? No

N. ACCOUNTING OF DISCLOSURES

30. Does the system include or require disclosure of tax or employee information to anyone other than IRS employees in the performance of their duties, or to the person to whom the information pertains or to a 3rd party pursuant to a Power of Attorney, tax or Privacy Act consent? No

End of Report