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FEDERAL ELECTION COMMISSION
WASHINGTON, D.C.

AGENDA DOCUMENT NO. 24-09-A
AGENDA ITEM

For meeting of March 14, 2024

March 7, 2024

MEMORANDUM

TO: The Commission

FROM: Lisa J. Stevenson *LJS by RMK*
Acting General Counsel

Neven F. Stipanovic *NFS by RMK*
Associate General Counsel

Robert Knop *RMK*
Assistant General Counsel

Joanna Waldstreicher *JSW by RMK*
Attorney

SUBJECT: REG 2024-03 (Commission Zip Codes)

Attached is a draft *Federal Register* notice in the above-referenced rulemaking. One or more Commissioners have asked for this draft to be made public and placed on the agenda for the Commission's March 14, 2024, Open Meeting.

Attachment

1 **FEDERAL ELECTION COMMISSION.**

2 **11 CFR Chapter I**

3 **[Notice 2024-XX]**

4 **ZIP Code Correction; Technical Amendment**

5 **AGENCY:** Federal Election Commission.

6 **ACTION:** Final rule.

7 **SUMMARY:** The Federal Election Commission is correcting its mailing address as set forth in
8 its regulations, to clarify the correct ZIP Code to use for certain purposes.

9 **DATES:** This rule effective date is [INSERT DATE OF PUBLICATION IN THE *FEDERAL*
10 *REGISTER*].

11 **FOR FURTHER INFORMATION CONTACT:** Ms. Joanna S. Waldstreicher, Attorney, or
12 Mr. Robert M. Knop, Assistant General Counsel, (202) 694-1650 or (800) 424-9530.

13 **SUPPLEMENTARY INFORMATION:** The Commission is amending its regulation at 11
14 CFR 1.2, defining “Commission,” to clarify that different ZIP Codes must be used for the
15 Commission’s address for certain purposes. For all uses, the Commission’s street address is
16 1050 First Street NE, Washington, DC. For purposes of U.S. Postal Service delivery, the
17 Commission’s ZIP Code is 20463. For purposes of physical location as well as for all other
18 deliveries, including by courier or by private delivery service such as FedEx or UPS, the
19 Commission’s ZIP Code is 20002.

20 The Commission is promulgating this amendment without advance notice or an
21 opportunity for comment because it falls under the “good cause” exemption of the
22 Administrative Procedure Act. 5 U.S.C. 553(b)(B). The Commission finds that notice and
23 comment are unnecessary here because this amendment is merely technical; it effects no

1 substantive changes to any rule. For the same reason, this amendment falls within the “good
2 cause” exception to the delayed effective date provisions of the Administrative Procedure Act
3 and the Congressional Review Act. 5 U.S.C. 553(d)(3), 808(2). Moreover, because this
4 amendment is exempt from the notice and comment procedure of the Administrative Procedure
5 Act under 5 U.S.C. 553(b), the Commission is not required to conduct a regulatory flexibility
6 analysis under 5 U.S.C. 603 or 604. *See* 5 U.S.C. 601(2), 604(a). Nor is the Commission
7 required to submit this amendment for congressional review under the Federal Election
8 Campaign Act of 1971, as amended, the Presidential Election Campaign Fund Act, as amended,
9 or the Presidential Primary Matching Payment Account Act, as amended. *See* 52 U.S.C.
10 30111(d)(1), (4) (providing for congressional review when Commission “prescribe[s]” a “rule of
11 law”); 26 U.S.C. 9009(c)(1), (4), 9039(c)(1), (4) (same).

12 **List of Subjects**

13 11 CFR Part 1

14 Privacy.

15

DRAFT

1 For the reasons set out in the preamble, the Federal Election Commission amends
2 11 CFR chapter I as follows:

3 **PART 1—PRIVACY ACT**

4 1. The authority citation for part 1 continues to read as follows:

5 Authority: 5 U.S.C. 552a.

6 2. Amend § 1.2 by revising the definition for “Commission” to read as follows:

7 **§ 1.2 Definitions.**

8 * * * * *

9 *Commission* means the Federal Election Commission, its Commissioners and employees. For
10 purposes of U.S. Postal Service delivery, the Commission’s address is 1050 First Street NE,
11 Washington, DC 20463. For purposes of physical location as well as for all other deliveries,
12 including by courier or by private delivery service such as FedEx or UPS, the Commission’s
13 address is 1050 First Street NE, Washington, DC 20002. The Commission's website is
14 *www.fec.gov*.

15 * * * * *

16 Dated:

17 On behalf of the Commission,

18 **Sean J. Cooksey,**

19 *Chairman,*

20 *Federal Election Commission.*

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