

Federal Bridge CA Certificate Policy Change Proposal

Change Serial Number: 2002-02

Title: Revision of Certificate Policy ¶ 2.2: Liability

Date: May 31, 2002

Version and Date of Certificate Policy Requested to be changed: X.509 CP FBCA February 11, 2002.

Change Advocate Contact Information:

Name: John Cornell

Organization: GSA OGC

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Organization requesting change: LPWG

Background:

The FPKI Steering Committee has been concerned about how tort liability may impact operations of the Federal Bridge. The Legal Policy Working Group came up with a list of questions that was referred to John Cornell of GSA OGC for drafting a response to these questions in his capacity as counsel to the FBCA OA. After the LPWG reviewed Mr. Cornell's answer, the LPWG concluded that the paragraph in the FBCA Certificate Policy concerning liability was not consistent with the Federal Tort Claims Act and needed revision. The LPWG developed replacement language.

Change: ¶ 2.2 of Certificate Policy

Deleted language is marked in ~~striketrough~~, added language is marked in underline.

2.2 Liability

~~The United States Government disclaims any liability that may arise from use of any certificate issued by the FBCA, or the Federal PKI Policy Authority's determination to revoke a certificate issued by the FBCA. In no event will the U.S. Government be liable for any losses, including direct or indirect, incidental, consequential, special, or punitive damages, arising out of or relating to any certificate issued by the FBCA. Certificates are issued and revoked at the sole discretion of the Federal PKI Policy Authority. When the FBCA issues a cross-certificate to a non-federal entity, it does so for the convenience of the federal government. Any review by the FBCA of a non-federal entity's certificate policy is for the use of the FBCA in determining whether or not interoperability is possible, and if possible, to what extent the non-federal entity's certificate policy maps to the FBCA policy. A non-federal entity must determine whether that entity's certificate policy meets its legal and policy requirements. Review of a non-federal entity's certificate policy by the FBCA is not a substitute for due care and mapping of certificate policies by the non-federal entity.~~

Estimated Cost: no cost is associated with this change.

Implementation Date: This change will be implemented immediately.

Prerequisites for Adoption: None.

Plan to Meet Prerequisites: n/a

Approval and Coordination Dates:

Date LPWG recommended approval: May 20, 2002

Date Presented to FPKI PA: June 18, 2002

Date of approval by FPKI PA: June 18, 2002