

Record EA WY-037-EA4-121/122 dated July 11, 1994.

*I-80 North (Outside HMA)*—remove 100 of 100 horses. This action would reduce the herd to 0. Begin March 1, finish April 10. Decision Record EA# WY-037-EA1-039 dated February 21, 1992.

*I-80 South (Outside HMA)*—remove 275 of 275 horses. This action would reduce the herd to 0. Begin approximately August 15, finish September 15. Decision Record EA# WY-037-EA1-039 dated February 21, 1992.

#### Lander Resource Area

*Dishpan Butte HMA*—remove 40 horses from an estimated 90. AML is 75 with a range of 50-100 and this action would reduce the population to the low end of the range. Fall gather date to be selected. Decision Record EA WY-036-EA3-013 dated February 25, 1993.

*Conant Creek HMA*—remove 40 horses from an estimated 100. AML is 80 with a range of 60-100 and this action would reduce the population to the low end of the range. Fall Gather date to be selected. Decision Record EA# WY-036-EA3-013 dated February 25, 1993.

*Crooks Mountain HMA*—remove 300 of 400 horses reducing the population to approximately 100. AML range is 75 with a range of 65-100 and herd will be reduced to within this range. Fertility control research may be initiated using immunocontraception on selected mares. Should this be instituted, an environmental assessment (EA) covering this action will be prepared. Begin approximately July 6, finish August 30. Decision Record EA#s WY-037-EA4-121 and 122 dated July 11, 1994.

#### Rock Springs District

*Divide Basin HMA*—remove 200 of an estimated 640. AML is 500 with a range of 415-600. This action would reduce the population to the lower end of the range. Begin approximately July 6, finish August 15. Decision Record EA# WY-048-EA3-87 dated May 19, 1993.

*Salt Wells Creek HMA*—remove 415 from an estimated population of 780. AML is 365 and this action would reduce the herd to AML. Fall gather date to be selected. Decision Record EA# WY-048-EA3-87 dated May 19, 1993.

*Little Colorado HMA*—remove 79 of an estimated population of 156. AML is 100 and this action would reduce the herd to 77 horses or 23 below AML. Fall gather date to be selected. Decision Record EA# WY-048-EA3-87 dated May 19, 1993.

*Areas Outside HMAs*—remove 190 of 190 horses. This action would reduce

the horses outside HMA's to 0. Begin approximately July 6, finish August 15. Decision Record EA# WY-048-EA3-87 dated May 19, 1993.

Weather conditions and other logistical considerations may dictate changes in removal/completion dates. The dates indicated are approximate, and removal may take place in any of the HMAs listed above during anytime of the year with the exception that gathers will not take place between April 16 and July 7, since this is the estimated peak of foaling in Wyoming.

Numbers presented are approximate and will be finalized by aircraft census to be conducted during January/February 1998. All actions are in conformance with Bureau of Land Management Policy, documents listed above, and current monitoring data. Horse populations will not be reduced below the lower limit of the AML range. These actions represent no new decisions.

If you have comments on the plans, please contact the Wyoming State Director at P.O. Box 1828, Cheyenne, WY 82003-1828.

**DATES:** February 25, 1998.

**ADDRESSES:** White Mountain Library, 2935 Sweetwater Dr., Rock Springs, WY, 82901-4331.

**FOR FURTHER INFORMATION CONTACT:** Al Pierson, State Director, 5353 Yellowstone, P.O. Box 1828, Cheyenne, WY 82003-1828.

#### SUPPLEMENTARY INFORMATION:

- Meeting Agenda:
- Introduction and Opening Remarks
- Review of the Wild Horse Management Plan
- Video presentation of roundup activity
- Public comment period on removal plans
- Formal Hearing on the Use of helicopters in the plan

The meeting will begin at 7 p.m. and is open to the public. Interested persons may make oral statements on the subject of helicopter use during the formal hearing. All statements will be recorded.

Dated: January 15, 1998.

**Alan R. Pierson,**

*State Director.*

[FR Doc. 98-1460 Filed 1-21-98; 8:45 am]

**BILLING CODE 4310-22-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Land Management

[ES-960-1420-00] ES-48890, Group 26, Illinois

#### Notice of Filing of Plat of Survey; Illinois

The plat, in four sheets, of the dependent resurvey of a portion of U.S. Survey No. 580, a portion of the west boundary, a portion of the subdivisional lines, and the survey of the Locks and Dam No. 27 Acquisition Boundary, Township 4 North, Range 9 West, and the survey of the Locks and Dam No. 27 Acquisition Boundary, Township 4 North, Range 10 West, both of the Third Principal Meridian, Illinois, will be officially filed in Eastern States, Springfield, Virginia at 7:30 a.m., on February 23, 1998.

The survey was requested by the U.S. Army Corps of Engineers.

All inquiries or protests concerning the technical aspects of the survey must be sent to the Chief Cadastral Surveyor, Eastern States, Bureau of Land Management, 7450 Boston Boulevard, Springfield, Virginia 22153, prior to 7:30 a.m., February 23, 1998.

Copies of the plat will be made available upon request and prepayment of the reproduction fee of \$2.75 per copy.

Dated: January 12, 1998.

**Stephen G. Kopach,**

*Chief Cadastral Surveyor.*

[FR Doc. 98-1415 Filed 1-21-98; 8:45 am]

**BILLING CODE 4310-GJ-P**

## DEPARTMENT OF JUSTICE

[AAG/A Order No. 148-98]

### Privacy Act of 1974; Modified System of Records

Pursuant to the Privacy Act of 1974 (5 U.S.C. 552a), notice is given that the Department of Justice, Justice Management Division, proposes to modify a system of records entitled "Department of Justice Payroll System, JMD-003."

The Department is modifying the system of records to show that, pursuant to an interagency agreement, the Department provides the U.S. Department of Agriculture, National Finance Center (NFC), relevant and necessary data to perform pay-related functions on the Department's behalf. In addition, the system description, in particular the routine use disclosure section, has been extensively edited. Four new routine uses have been italicized for public convenience.

Title 5 U.S.C. 552a(e)(4) and (11) provide that the public be given a 30-day period in which to comment on the new routine uses of a system of records. The Office of Management and Budget (OMB), which has oversight responsibility under the Act, requires that it be given a 40-day period in which to review the modifications to the system.

Therefore, please submit any comments by February 23, 1998. The public, OMB, and the Congress are invited to send written comments on new or revised routine uses to Patricia E. Neely, Information Management and Security Staff, Justice Management Division, Department of Justice, Washington, D.C. 20530 (Room 850, WCTR Building).

A description of the system of records is provided below. In accordance with 5 U.S.C. 552a(r), DOJ has provided a report to OMB and the Congress on the modification of this system of records.

Dated: January 4, 1998.

**Stephen R. Colgate,**  
Assistant Attorney General for  
Administration.

#### JUSTICE/JMD-003

##### SYSTEM NAME:

Department of Justice Payroll System, Justice/JMD-003.

##### SYSTEM LOCATION:

Payroll records in electronic or paper format may be found in the following locations:

a. *Post Conversion Records.*<sup>1</sup> As of May 1993, payroll information in electronic format is located on a computer maintained by the NFC in New Orleans, Louisiana; and at backup facilities in Philadelphia. Relevant data may also be stored on Justice Data Center Computers at the Department of Justice for use in distributing accounting information to the individual Bureaus. Paper and electronic payroll information may be kept at various time and attendance recording and processing stations around the world. Paper records may be located in the Department's Personnel Staff, in servicing personnel offices throughout the Department, and in the offices of employee supervisors and managers.

b. *Pre-conversion Records.* Historical data is stored on magnetic tape at the Justice Data Center in Rockville, Maryland, and on microfiche by the

Department's Finance Staff. Historical data in paper format may also be located in the Department's Finance and Personnel Staffs, in servicing personnel offices, and in the offices of employee supervisors and managers.

##### CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Current and former DOJ employees (excluding the FBI).

##### CATEGORIES OF RECORDS IN THE SYSTEM:

Any and all records essential to the conduct of payroll-related activities. Included may be:

- Personal Identifying/personnel data
- Time and attendance records
- Leave records
- Allotment or deduction information such as bonds, garnishments, health benefits, life insurance, Thrift Savings Plan and other savings, retirement, and union dues.
- Travel and Relocation information
- Court orders to initiate garnishments
- Check mailing information
- Tax, withholding, and exemption information
- Accounting and organization funding information
- Salary, severance pay, award, and bonus information; active retirement records
- Former employee pay records
- Employee death records
- Returned employee check records
- Indebtedness records, e.g., overpayment of pay or travel

##### AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

Budget and Accounting Act of 1950, as amended, 31 U.S.C. 66, 66a, and 20(a).

##### PURPOSE(S):

This system of records is maintained to enable the Department to administer the payroll and payroll-related functions, and any other related financial matters, in accordance with applicable laws and regulations and the requirements of the General Accounting Office (GAO) and the Office of Personnel Management (OPM). It enables the Department to prepare and document payment to all Department employees entitled to be paid and to effect all authorized deductions from gross pay; to coordinate pay, leave and allowance operations with personnel functions and other related activities; meet internal and external reporting requirements; support investigations of fraud, the collection of debts, and litigation activities.

##### ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:

Pursuant to Subsection (b)(3) of the Privacy Act, the Department of Justice (DOJ) may disclose relevant and necessary data as follows:

In accordance with an interagency agreement (as provided for in Office of Management and Budget (OMB) implementing regulations (40 FR 28948)), the DOJ may disclose to the U.S. Department of Agriculture (USDA), National Finance Center (NFC), in order to effect all financial transactions on behalf of the DOJ related to employee pay.

Specifically, the NFC may effect employee pay or deposit funds on behalf of DOJ employees, and/or it may withhold, collect or offset funds from employee salaries as required by law or as necessary to correct overpayment or amounts due. For example, the NFC will routinely make the necessary disclosures to Treasury for the issuance of checks; to Federal, State, and local authorities and the Social Security Administration for tax withholdings; and, according to employee directions, to the appropriate financial institutions, charitable organizations, unions, health carriers, or other appropriate entities to effect such pay distributions as savings bonds, charitable contributions, allotments, alimony, child support, union dues, and health and life insurance. In addition, the NFC will use the data to perform related administrative activities such as to certify payroll vouchers chargeable to DOJ funds; and either to perform or participate in routine audit/oversight operations of USDA/DOJ management and/or of GAO, OMB, and OPM; and to meet related reporting requirements.

In addition, based on such data as the DOJ has input to the NFC data base for these purposes, the DOJ may subsequently make a paper request, or an electronic request to the NFC data base, for information which will allow the DOJ to disclose relevant information as follows; or, where appropriate or necessary, DOJ may authorize the NFC to make the disclosure:

To Federal, State, or local housing authorities to enable these authorities to determine eligibility for low cost housing.

To heirs, executors and legal representatives of beneficiaries for estate settlement purposes.

To State and local courts of competent jurisdiction for the enforcement of child support, alimony, or both, pursuant to 41 U.S.C. 659.

*To individuals, organizations, or agencies to enable such person,*

<sup>1</sup> The Department has contracted with the Department of Agriculture's National Finance Center (NFC) to maintain payroll information and conduct payroll-related activities for its employees. Conversion began in July of 1991 and was incrementally completed as of May of 1993.

organization, or agency to determine the identity or location of a current or former Federal employee to collect debts owed, where collection of such debts are authorized (either by statute, implementing regulation, or order issued pursuant thereto) and the individual, organization, or agency, has provided sufficient evidence as will reasonably validate such claims, e.g., where a spouse or creditor seeking to obtain a garnishment of wages for such purposes as alimony and/or child support has provided a court order to substantiate the indebtedness. Information relevant to the request for such garnishment may include informing the individual, organization, or agency of the unavailability of funds where, for example, a currently active garnishment precludes the implementation of a further garnishment.

To the Office of Child Support Enforcement (OCSE), Administration for Children and Families, Department of Health and Human Services, any information specifically required by statute or implementing regulation or otherwise determined to be necessary and proper for OCSE's use (as outlined more specifically in relevant OCSE published systems of records) in locating individuals owing child support obligations, and in establishing and collecting child support obligations from such individuals, including enforcement action. Information disclosed may include: Name, address, date of birth, date of hire, duty station, and social security number of the employee; the wages paid to the employee during the previous quarter; and the appropriate address and Federal Employer Identification Number of the Department of Justice.

To the appropriate Federal, State, or local agencies, e.g., to State unemployment agencies and/or the Department of Labor, to assist these agencies in performing their lawful responsibilities in connection with administering unemployment, workers' compensation, or other benefit programs; and similarly, to such agencies to obtain information that may assist the Department of Justice in performing its lawful responsibilities as they relate to such benefit programs.

To labor organizations recognized under 5 U.S.C., Chapter 71, the home addresses or designated mailing addresses of bargaining unit members.

In the event that a record(s), either on its face or in conjunction with other information, indicates a violation or a potential violation of law, whether civil, criminal or regulatory in nature, to the

agency charged with enforcing or implementing such law.

To the Internal Revenue Service (IRS) to obtain taxpayer mailing addresses for the purpose of locating such taxpayer to collect or compromise a Federal claim against the taxpayer.

To a person or organization with whom the head of the agency has contracted for collection services to recover indebtedness owed to the United States. Addresses of taxpayers obtained from the IRS will also be disclosed, but only where necessary to locate such taxpayer to collect or comprise a Federal claim.

To a Federal, State, local, or foreign agency or to an individual or organization if there is reason to believe that such agency, individual, or organization possesses information relating to the debt, the identity or location of the debtor, the debtor's ability to pay, or relating to any other matter which is relevant and necessary to the settlement, effective litigation and enforced collection of the debt, or relating to the civil action trial or hearing, and the disclosure is reasonably necessary to elicit such information or to obtain the cooperation of a witness or an agency.

To employees to effect salary or administrative offsets to satisfy a debt owed the United States by that person; or when other collection efforts have failed, to the IRS to effect an offset against an income tax refund otherwise due.

To the news media and the public pursuant to 28 CFR 50.2 unless it is determined that release of the specific information in the context of a particular case would constitute an unwarranted invasion of personal privacy.

To a Member of Congress or staff acting upon the Member's behalf when the Member or staff requests the information on behalf of and at the request of the individual who is the subject of the record.

To the National Archives and Records Administration and the General Services Administration for use in records management inspections conducted under the authority of 44 U.S.C. 2904 and 2906.

In a proceeding before a court or adjudicative body before which the Department is authorized to appear when any of the following is a party to litigation or has an interest in the litigation and such records are determined by the Department to be arguably relevant to the litigation: The Department, or any of the Department's components or their subdivisions; any Department employee in his/her official

capacity, or in his/her individual capacity where the Department of Justice agrees to represent the employee; or the United States where the Department determines that the litigation is likely to affect it or any of the Department's components or their subdivisions.

Consistent with the foregoing routine use provisions, the Department may disclose records from this system of records for use in a computer matching program (as defined in the Privacy Act, 5 U.S.C. section 552a(8)). In accordance with the requirements of the Privacy Act, the public will be given advance notice in the **Federal Register** of the Department's participation in any such computer matching program(s).

In addition to the above routine use disclosures under subsection (b)(3) of the Privacy Act, the DOJ may retrieve from the NFC data base information which will enable the DOJ to make relevant and necessary disclosures pursuant to any of the other relevant and appropriate Privacy Act disclosure provisions.

Finally, 31 U.S.C. 3711 requires that the notice required by section 552a(e)(4) of title 5 must indicate that information in the system may be disclosed to a consumer reporting agency pursuant to subsection (b)(12). Such notice is provided as follows:

*Notice of Disclosure to Consumer Reporting Agencies Under Subsection (b)(12) of the Privacy Act:* Records relating to the identity of debtors and the history of claims may be disseminated to consumer reporting agencies to encourage payment of the past-due debt. Such disclosures will be made only when a claim is overdue and only after due process steps have been taken to notify the debtor and give him or her a chance to meet the terms of the debt.

(Any disclosures that may be made for debt collection purposes, whether made pursuant to subsection (b)(3) or (b)(12), would be made only when all the relevant due process or procedural steps established by the relevant statutes and implementing regulations have been taken.)

**POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING AND DISPOSING OF RECORDS IN THE SYSTEM:**

**STORAGE:**

Records are stored on computer disks, magnetic tapes, microfiche and on paper.

**RETRIEVABILITY:**

Records are retrieved by name and social security number.

**SAFEGUARDS:**

Access to premises where records are stored is restricted via building passes and security guards. Access to all records is supervised and restricted to those employees with a need to know. In addition, access to computerized records is protected by encryption, password and appropriate user ID's.

**RETENTION AND DISPOSAL:**

Records are disposed of in accordance with General Records Schedule No. 2 as promulgated by the General Services Administration.

**SYSTEM MANAGER(S) AND ADDRESS:**

Director, Personnel Staff, Justice Management Division, Department of Justice, Ariel Rios Building, 1200 Pennsylvania Avenue, NW., Suite 5206, Washington, DC 20530.

**NOTIFICATION PROCEDURE:**

The individual may address inquiries to the servicing personnel office of the Department component(s) by which he/she is or was employed. Addresses of Department components may be found in Appendix I., to part 16 of the Code of Federal Regulations. The individual may also address his/her request to the system manager named above.

**RECORD ACCESS PROCEDURE:**

Same as above.

**CONTESTING RECORD PROCEDURE:**

Same as above.

**RECORD SOURCE CATEGORIES:**

Individuals covered by the system; personnel offices; time and attendance clerks; supervisors, administrative officers, other officials; financial institutions or employee organizations; previous Federal employers; consumer reporting agencies; debt collection agencies; and the courts.

**SYSTEMS EXEMPTED FROM CERTAIN PROVISIONS OF THE ACT:**

None.

[FR Doc. 98-1524 Filed 1-21-98; 8:45 am]

BILLING CODE 4410-AR-M

**DEPARTMENT OF JUSTICE**

[AAG/A Order No. 145-97]

**Privacy Act of 1974; Altered System of Records**

Pursuant to the provisions of the Privacy Act of 1974 (5 U.S.C. 552a), notice is hereby given that the Department of Justice proposes to modify a system of records maintained by the Immigration and Naturalization Service (INS). The system is entitled the

"Employee Assistance Program (EAP) Treatment Referral Records, JUSTICE/INS-019," and was last published on October 10, 1995 (60 FR 52701).

The system notice, printed below, has been modified to reflect a reorganization of the EAP program. Clinical records will no longer be maintained on behalf of INS by Health and Human Services and Office of Personnel Management (pursuant to an interagency agreement), nor by a variety of private contractors. Nor will administrative records be maintained by EAP Coordinators in INS regional offices. The program has been consolidated to include only the EAP Manager at INS headquarters, a prime contractor, and subcontractors or "therapists" as necessary. The prime contractor and therapists are commonly referred to as "contract providers." The EAP manager and the contract providers may maintain both administrative and clinical records as appropriate.

The following captions of the notice have been redrafted to reflect the organizational changes: "System Locations," "Categories of Individuals Covered by the System," and "Categories of Records in the System." In addition, other sections of the notice have been appropriately edited, including the "Routine Use" disclosure section.

The Office of Management and Budget (OMB), which has oversight responsibility under the Act, requires a 40-day period in which to conclude its review of the system modification. In addition, 5 U.S.C. 552a(e) (4) and (11) provide that the public be given a 30-day period in which to comment on new routine uses of a system of records. However, no "new" routine uses have been added; only minor edits have been made to the Routine use section of the notice. Nevertheless, the public, as well as OMB and the Congress, are invited to submit any comments to Patricia E. Neely, Program Analyst, Information Management and Security Staff, Justice Management Division, Department of Justice, Washington, DC 20530 (Room 850, WCTR Building).

In accordance with 5 U.S.C. 552a(r), the Department has provided a report to OMB and the Congress.

Dated: December 16, 1997.

**Stephen R. Colgate,**  
*Assistant Attorney General for Administration.*

**JUSTICE/INS-019****SYSTEM NAME:**

Employee Assistance Program (EAP) Treatment Referral Records.

**SYSTEM LOCATIONS:**

Records are maintained by the EAP Manager/therapist at the Immigration and Naturalization Service (INS) headquarters office and at facilities under contract with INS to provide treatment and other services related to the administrative and financial management of the EAP program, i.e., contract providers. INS headquarters address is 425 I Street, NW, Washington, DC 20536. Addresses of the contract providers may be obtained by contacting the EAP Manager at INS headquarters.

**CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:**

Current and former INS employees who have sought counseling and/or have been referred to the INS EAP Manager, EAP Specialist, or directly to the INS EAP contract providers for counseling and/or treatment. To the limited degree that counseling and treatment may be provided to family members of these employees, these individuals, too, are covered by the system.

**CATEGORIES OF RECORDS IN THE SYSTEM:**

Records include any records which may assist in diagnosing, evaluating, counseling and/or treating the employee. Included are the therapist's intake/termination outcome forms, therapist case notes; pertinent psychosocial, medical and employment histories; medical tests or screenings, including drug and alcohol tests and information on confirmed unjustified positive drug tests generated by the staff of the Drug Free Workplace Program and the Medical Review Officer and provided by the EAP Manager or the employee's supervisor; treatment and rehabilitation plans as well as behavioral improvement plans; and records of treatment referrals. Referrals include those to community treatment resources when employees request legal, financial or other assistance not related to psychological or medical health. Where such referrals have been made, records may include relevant information related to such counseling, diagnosis, prognosis, treatment, and evaluation, together with follow-up data. Also included are written consent forms used to manage referrals and the flow of information. Finally, records include account information such as contract provider billings and INS payments.

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**

42 U.S.C. 290dd, et seq., and 290ee, et seq.; 42 CFR part 2; Executive Order 12564; 5 U.S.C. 3301 and 7901; 44