

Department of Veterans Affairs (DVA) and Office of Personnel Management (OPM) agree to a computer matching program for the disclosure of military retired or retainer pay, civil service annuity, and compensation or pension from the DVA for the residents of the AFRH, which includes the United States Soldiers' and Airmen's Home (USSAH) and the United States Naval Home (USNH). This disclosure will provide the AFRH with information necessary to verify the payment information currently provided by residents for the computation of their monthly fee, and identify any unreported benefit payments received by residents.

C. Authority for conducting the match: The legal authority for conducting the matching program is contained in the Armed Forces Retirement Home Act of 1991, Pub. L. 101-510, 24 U.S.C. 401-441.

D. Records to be matched: The systems of records maintained by the respective agencies under the Privacy Act of 1974, as amended, from which records will be disclosed for the purpose of this computer match are as follows:

The AFRH will use personal data from the record system identified as AFRH-1, entitled 'Armed Forces Retirement Home Resident Fee Maintenance System' last published in the **Federal Register** at 58 FR 68629 on December 28, 1993.

DoD will use personal data from the record system identified as S322.10 DMDC, entitled 'Defense Manpower Data Center Data Base,' last published in the **Federal Register** at 62 FR 55610 on October 27, 1997.

E. Description of Computer Matching Program: The AFRH will provide DMDC with a magnetic computer tape which contains the name, SSN and date of birth of each resident. Upon receipt of the computer tape file of residents, DMDC will perform a computer match using all nine digits of the SSN of the AFRH file against a DMDC computer database of personnel/employment/pay records of all uniformed personnel who served on active duty or retired, including individuals receiving any Federal compensation, pension or annuity from the DVA or OPM. Matching records (hits) based on the SSN, will produce the resident's military retired or retainer pay, civil service annuity and DVA compensation and pension. The match results will be furnished to AFRH. AFRH is responsible for verifying and determining that the data on the DMDC reply tape file are consistent with AFRH's source file and for resolving any

discrepancies or inconsistencies on an individual basis. AFRH will also be responsible for making final determinations as to positive identification and the amount of Federal payment received by the resident as a result of the match.

The AFRH will provide an electronic file in a format defined by DMDC on a semiannual basis. This file will contain the name and SSN of approximately 2,000 residents whose records DMDC will verify.

The DMDC computer database file contains approximately 10 million records of active duty and retired military members, including the Reserve and Guard; the DVA compensation and pension records on military retirees; and the OPM compensation and annuity records on military retirees.

DMDC will match the SSN on the AFRH file by computer against the DMDC database. Matching records, hits based on the SSN, will produce data elements of the individual's name, date of birth, gross entitlement amount, payment status, benefit eligibility effective date, termination cause, waiver amount, waiver effective date, disability or non-disability retirement status, VA and OPM claim/file numbers, and Former Spouse Protection Act deductions.

F. Inclusive dates of the Matching Program: This computer matching program is subject to review by the Office of Management and Budget and Congress. If no objections are raised by either, and the mandatory 30 day public notice period for comment has expired; then this computer matching program becomes effective and the respective agencies may begin the exchange of data at a mutually agreeable time and will be repeated semiannually. Under no circumstances shall the matching program be implemented before the 30 day public notice period for comment has elapsed as this time period cannot be waived. By agreement between AFRH and DMDC, the matching program will be in effect and continue for 18 months with an option to renew for 12 additional months unless one of the parties to the agreement advises the other by written request to terminate or modify the agreement.

G. Address for receipt of public comments or inquiries: Acting Director, Defense Privacy Office, 1941 Jefferson Davis Highway, Suite 920, Arlington, VA 22202-4502. Telephone (703) 607-2943.

[FR Doc. 98-5761 Filed 3-5-98; 8:45 am]

BILLING CODE 5000-04-F

DEPARTMENT OF DEFENSE

Defense Logistics Agency

Privacy Act of 1974; System of Records

AGENCY: Defense Logistics Agency
ACTION: Notice to add a system of records.

SUMMARY: The Defense Logistics Agency proposes to add a system of records to its inventory of record systems subject to the Privacy Act of 1974 (5 U.S.C. 552a), as amended.

DATES: This action will be effective without further notice on April 6, 1998, unless comments are received that would result in a contrary determination.

ADDRESSES: Send comments to the Privacy Act Officer, Headquarters, Defense Logistics Agency, ATTN: CAAR, 8725 John J. Kingman Road, Suite 2533, Fort Belvoir, VA 22060-6221.

FOR FURTHER INFORMATION CONTACT: Ms. Susan Salus at (703) 767-6183.

SUPPLEMENTARY INFORMATION: The Defense Logistics Agency notices for systems of records subject to the Privacy Act of 1974 (5 U.S.C. 552a), as amended, have been published in the **Federal Register** and are available from the address above.

The proposed system report, as required by 5 U.S.C. 522a(r) of the Privacy Act of 1974, as amended, was submitted on February 25, 1998, to the House Committee on Government Reform and Oversight, the Senate Committee on Governmental Affairs, and the Office of Management and Budget (OMB) pursuant to paragraph 4c of Appendix I to OMB Circular No. A-130, 'Federal Agency Responsibilities for Maintaining Records About Individuals,' dated February 8, 1996 (February 20, 1996, 61 FR 6427).

Dated: March 2, 1998.

L.M. Bynum,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

S500.60 CA

SYSTEM NAME:

DLA Complaint Program Records.

SYSTEM LOCATION:

Office of the Staff Director, Command Security, Headquarters, Defense Logistics Agency, ATTN: CAAS, 8725 John J. Kingman Road, Suite 2533, Fort Belvoir, VA 22060-6221, and the Defense Logistics Agency Primary Level Field Activities (DLA PLFAs). Official mailing addresses are published as an

appendix to DLA's compilation of systems of records notices.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Individuals who have been the subject of a complaint.

CATEGORIES OF RECORDS IN THE SYSTEM:

Records contain case number, name of subject, Social Security Number, address, telephone number, and information on the nature of the complaint; the investigative report which normally contains details of the investigation, relevant facts discovered, information received from sources and witnesses, the investigator's findings, conclusions, and recommendations; and case disposition details.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

5 U.S.C. 301, Departmental Regulations; 5 U.S.C. 303(b), Oath to Witness; 10 U.S.C. 133, Under Secretary of Defense for Acquisition and Technology; 10 U.S.C. 936(b)(4), Art. 136, Authority to Administer Oaths (UCMJ); Pub. L. 95-452, Inspector General Act of 1978; E.O. 9397 (SSN); DoD Directive 5106.1, Inspector General of the Department of Defense; DoD Directive 7050.1, Defense Hotline Program; DLA Directive 5610.1, Management of the Defense Hotline Program and the DLA Complaint Program; and DLA Instruction 5610.1, Investigating Defense Hotline Allegations and DLA Complaints.

PURPOSE(S):

To record information related to investigations of suspected fraud, waste, or abuse; mismanagement; contract deviations, noncompliance, or improprieties; administrative misconduct; or adverse treatment under the complaint program and to institute appropriate corrections. Complaints appearing to involve criminal wrongdoing are referred to the appropriate criminal investigative organization for investigation and disposition.

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

In addition to those disclosures generally permitted under 5 U.S.C. 552a(b) of the Privacy Act, these records or information contained therein may specifically be disclosed outside the DoD as a routine use pursuant to 5 U.S.C. 552a(b)(3) as follows:

To Federal, state, and local agencies that administer programs or employ individuals involved in a Defense Logistics Agency complaint for the purpose of reporting requirements.

The 'Blanket Routine Uses' set forth at the beginning of DLA's compilation of systems of records notices apply to this system.

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

STORAGE:

Records are maintained in a combination of paper and automated form.

RETRIEVABILITY:

Records are retrieved by name of subject, subject matter, and by case number.

SAFEGUARDS:

Records are maintained in areas accessible only to DLA personnel who must access the records to perform their duties. The computer files are password protected with access restricted to authorized users.

RETENTION AND DISPOSAL:

Disposition pending.

SYSTEM MANAGER(S) AND ADDRESS:

Staff Director, Command Security, Headquarters Defense Logistics Agency, ATTN: CAAS, 8725 John J. Kingman Road, Suite 2533, Fort Belvoir, VA 22060-6221.

NOTIFICATION PROCEDURES:

Individuals seeking to determine whether this system of records contains information about themselves should address written inquiries to the Privacy Act Officer, Defense Logistics Agency, ATTN: CAAR, 8725 John J. Kingman Road, Suite 2533, Fort Belvoir, VA 22060-6221.

Individuals are required to provide name, Social Security Number, employing activity name and address, and, if known, place of investigation.

In addition, individuals must provide either a notarized signature or a signed and dated unsworn declaration, in accordance with 28 U.S.C. 1746, stating under penalty of perjury under U.S. law that the information contained in the request, including their identity, is true and correct.

RECORD ACCESS PROCEDURES:

Individuals seeking access to records about themselves contained in this system of records should address written inquiries to the Privacy Act Officer, Defense Logistics Agency, ATTN: CAAR, 8725 John J. Kingman Road, Suite 2533, Fort Belvoir, VA 22060-6221.

Individuals are required to provide name, Social Security Number, employing activity name and address, and, if known, place of investigation.

In addition, individuals must provide either a notarized signature or a signed and dated unsworn declaration, in accordance with 28 U.S.C. 1746, stating under penalty of perjury that the information contained in the request for access, including their identity, is true and correct.

CONTESTING RECORD PROCEDURES:

The DLA rules for accessing records, for contesting contents and appealing initial agency determinations are contained in DLA Regulation 5400.21, 32 CFR part 323, or may be obtained from the Privacy Act Officer, Headquarters, Defense Logistics Agency, ATTN: CAAR, 8725 John J. Kingman Road, Suite 2533, Fort Belvoir, VA 22060-6221.

RECORD SOURCE CATEGORIES:

Information is provided by the record subject, complainant, witnesses, and investigators.

EXEMPTIONS CLAIMED FOR THE SYSTEM:

Investigatory material compiled for law enforcement purposes may be exempt pursuant to 5 U.S.C. 552a(k)(2). However, if an individual is denied any right, privilege, or benefit for which he would otherwise be entitled by Federal law or for which he would otherwise be eligible, as a result of the maintenance of such information, the individual will be provided access to such information except to the extent that disclosure would reveal the identity of a confidential source.

Investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for federal civilian employment, military service, federal contracts, or access to classified information may be exempt pursuant to 5 U.S.C. 552a(k)(5), but only to the extent that such material would reveal the identity of a confidential source.

An exemption rule for this system has been promulgated in accordance with requirements of 5 U.S.C. 553(b)(1), (2), and 3, (c) and (e) and published in 32 CFR part 323.

For more information, contact the Privacy Act Officer, Defense Logistics Agency, ATTN: CAAR, 8725 John J. Kingman Road, Suite 2533, Fort Belvoir, VA 22060-6221.

[FR Doc. 98-5762 Filed 3-5-98; 8:45 am]

BILLING CODE 5000-04-F

DEPARTMENT OF EDUCATION

**Submission for OMB Review;
Comment Request**

AGENCY: Department of Education.