

complaints and requires that the FTC establish procedures: (1) To log and acknowledge receipt of complaints from individuals who certify that they have a reasonable belief that one or more of their means of identification have been assumed, stolen, or otherwise unlawfully acquired in violation of the statute; (2) to provide informational materials to such individuals; and (3) to refer such complaints to "appropriate entities." Under the statute, these entities include, but are not limited to, the three major national consumer reporting agencies (currently Equifax, Experian and Trans Union), and appropriate law enforcement agencies for potential law enforcement action.

The Commission believes that the identity theft complaint data contained in this system must be exempted under the Privacy Act to prevent certain categories of individuals who will be covered by the system (i.e., targets of complaints) from invoking the Act to obtain access to complaint files that may pertain to their activities. A principal purpose for compiling these complaint files is for law enforcement, since these complaints focus on specific instances of suspected illegal identity theft. In many cases, these complaints will be referred to other law enforcement authorities, as required by the ITADA, and in certain cases, may also be relevant to Commission investigations. Under these circumstances, disclosure of the complaint file to a target would harm or otherwise interfere with law enforcement efforts. For example, if the complaint data were not exempted from access, a target could anticipate and evade prosecution by learning about actual or potential law enforcement referrals, investigations, or other actions from information maintained in the complaint file. Such access to the file could also inadvertently facilitate further identity theft or retaliation by enabling the target to ascertain or confirm sensitive personal information submitted by and being maintained about the identity theft victim or about other informants. Thus, the Commission proposes to exempt this system of records under 5 U.S.C. 552a(k)(2), and to amend Commission Rule 4.13(m), 16 CFR 4.13(m), to include this system in its inventory of exempt systems. The Commission, however, reserves the sole discretion to permit access to categories of individuals covered by the system other than targets (e.g., complainants or other individual informants) with respect to information that was provided by such individuals in order to correct, update or verify the accuracy of

the information or for other related purposes.

Pursuant to 5 U.S.C. 552a(r), the Commission is providing notice of this proposal to the appropriate committees of the House of Representatives and the Senate, and to the Office of Management and Budget.

#### List of Subjects in 16 CFR Part 4

Administrative practice and procedure, Freedom of Information, Privacy, Records, Sunshine Act.

#### PART 4—MISCELLANEOUS RULES

1. The authority for part 4 continues to read:

**Authority:** 15 U.S.C. 46, unless otherwise noted.

2. Amend § 4.13 by revising paragraph (m)(2) to read as follows:

#### § 4.13 Privacy Act rules.

\* \* \* \* \*

(m) \* \* \*

(2) Pursuant to 5 U.S.C. 552a(k)(2), investigatory materials compiled for law enforcement purposes in the following systems of records are exempt from subsections (c)(3), (d), (e)(1), (e)(4)(G), (H), and (I), and (f) of 5 U.S.C. 552a, and from the provisions of this section, except as otherwise provided in 5 U.S.C. 552a(k)(2):

Investigational, Legal, and Public Records—  
FTC  
Disciplinary Action Investigatory Files—FTC  
Clearance to Participate Applications and the  
Commission's Responses Thereto, and  
Related Documents—FTC  
Management Information System—FTC  
Office of the Secretary Control and Reporting  
System—FTC  
Office of Inspector General Investigative  
Files—FTC  
Stenographic Reporting Service Requests—  
FTC  
Identity Theft Complaint Management  
System—FTC  
Freedom of Information Act Requests and  
Appeals—FTC  
Privacy Act Requests and Appeals—FTC  
Information Retrieval and Indexing System—  
FTC

\* \* \* \* \*

By direction of the Commission.

**Donald S. Clark,**

*Secretary.*

[FR Doc 99-28006 Filed 10-25-99; 10:38 am]

BILLING CODE 6750-01-P

#### ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Part 52

[DC-2012b; FRL-6456-9]

#### Approval and Promulgation of Air Quality Implementation Plans; District of Columbia; Stage II Gasoline Vapor Recovery RACT Requirements for Major Sources of VOC

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** EPA proposes to approve State Implementation Plan (SIP) revisions submitted by the District of Columbia consisting of amendments for reasonably available control technology (RACT) requirements for major sources of volatile organic compounds (VOC) and Stage II gasoline vapor recovery requirements. In the "Rules and Regulations" section of this **Federal Register**, EPA is approving the District's SIP submittals as a direct final rule without prior proposal because the Agency views these as noncontroversial submittals and anticipates no adverse comments. A rationale for the approval is set forth in the direct final rule. A more detailed description of the District's submittals and EPA's evaluation are included in a Technical Support Document (TSD) prepared in support of this rulemaking action. A copy of the TSD is available, upon request, from the EPA Regional Office listed in the ADDRESSES section of this document. If EPA receives no adverse comments, EPA will not take further action on this proposed rule. If EPA receives adverse comments, EPA will withdraw the direct final rule and it will not take effect. EPA will address all public comments in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period on this action. Any parties interested in commenting on this action should do so at this time.

**DATES:** Comments must be received in writing by November 26, 1999.

**ADDRESSES:** Written comments should be addressed to David L. Arnold, Chief, Ozone & Mobile Sources Branch, Mailcode 3AP21, U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103. Copies of the documents relevant to this action are available for public inspection during normal business hours at the Air Protection Division, U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103 and

the District of Columbia Department of Public Health, Air Quality Division, 51 N Street, NE, Washington, DC 20002.

**FOR FURTHER INFORMATION CONTACT:** Cristina Fernandez, (215) 814-2178, at the EPA Region III address above, or by e-mail at fernandez.cristina@epa.gov.

**SUPPLEMENTARY INFORMATION:** For further information, please see the information provided in the direct final action, with the same title, that is located in the "Rules and Regulations" section of this **Federal Register** publication.

Dated: October 5, 1999.

**Thomas C. Voltaggio,**

*Acting Regional Administrator,  
Region III.*

[FR Doc. 99-26850 Filed 10-26-99; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Part 62

[PA022-4089; FRL-6456-5]

#### Approval and Promulgation of State Air Quality Plans for Designated Facilities and Pollutants; Pennsylvania; Control of Total Reduced Sulfur Emissions from Existing Kraft Pulp Mills

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** EPA proposes to approve Pennsylvania's Section 111(d) plan for the purpose of controlling total reduced sulfur (TRS) emissions from existing kraft pulp mills. In the final rules section of the **Federal Register**, EPA is approving this plan. A detailed rationale for the approval is set forth in the direct final rule. If no adverse comments are received in response to this action, no further activity is contemplated in relation to this rule. If EPA receives relevant adverse comments, the direct final rule will be withdrawn and all public comments received will be addressed in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period on this document. Any parties interested in commenting on this document should do so at this time.

**DATES:** Comments must be received in writing by November 26, 1999.

**ADDRESSES:** Comments may be mailed to Harold A. Frankford, Office of Air Programs, Mail Code 3AP20, Environmental Protection Agency, Regional III, 1650 Arch Street, Philadelphia, PA 19103. Copies of the

documents relevant to this action are available for public inspection during normal business hours at the following locations: Air Protection Division, Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103; and the Pennsylvania Department of Environmental Protection, Bureau of Air Quality, P.O. Box 8468, 400 Market Street, Harrisburg, Pennsylvania 17105.

**FOR FURTHER INFORMATION CONTACT:** Harold A. Frankford (215) 814-2108, or by e-mail at frankford.harold@epamail.epa.gov.

**SUPPLEMENTARY INFORMATION:** See the information provided in the direct final rule, with the same title, which is located in the Rules and Regulations section of the **Federal Register**.

Dated: September 30, 1999.

**Thomas Voltaggio,**

*Acting Regional Administrator, EPA Region III.*

[FR Doc. 99-26854 Filed 10-26-99; 8:45 am]

BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

### 40 CFR Parts 80, 85 and 86

[AMS-FRL-6463-7]

RIN 2060-AI23

#### Control of Air Pollution from New Motor Vehicles: Proposed Tier 2 Motor Vehicle Emissions Standards and Gasoline Sulfur Control Requirements

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Provision of Supplemental Information and Request for Comment.

**SUMMARY:** EPA published a Notice of Proposed Rulemaking (NPRM) on May 13, 1999, proposing a major program designed to significantly reduce the emissions from new passenger cars and light trucks, including pickup trucks, minivans, and sport-utility vehicles (the "Tier 2 program"). The proposed program combines requirements for cleaner vehicles and requirements for lower levels of sulfur in gasoline. A supplemental notice was published on June 30, 1999, clarifying the May 13, 1999, proposal in light of a May 14, 1999, ruling by a panel of the Court of Appeals for the District of Columbia regarding the recently promulgated national ambient air quality standards (NAAQS) for ozone and PM. Our supplemental notice also provided additional modeling information not included in the May 13, 1999, proposal regarding 1-hour ozone levels for areas

where the 1-hour ozone standard currently applies.

In light of the uncertain status of the 8-hour ozone standard resulting from the Court of Appeals' ruling, EPA recently issued a Notice of Proposed Rulemaking on October 20, 1999, proposing to rescind our earlier findings that the 1-hour ozone standard is no longer applicable in certain areas that have attained the standard. Today's document explains how the October 20, 1999, reinstatement proposal relates to the May 13 proposal on vehicle and gasoline standards. Today's document also provides additional 1-hour ozone modeling and monitoring information for areas that would be affected by the proposed action.

**DATES:** *Comments:* We must receive your comments on this document by December 1, 1999.

**ADDRESSES:** *Comments:* You may send written comments in paper form or by E-mail. Send paper copies of written comments (in duplicate if possible) on the information in this document to Public Docket No. A-97-10 at the following address: US Environmental Protection Agency (EPA), Air Docket (6102), Room M-1500, 401 M Street, SW, Washington, DC 20460. If possible, we also encourage you to send an electronic copy of your comments (in ASCII format) to the docket by e-mail to A-and-R-Docket@epa.gov or on a 3.5 inch diskette accompanying your paper copy. If you wish, you may send your comments by E-mail to the docket at the address listed above without the submission of a paper copy, but a paper copy will ensure the clarity of your comments.

Please also send a separate paper copy to the contact person listed below. If you send comments by E-mail alone, we ask that you send a copy of the E-mail message that contains the comments to the contact person listed below.

EPA's Air Docket is open from 8 a.m. to 5:30 p.m., Monday through Friday, except on government holidays. You can reach the Air Docket by telephone at (202) 260-7548 and by facsimile at (202) 260-4400. We may charge a reasonable fee for copying docket materials, as provided in 40 CFR Part 2.

**FOR FURTHER INFORMATION CONTACT:** Carol Connell, U.S. EPA, National Vehicle and Fuels Emission Laboratory, 2000 Traverwood, Ann Arbor MI 48105; Telephone (734) 214-4349, FAX (734) 214-4816, E-mail [connell.carol@epa.gov](mailto:connell.carol@epa.gov).

For information on ozone modeling for Beaumont-Port Arthur, Texas, contact Mick Cote, U.S. EPA, Fountain Place 12th Floor Suite 1200, 1445 Ross