

EFFECTIVE DATE: July 15, 2002.

FOR FURTHER INFORMATION CONTACT: Rich Robuck, Readiness, Response and Recovery and Directorate, Federal Emergency Management Agency, Washington, DC 20472, (202) 646-2705 or *Rich.Robuck@fema.gov*.

SUPPLEMENTARY INFORMATION: The notice of a major disaster declaration for the State of Minnesota is hereby amended to include the following areas among those areas determined to have been adversely affected by the catastrophe declared a major disaster by the President in his declaration of June 14, 2002:

Goodhue and Hubbard Counties for Public Assistance.

Itasca, McLeod, and Wright Counties for Public Assistance (already designated for Individual Assistance).

(The following Catalog of Federal Domestic Assistance Numbers (CFDA) are to be used for reporting and drawing funds: 83.537, Community Disaster Loans; 83.538, Cora Brown Fund Program; 83.539, Crisis Counseling; 83.540, Disaster Legal Services Program; 83.541, Disaster Unemployment Assistance (DUA); 83.542, Fire Suppression Assistance; 83.543, Individual and Family Grant (IFG) Program; 83.544, Public Assistance Grants; 83.545, Disaster Housing Program; 83.548, Hazard Mitigation Grant Program)

Joe M. Allbaugh,

Director.

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FEDERAL EMERGENCY MANAGEMENT AGENCY

[FEMA-1425-DR]

Texas; Amendment No. 4 to Notice of a Major Disaster Declaration

AGENCY: Federal Emergency Management Agency (FEMA).

ACTION: Notice.

SUMMARY: This notice amends the notice of a major disaster for the State of Texas, (FEMA-1425-DR), dated July 4, 2002, and related determinations.

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SUPPLEMENTARY INFORMATION: Notice is hereby given that, effective this date and pursuant to the authority vested in the Director of the Federal Emergency Management Agency under Executive Order 12148, I hereby appoint Scott Wells of the Federal Emergency

Management Agency to act as the Federal Coordinating Officer for this declared disaster.

This action terminates my appointment of Sandra L. Coachman as Federal Coordinating Officer for this disaster.

(The following Catalog of Federal Domestic Assistance Numbers (CFDA) are to be used for reporting and drawing funds: 83.537, Community Disaster Loans; 83.538, Cora Brown Fund Program; 83.539, Crisis Counseling; 83.540, Disaster Legal Services Program; 83.541, Disaster Unemployment Assistance (DUA); 83.542, Fire Suppression Assistance; 83.543, Individual and Family Grant (IFG) Program; 83.544, Public Assistance Grants; 83.545, Disaster Housing Program; 83.548, Hazard Mitigation Grant Program)

Joe M. Allbaugh,

Director.

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Medicare & Medicaid Services

Privacy Act of 1974; Report of Modified or Altered System

AGENCY: Department of Health and Human Services (HHS) Centers for Medicare & Medicaid Services (CMS)(formerly the Health Care Financing Administration).

ACTION: Notice of modified or altered System of Records (SOR).

SUMMARY: In accordance with the requirements of the Privacy Act of 1974, we are proposing to modify or alter an SOR, "Medicare Health Maintenance Organizations/Competitive Medical Plans Beneficiary Reconsideration System (MBRS)," System No. 09-70-4003. We propose to change the name of the system to read "Medicare Managed Care Beneficiary Reconsideration (RECON) System," to reflect the change in the programs related to this activity. The language in published routine use number 3 will be modified to more accurately reflect activities currently performed by contractors and consultants. We propose to delete published routine use number 5, pertaining to "a state insurance commissioner * * *" and an unnumbered routine use authorizing disclosure to the Social Security Administration (SSA). Access to the data for these activities will be accomplished by adding a new routine use which authorizes release of

information in this system to "another Federal and/or state agency, agency of a state government, an agency established by state law, or its fiscal agent."

Disclosure of information to Quality Improvement Organizations (QIO) (formerly Peer Review Organizations) as stated in published routine use number 5 will be treated as a new routine use and prioritized as routine use number 4. We propose to modify the language of published routine use number 4 pertaining to "a third party" to limit disclosures authorized under this routine use and to provide clarity to the circumstances for disclosures. Third parties will be treated as a new routine use and prioritized as routine use number 3.

The security classification previously reported as "None" will be modified to reflect that the data in this system are considered to be "Level Three Privacy Act Sensitive." We are modifying the language in the remaining routine uses to provide clarity to CMS's intention to disclose individual-specific information contained in this system. The routine uses will then be prioritized and reordered according to their proposed usage. We will also take the opportunity to update any sections of the system that were affected by recent reorganizations and to update language in the administrative sections to correspond with language used in other CMS SORs.

The primary purpose of the system is to collect and maintain information necessary to process requests for reconsideration of service requests or claims by or on behalf of Medicare managed care enrollees, promote the effectiveness and integrity of the Medicare managed care program, and reply to future correspondence related to the case. Information in this system will also be disclosed to: (1) Support regulatory and policy functions performed within the Agency or by a contractor or consultant, (2) another Federal and/or state agency, agency of a state government, an agency established by state law, or its fiscal agent, (3) third party contacts, (4) QIOs, (5) support constituent requests made to a congressional representative, (6) support litigation involving the Agency related to this SOR, and (7) combat fraud and abuse in certain health care programs. We have provided background information about the modified system in the "Supplementary Information" section below. Although the Privacy Act requires only that CMS provide an opportunity for interested persons to comment on the proposed routine uses, CMS invites comments on all portions of this notice. See "Effective Dates" section for comment period.