

**SYSTEM MANAGER AND ADDRESS:**

For Headquarters and components of DHS, the System Manager is the Director of Departmental Disclosure, Department of Homeland Security, Washington, DC 20528. For components of DHS, the System Manager can be found at <http://www.dhs.gov/foia> under "contacts."

**NOTIFICATION PROCEDURE:**

Individuals seeking notification of and access to any record contained in this system of records, or seeking to contest its content, may submit a request in writing to the Headquarters' or component's FOIA Officer, whose contact information can be found at <http://www.dhs.gov/foia> under "contacts." If an individual believes more than one component maintains Privacy Act records concerning him or her the individual may submit the request to the Chief Privacy Officer, Department of Homeland Security, 245 Murray Drive, SW., Building 410, STOP-0550, Washington, DC 20528.

When seeking records about yourself from this system of records or any other Departmental system of records your request must conform with the Privacy Act regulations set forth in 6 CFR Part 5. You must first verify your identity, meaning that you must provide your full name, current address and date and place of birth. You must sign your request, and your signature must either be notarized or submitted under 28 U.S.C. 1746, a law that permits statements to be made under penalty of perjury as a substitute for notarization. While no specific form is required, you may obtain forms for this purpose from the Director, Disclosure and FOIA, <http://www.dhs.gov> or 1-866-431-0486. In addition you should provide the following:

- An explanation of why you believe the Department would have information on you,
- Identify which component(s) of the Department you believe may have the information about you,
- Specify when you believe the records would have been created,
- Provide any other information that will help the FOIA staff determine which DHS component agency may have responsive records,
- If your request is seeking records pertaining to another living individual, you must include a statement from that individual certifying his/her agreement for you to access his/her records.

Without this bulleted information the component(s) may not be able to conduct an effective search, and your request may be denied due to lack of

specificity or lack of compliance with applicable regulations.

**RECORD ACCESS PROCEDURES:**

See "Notification procedure" above.

**CONTESTING RECORD PROCEDURES:**

See "Notification procedure" above.

**RECORD SOURCE CATEGORIES:**

Sources of information include: individuals who are the subject of the investigation or inquiry, employers, law enforcement organizations, members of the public, witnesses, education institutions, government agencies, credit bureaus, references, neighborhood checks, confidential sources, medical service providers, personal interviews, photographic images, military, financial institutions, citizenship, birth and tax records, and the applicant's, employee's or contractor's personnel history and application forms.

**EXEMPTIONS CLAIMED FOR THE SYSTEM:**

The Secretary of Homeland Security has exempted this system from subsections (c)(3) and (4); (d); (e)(1), (2), (3), (5), and (8); and (g) of the Privacy Act pursuant to 5 U.S.C. 552a(j)(2). In addition, the Secretary of Homeland Security has exempted this system from subsections (c)(3), (d), (e)(1), (e)(4)(G), (H), (I), and (f) of the Privacy Act pursuant to 5 U.S.C. 552a(k)(1), (2), (k)(3), and (5).

Dated: November 6, 2008.

**Hugo Teufel III,**

*Chief Privacy Officer, Department of Homeland Security.*

[FR Doc. E8-27091 Filed 11-13-08; 8:45 am]

**BILLING CODE 4410-10-P**

**DEPARTMENT OF HOMELAND SECURITY****Office of the Secretary****Privacy Act of 1974; Retirement of System of Records**

**AGENCY:** Privacy Office, DHS.

**ACTION:** Notice of the retirement of one Privacy Act system of records notice.

**SUMMARY:** In accordance with the Privacy Act of 1974, the Department of Homeland Security is giving notice that it proposes to retire the following Privacy Act system of records notice, Treasury/CS.064 (October 18, 2001), from its inventory of record systems and rely upon the Government-wide system of records notice issued by the General Services Administration, GSA/GOVT-6 GSA SmartPay Purchase Charge Card Program (November 3, 2006), which is

written to cover all Federal government purchase charge card record systems.

**DATES:** These changes will take effect on December 15, 2008.

**FOR FURTHER INFORMATION CONTACT:**

Hugo Teufel III, Chief Privacy Officer, Department of Homeland Security, Washington, DC 20528, by telephone (703) 235-0780 or facsimile (703) 235-0442.

**SUPPLEMENTARY INFORMATION:** Pursuant to the provisions of the Privacy Act of 1974, 5 U.S.C. 552a, and as part of its ongoing integration and management efforts, the Department of Homeland Security (DHS) is retiring the system of records notice, Treasury/CS.064 Purchase Card Files (66 FR 52984 October 18, 2001), that was issued by the Customs Service, Department of the Treasury prior to the creation of the Department of Homeland Security.

DHS will continue to collect and maintain records regarding individuals who are in possession of Department purchase cards and will rely upon the existing Federal Government-wide system of records notice titled GSA/GOVT-6 GSA SmartPay Purchase Charge Card Program (71 FR 64707 November 3, 2006), which is written to cover all Federal purchase charge card record systems.

Eliminating this notice will have no adverse impacts on individuals, but will promote the overall streamlining and management of DHS Privacy Act record systems.

**Hugo Teufel III,**

*Chief Privacy Officer, Department of Homeland Security.*

[FR Doc. E8-27096 Filed 11-13-08; 8:45 am]

**BILLING CODE 4410-10-P**

**DEPARTMENT OF HOMELAND SECURITY**

[Docket No. DHS-2008-0112]

**Review and Revision of the National Infrastructure Protection Plan**

**AGENCY:** National Protection and Programs Directorate, DHS.

**ACTION:** Notice and request for comments.

**SUMMARY:** This notice informs the public that the Department of Homeland Security (DHS) is currently revising the 2006 National Infrastructure Protection Plan (NIPP) and, as part of a comprehensive national review process, solicits public comment on issues or language in this draft document that need to be updated during this triennial review cycle.

**DATES:** Written comments must be submitted on or before December 1, 2008.

**ADDRESSES:** Comments must be identified by docket number DHS–2008–0112 and may be submitted by one of the following methods:

- Federal Rulemaking Portal: <http://www.regulations.gov>. Follow the instructions for submitting comments.
- Mail: Charles H. Davis, NIPP Program Management Office, Mail Stop 8530, Department of Homeland Security, 245 Murray Lane, SW., Washington, DC 20528–8530.

**FOR FURTHER INFORMATION CONTACT:**

Larry L. May, NIPP Program Management Office, Partnership and Outreach Division, Office of Infrastructure Protection, National Protection and Programs Directorate, Department of Homeland Security, Washington, DC 20528, 703–235–3648 or [NIPP@dhs.gov](mailto:NIPP@dhs.gov).

**SUPPLEMENTARY INFORMATION:**

**I. Public Participation**

DHS invites interested persons to contribute suggestions and comments for the revision of the National Infrastructure Protection Plan (NIPP) by submitting written data, views, or arguments. Comments that will provide the most assistance to DHS in revising the NIPP will explain the reason for any recommended changes to the NIPP and include data, information, or authority that supports such recommended changes. Identifying the proposed changes by page and line number, and/or Figure/Table number is requested. DHS first solicited comments, issues and/or language on the 2006 NIPP as part of this triennial NIPP revision, in a previous **Federal Register** Notice published on June 6, 2008, (72 FR 32341). All of the public comments received in response to the June 6, 2008, notice have been reviewed, adjudicated and as appropriate revisions have been incorporated into the draft 2009 National Infrastructure Protection Plan which is available for review in docket DHS–2008–0112 on [www.regulations.gov](http://www.regulations.gov).

Once all comments are received in response to this notice, they will be adjudicated, addressed, and DHS will distribute the revised NIPP for inter-agency review and concurrence through the Homeland Security Council (HSC) process. Upon receipt and adjudication of the comments resulting from the HSC review, a final document will be prepared for review and signature by the Secretary of Homeland Security and the respective heads of the federal

departments and agencies in preparation for its reissue.

The 2009 reissue of the NIPP will represent the culmination of a comprehensive national review process involving the collaboration of critical infrastructure and key resources (CIKR) protection partners at all levels of government and the private sector; the consideration and inclusion of comments from the American public; and the benefit of shared knowledge and experience resulting from the robust public-private partnership established through the NIPP sector partnership model. Because of the open and collaborative process being used to review and update the document, the 2009 NIPP will be of maximum value to all CIKR protection partners and the public.

*Instructions:* All submissions received must include the agency name and docket number for this action. All comments received will be posted without change to <http://www.regulations.gov>, including any personal information provided. You may submit your comments and material by one of the methods specified in the **ADDRESSES** section above. Please submit your comments and material by only one means to avoid the receipt and review of duplicate submissions. If you submit comments by mail, your submission should be an unbound document and no larger than 8.5 by 11 inches to enable copying and electronic document management. If you want DHS to acknowledge receipt of comments by mail, please include with your comments a self-addressed, stamped postcard that includes the docket number for this action. We will date your postcard and return it to you via U.S. mail.

All comments or recommended changes should be identified by page and line number, and/or Figure or Table number.

*Docket:* Background documents and comments received can be viewed at <http://www.regulations.gov>.

**II. Background**

The NIPP sets forth a comprehensive risk management framework and clearly defines critical infrastructure protection roles and responsibilities for the DHS; Sector-Specific Agencies (SSAs); and other Federal, State, regional, local, tribal, territorial, and private-sector partners. The NIPP provides a coordinated approach for establishing national priorities, goals, and requirements for infrastructure protection so that funding and resources are applied in the most effective manner. The NIPP risk management

framework responds to an evolving risk landscape; as such, there will always be changes to the NIPP—from relatively minor to more significant. The 2006 NIPP established the requirement to conduct a comprehensive review of the NIPP and fully reissue the plan every three years to ensure that it is current and of maximum value to all security partners as a national unifying plan for critical infrastructure protection. However, it is also important to provide periodic reviews to identify and address significant issues so that all NIPP partners are aware of these issues and their potential impact. Review of the NIPP in response to the June 2008 FRN provided proposed changes. The purpose of this notice is to invite interested parties to review the resulting draft of the revised NIPP (see <http://www.regulations.gov>) and propose edits and changes to this new document. Note that a detailed technical edit and check of acronyms will be conducted when all the comments are incorporated.

**III. Initial List of Issues To Be Updated in the NIPP**

Since the NIPP was released in June 2006, DHS and its partners have been working to implement the risk management framework and the sector partnership model to protect the Nation's CIKR. Throughout this implementation, DHS has engaged the NIPP feedback mechanisms to capture lessons learned and issues that need to be revised and updated in future versions of the NIPP. This section presents a brief summary of some of these issues to serve as a guide to reviewers and commenters in their review of the draft revised NIPP:

- Publishing the Sector Specific Plans (SSPs).
- Establishment of Critical Manufacturing as the 18th CIKR sector and designation of Education as a subsector of Government Facilities.
- Expansion of the sector partnership model to include the geographically focused Regional Consortium Coordinating Council (RCCC).
- Integration with State and local fusion centers.
- Evolution of the National Asset Database (NADB) to the Infrastructure Information Collection System (IICS) and the Infrastructure Data Warehouse (IDW).
- Developments in the programs, approaches, and tools used to implement the NIPP risk management framework.
- Updates on risk methodologies, information sharing mechanisms, and other DHS-led programs.

- Expansion and revision of the metrics discussion under the NIPP risk management framework.
- Description of additional Homeland Security Presidential Directives, National Strategies, and legislation.
- Release of the Chemical Facility Anti-Terrorism Standards (CFATS), regulating a segment of those industries that involve the production, use, and storage of high-risk chemicals.
- Discussion of expanded education, training, outreach, and exercise programs.
- Evolution from the National Response Plan (NRP) to the National Response Framework (NRF).
- Inclusion of further information on research and development and modeling, simulation, and analysis efforts.

Additionally, the revised NIPP integrates the concepts of resiliency and protection and broadens the focus of NIPP-related programs and activities to the all-hazards environment.

While the basic structure and principles have not changed, changes have been made throughout the document and interested parties are encouraged to read the portions of interest to them carefully. For purposes of review, the draft revised NIPP can be found at <http://www.regulations.gov>.

**Robert B. Stephan,**

*Assistant Secretary, Office of Infrastructure Protection, Department of Homeland Security.*

[FR Doc. E8-27106 Filed 11-13-08; 8:45 am]

**BILLING CODE 4410-10-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

[FEMA-1795-DR]

**Indiana; Amendment No. 6 to Notice of a Major Disaster Declaration**

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Notice.

**SUMMARY:** This notice amends the notice of a major disaster declaration for the State of Indiana (FEMA-1795-DR), dated September 23, 2008, and related determinations.

**DATES:** *Effective Date:* November 5, 2008.

**FOR FURTHER INFORMATION CONTACT:** Peggy Miller, Disaster Assistance Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-3886.

**SUPPLEMENTARY INFORMATION:** The notice of a major disaster declaration for the State of Indiana is hereby amended to include the following areas among those areas determined to have been adversely affected by the event declared a major disaster by the President in his declaration of September 23, 2008.

Franklin, Gibson, Ohio, Orange, Ripley, Vanderburgh, and Warrick Counties for Individual Assistance (already designated for Public Assistance).

Jasper, Posey, and St. Joseph Counties for Individual Assistance.

(The following Catalog of Federal Domestic Assistance Numbers (CFDA) are to be used for reporting and drawing funds: 97.030, Community Disaster Loans; 97.031, Cora Brown Fund; 97.032, Crisis Counseling; 97.033, Disaster Legal Services; 97.034, Disaster Unemployment Assistance (DUA); 97.046, Fire Management Assistance Grant; 97.048, Disaster Housing Assistance to Individuals and Households in Presidentially Declared Disaster Areas; 97.049, Presidentially Declared Disaster Assistance—Disaster Housing Operations for Individuals and Households; 97.050, Presidentially Declared Disaster Assistance to Individuals and Households—Other Needs; 97.036, Disaster Grants—Public Assistance (Presidentially Declared Disasters); 97.039, Hazard Mitigation Grant.)

**R. David Paulson,**

*Administrator, Federal Emergency Management Agency.*

[FR Doc. E8-27036 Filed 11-13-08; 8:45 am]

**BILLING CODE 9111-23-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Federal Emergency Management Agency**

[FEMA-1808-DR]

**Kansas; Major Disaster and Related Determinations**

**AGENCY:** Federal Emergency Management Agency, DHS.

**ACTION:** Notice.

**SUMMARY:** This is a notice of the Presidential declaration of a major disaster for the State of Kansas (FEMA-1808-DR), dated October 31, 2008, and related determinations.

**DATED:** *Effective Date:* October 31, 2008.

**FOR FURTHER INFORMATION CONTACT:** Peggy Miller, Disaster Assistance Directorate, Federal Emergency Management Agency, 500 C Street, SW., Washington, DC 20472, (202) 646-3886.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that, in a letter dated October 31, 2008, the President issued a major disaster declaration under the authority of the Robert T. Stafford

Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121-5207 (the Stafford Act), as follows:

I have determined that the damage in certain areas of the State of Kansas resulting from severe storms, flooding, and tornadoes during the period of September 11-17, 2008, is of sufficient severity and magnitude to warrant a major disaster declaration under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121-5207 (the Stafford Act). Therefore, I declare that such a major disaster exists in the State of Kansas.

In order to provide Federal assistance, you are hereby authorized to allocate from funds available for these purposes such amounts as you find necessary for Federal disaster assistance and administrative expenses.

You are authorized to provide Public Assistance in the designated areas, Hazard Mitigation throughout the State, and any other forms of assistance under the Stafford Act that you deem appropriate. Consistent with the requirement that Federal assistance be supplemental, any Federal funds provided under the Stafford Act for Hazard Mitigation will be limited to 75 percent of the total eligible costs. Federal funds provided under the Stafford Act for Public Assistance also will be limited to 75 percent of the total eligible costs, except for any particular projects that are eligible for a higher Federal cost-sharing percentage under the FEMA Public Assistance Pilot Program instituted pursuant to 6 U.S.C. 777. If Other Needs Assistance under Section 408 of the Stafford Act is later requested and warranted, Federal funding under that program also will be limited to 75 percent of the total eligible costs.

Further, you are authorized to make changes to this declaration to the extent allowable under the Stafford Act.

The Federal Emergency Management Agency (FEMA) hereby gives notice that pursuant to the authority vested in the Administrator, under Executive Order 12148, as amended, Michael L. Karl, of FEMA is appointed to act as the Federal Coordinating Officer for this major disaster.

The following areas of the State of Kansas have been designated as adversely affected by this major disaster:

Anderson, Butler, Chase, Cowley, Greenwood, Harper, Harvey, Russell, and Sumner Counties for Public Assistance. All counties within the State of Kansas are eligible to apply for assistance under the Hazard Mitigation Grant Program.

(The following Catalog of Federal Domestic Assistance Numbers (CFDA) are to be used for reporting and drawing funds: 97.030, Community Disaster Loans; 97.031, Cora Brown Fund; 97.032, Crisis Counseling; 97.033, Disaster Legal Services; 97.034, Disaster Unemployment Assistance (DUA); 97.046, Fire Management Assistance Grant; 97.048, Disaster Housing Assistance to Individuals and Households in Presidentially Declared Disaster Areas; 97.049, Presidentially Declared Disaster Assistance—