DATES: The teleconference call will take place on Tuesday, 13 January, 2009, at 2–3 p.m. EST.

ADDRESSES: Members of the public may join the call by calling 1–800–882–3610, to be followed by this PIN, 178234#. Members of the public are welcome to monitor the call; however, the number of teleconference lines is limited and available on a first-come, first-served basis. Questions or Comments must be identified by DHS–2008–0204 and may be submitted by one of the following methods:

- Federal eRulemaking Portal: http://www.regulations.gov. Follow the instructions for submitting questions or comments.

- E-mail: Niklaus.Welter@dhs.gov. Include the docket number, DHS–2008–0204 in the subject line of the message.

- Fax: 202–282–8806.


Instructions: All submissions received must include the words “Department of Homeland Security” and the docket number for this action. Comments received will be posted without alteration at http://www.regulations.gov, including any personal information provided.

Docket: For access to the docket to read background documents or comments received by the Homeland Security Information Network Advisory Committee, go to http://www.regulations.gov.


SUPPLEMENTARY INFORMATION: Notice of this meeting is given under the Federal Advisory Committee Act, 5 U.S.C. App. (Pub. L. 92–463). The Homeland Security Information Network Advisory Committee will have a conference call to discuss implementation efforts associated with the Next Generation of the Homeland Security Information Network. The Homeland Security Information Network Advisory Committee provides advice and recommendations to the Secretary through the Director, Operations Coordination and Planning on matters relating to gathering and incorporating user requirements into the Homeland Security Information Network.

The Committee will discuss the above issues from approximately 2–3 p.m. EST. Teleconference Call dates may be subject to change. Please contact Niklaus Welter in advance of the call to confirm that the call will take place.

The chairperson of the Homeland Security Information Network Advisory Committee shall conduct the teleconference in a way that will, in his judgment, facilitate the orderly conduct of business. Please note that the teleconference may end early if all business is completed.

Information on Services for Individuals With Disabilities
For information on facilities or services for individuals with disabilities or to request special assistance at the meeting, contact Niklaus Welter as soon as possible.

Roger T. Rufe, Jr.,
Director, Operations Coordination and Planning.

BILLING CODE 4410–10–P

DEPARTMENT OF HOMELAND SECURITY

Office of the Secretary

[Docket No. DHS–2008–0127]


AGENCY: Privacy Office; DHS.

ACTION: Notice of Privacy Act system of records.

SUMMARY: In accordance with the Privacy Act of 1974 and as part of the Department of Homeland Security’s ongoing effort to review and update legacy system of records notices, the Department of Homeland Security is giving notice that it proposes to update and reissue the following legacy record system FEMA/GOVT–1 National Defense Executive Reserve System as a Department of Homeland Security/Federal Emergency Management Agency/Federal Government system of records notice titled, DHS/FEMA/GOVT–001 National Defense Executive Reserve System. Categories of individuals, categories of records, and the routine uses of this legacy system of records notice have been reviewed and updated to better reflect the Department of Homeland Security/Federal Emergency Management Agency/Federal Government National Defense Executive Reserve records. This new system will be included in the Department of Homeland Security’s inventory of record systems.

DATES: Written comments must be submitted on or before February 6, 2009.

ADDRESSES: You may submit comments, identified by docket number DHS–2008–0127 by one of the following methods:

- Fax: 703–483–2999.

Instructions: All submissions received must include the agency name and docket number for this rulemaking. All comments received will be posted without change and may be read at http://www.regulations.gov, including any personal information provided.

Docket: For access to the docket, to read background documents, or comments received, go to http://www.regulations.gov.


SUPPLEMENTARY INFORMATION:

I. Background


As part of its efforts to streamline and consolidate its record systems, DHS is updating and reissuing a system of records under the Privacy Act (5 U.S.C. 552a) that deals with the National Defense Executive Reserve. Individuals of the National Defense Executive Reserve voluntarily apply for assignments. Some individuals are already government employees and others are private sector employees who would not be considered government employees unless asked to perform emergency duties after the President of the United States declares a mobilization. Assignments are made in three year increments and may either be redesignated or terminated. Individuals
may, at any time, request voluntarily termination. This record system will allow the Federal Government to collect and preserve records regarding applicants for and members of the National Defense Executive Reserve. The collection and maintenance of this information will assist the Federal Government in coordinating and administering the National Defense Executive Reserve.

In accordance with the Privacy Act of 1974 and as part of DHS’s ongoing effort to review and update legacy system of records notices, DHS is giving notice that it proposes to update and reissue the following legacy record system DHS/FEMA/GOVT–1 National Defense Executive Reserve System (55 FR 37182 September 7, 1990) as a DHS/FEMA/ Federal Government system of records notice titled, DHS/FEMA/GOVT–001 National Defense Executive Reserve System. Categories of individuals and categories of records have been reviewed, and the routine uses of this legacy system of records notice have been updated to better reflect the DHS/FEMA/Federal Government’s National Defense Executive Reserve records. This new system will be included in DHS’s inventory of record systems.

II. Privacy Act

The Privacy Act embodies fair information principles in a statutory framework governing the means by which the United States Government collects, maintains, uses, and disseminates individuals’ records. The Privacy Act applies to information that is maintained in a “system of records.” A “system of records” is a group of any records under the control of an agency for which information is retrieved by the name of an individual or by some identifying number, symbol, or other identifying particular assigned to the individual. In the Privacy Act, an individual is defined to encompass United States citizens and lawful permanent residents. As a matter of policy, DHS extends administrative Privacy Act protections to all individuals where systems of records maintain information on U.S. citizens, lawful permanent residents, and visitors. Individuals may request access to their own records that are maintained in a system of records in the possession or under the control of DHS by complying with DHS Privacy Act regulations, 6 CFR Part 5.

The Privacy Act requires each agency to publish in the Federal Register a description denoting the type and character of each system of records that the agency maintains, and the routine uses that are contained in each system in order to make agency record keeping practices transparent, to notify individuals regarding the uses of their records, and to assist individuals to more easily find such files within the agency. Below is the description of the National Defense Executive Reserve System of Records.

In accordance with 5 U.S.C. 552a(r), DHS has provided a report of this updated system of records to the Office of Management and Budget and to Congress.

System of Records
DHS/FEMA/GOVT–001

SYSTEM NAME:

SECURITY CLASSIFICATION:
Unclassified.

SYSTEM LOCATION:
Records may be maintained in the personnel office, emergency preparedness unit, or other designated offices located at the local installation of the department or agency which currently employs the individual.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:
Categories of individuals include applicants for and members of the National Defense Executive Reserve assignments.

CATEGORIES OF RECORDS IN THE SYSTEM:
Categories of records in this system include:
• FEMA Form 85–3, National Defense Executive Reserve Personal Qualifications Statement. This Form includes:
  • Individual’s name;
  • Social security number;
  • Home mailing address;
  • Home telephone number;
  • Home e-mail address;
  • Date of birth;
  • Birthplace;
  • Employment experience; and
  • Professional memberships.
• Other personnel and administrative records, skills inventory, training data, and other related records necessary to coordinate and administer the program.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

PURPOSE(S):
The purpose of this system is to collect and preserve records regarding applicants for and members of the National Defense Executive Reserve. The collection and maintenance of this information will assist the Federal Government in coordinating and administering the National Defense Executive Reserve.

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, all or a portion of the records of information contained in this system may be disclosed outside DHS as a routine use pursuant to 5 U.S.C. 552a(b)(3) as follows:

A. To the Department of Justice or other Federal agency conducting litigation or in proceedings before any court, adjudicative or administrative body, when it is necessary to the litigation and one of the following is a party to the litigation or has an interest in such litigation:
1. DHS or any component thereof;
2. Any employee of DHS in his/her official capacity;
3. Any employee of DHS in his/her individual capacity where DOJ or DHS has agreed to represent the employee;
4. The United States or any agency thereof, is a party to the litigation or has an interest in such litigation, and DHS determines that the records are both relevant and necessary to the litigation and the use of such records is compatible with the purpose for which DHS collected the records.
B. To a congressional office from the record of an individual in response to an inquiry from that congressional office made at the request of the individual about whom the record pertains.
C. To the National Archives and Records Administration or other Federal government agencies pursuant to records management inspections being conducted under the authority of 44 U.S.C. 2904 and 2906.
D. To an agency, organization, or individual for the purpose of performing audit or oversight operations as authorized by law, but only such information as is necessary and relevant to such audit or oversight function.
E. To appropriate agencies, entities, and persons when:
1. DHS suspects or has confirmed that the security or confidentiality of information in the system of records has been compromised;
2. The Department has determined that as a result of the suspected or confirmed compromise there is a risk of harm to economic or property interests, identity theft or fraud, or harm to the
security or integrity of this system or
other systems or programs (whether
maintained by DHS or another agency or
entity) or harm to the individual who
relies upon the compromised
information; and

3. The disclosure made to such
agencies, entities, and persons is
reasonably necessary to assist in
connection with DHS’s efforts to
respond to the suspected or confirmed
compromise and prevent, minimize, or
remedy such harm.

F. To contractors and their agents,
grantees, experts, consultants, and
others performing or working on a
contract, service, grant, cooperative
agreement, or other assignment for DHS,
when necessary to accomplish an
agency function related to this system of
records. Individuals provided
information under this routine use are
subject to the same Privacy Act
requirements and limitations on
disclosure as are applicable to DHS
officials and employees.

G. To an appropriate Federal, State,
tribal, local, international, or foreign law
enforcement agency or other appropriate
authority charged with investigating or
prosecuting a violation or enforcing or
implementing a law, rule, regulation, or
order, where a record, either on its face
or in conjunction with other
information, indicates a violation or
potential violation of law, which
includes criminal, civil, or regulatory
violations and such disclosure is proper
and consistent with the official duties of
the person making the disclosure.

H. To the Association of the National
Defense Executive Reserve and the
National Defense Executive Reserve
Conference Association to facilitate
training and relevant information
dissemination efforts for reservists in
the National Defense Executive Reserve.

I. To an appropriate Federal, State,
local, tribal, foreign, or international
agency, if the information is relevant
and necessary to a requesting agency’s
decision concerning the hiring or
retention of an individual, or issuance of
a security clearance, license, contract,
grant, or other benefit, or if the
information is relevant and necessary to
a DHS decision concerning the hiring or
retention of an employee, the issuance of
a security clearance, the reporting of
an investigation of an employee, the
letting of a contract, or the issuance of
a license, grant or other benefit and
when disclosure is appropriate to the
proper performance of the official duties
of the person making the request.

J. To a court, magistrate, or
administrative tribunal in the course of
presenting evidence, including
disclosure to opposing counsel or
witnesses in the course of civil
discovery, litigation, or settlement
negotiations or in connection with
criminal law proceedings or in response
to a subpoena from a court of competent
jurisdiction.

K. To the news media and the public,
with the approval of the Chief Privacy
Officer in consultation with counsel,
when there exists a legitimate public
interest in the disclosure of the
information or when disclosure is
necessary to preserve confidence in the
integrity of DHS or is necessary to
demonstrate the accountability of DHS’s
officers, employees, or individuals
covered by the system, except to the
extent it is determined that release of
the specific information in the context
of a particular case would constitute an
unwarranted invasion of personal
privacy.

DISCLOSURE TO CONSUMER REPORTING
AGENCIES: None.

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

STORAGE:
Records in this system are stored
electronically or on paper in secure
facilities in a locked drawer behind a
locked door. The records are stored on
magnetic disc, tape, digital media, and
CD-ROM.

RETRIEVABILITY:
Records may be retrieved by
individual’s name, social security
number, specific skill area of the
applicant, or agency.

SAFEGUARDS:
Records in this system are
safeguarded in accordance with
applicable rules and policies, including
all applicable DHS automated systems
security and access policies. Strict
controls have been imposed to minimize
the risk of compromising the
information that is being stored. Access
to the computer system containing the
records in this system is limited to those
individuals who have a need to know
the information for the performance of
their official duties and who have
appropriate clearances or permissions.

RETENTION AND DISPOSAL:
Case files on reservists are maintained
in accordance with Item 29a, GRS 18,
Security and Protective Services
Records, and destroyed five years after
termination from the NDER program.
Case files on individuals whose
applications were rejected or withdrawn
are destroyed when five years old in
accordance with Item 29b, GRS 18.

FEMA will review this retention
schedule and work with NARA to
determine whether it remains
appropriate.

SYSTEM MANAGER AND ADDRESS:
Associate Director, National
Preparedness Directorate, Federal
Emergency Management Agency,
Washington, DC 20472, will maintain a
certified record of all applications
and assignments of National Defense
Executive Reserve reservists for the
Federal Government as well as the
personnel files for all individuals
assigned to the Federal Emergency
Management Agency. The departments
and agencies will maintain their own
personnel records on those individuals
assigned to their respective department
or agency.

NOTIFICATION PROCEDURE:
Individuals wishing to inquire
whether this system of records contains
information about themselves should
submit their inquiries to:

(a) NDER applicants/assignees to
DHS/FEMA—Federal Emergency
Management Agency, Associate
Director, National Preparedness
Directorate, Washington, DC 20472;

(b) NDER applicants/assignees to
Federal departments and/or agencies
other than DHS—contact the agency
personnel, emergency preparedness
unit, or Privacy Act Officer to
determine location of records within the
department/agency. Individuals must
include their full name, date of birth,
social security number, current address,
and type of assignment/agency they
applied with to be an NDER reservist.

RECORD ACCESS PROCEDURES:
Individuals/applicants/assignees to
DHS/FEMA wishing to access records
containing information about
themselves should follow the record
access procedures that are outlined in
FEMA’s and DHS’ Privacy Act
regulations, 44 CFR Part 6 and 6 CFR
Part 5. Requests for Privacy Act
protected information must be made in
writing and clearly marked as a
“Privacy Act Request.” The name of the
requester, the nature of the record
sought, and the required verification of
identity must be clearly indicated.

Requests should be sent to: FOIA
Officer, Records Management, Federal
Emergency Management Agency,
Department of Homeland Security, 500
C Street, SW., Washington, DC 20472.

Individuals/applicants/assignees to
Federal departments and/or agencies
other than DHS should follow the
notification procedure (b) above.
DEPARTMENT OF THE INTERIOR  
Fish and Wildlife Service

[FR Doc. E9–45 Filed 1–6–09; 8:45 am]
BILLING CODE 4410–10–P

Notice: announcement of public meeting; request for information from the public.

SUMMARY: We, the U.S. Fish and Wildlife Service (Service), announce a public meeting on American ginseng (Panax quinquefolius). This meeting will help us gather information from the public in preparation of our 2009 findings on the export of American ginseng roots, for the issuance of permits under the Convention on International Trade in Endangered Species of Wild Fauna and Flora (CITES). We seek information about the status of the species and the Division of Management Authority must be satisfied that the American ginseng roots to be exported were legally acquired. The Divisions of Scientific Authority and Management Authority make the required findings on a State-by-State basis. To determine whether or not to approve exports of American ginseng, the Division of Scientific Authority reviews available information from various sources (other Federal agencies, State regulatory agencies, industry and associations, nongovernmental organizations, and academic researchers) on the biology and trade status of the species. After a thorough review, the Division of Scientific Authority makes a non-detriment finding and the Division of Management Authority makes a legal acquisition finding on the export of American ginseng to be harvested during the year(s) in question. With the exception of 2005, from 1999 through 2008, the Division of Scientific Authority included in its non-detriment findings for the export of wild and wild-simulated American ginseng roots an age-based restriction (i.e., plants must be at least 5 years old).

States with harvest programs for wild and artificially propagated American ginseng are: Alabama, Arkansas, Georgia, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Minnesota, Missouri, New York, North Carolina, Ohio, Pennsylvania, Tennessee, Vermont, Virginia, West Virginia, and Wisconsin. States with harvest programs for only artificially propagated American ginseng are: Idaho, Maine, Michigan, North Dakota, Oregon, and Washington. The Divisions of Scientific Authority and Management Authority will host an American ginseng workshop from February 24 through 26, 2009, in Bristol, Virginia, with representatives of State and Federal agencies that regulate the species, to discuss the status and management of American ginseng and the CITES export program for the species. This workshop will provide an important opportunity for representatives of the States and Federal agencies to discuss and consider improvements to the CITES export program for this species. Except for the session on February 24, 2009, this meeting will be closed to the public.

Information from the 2009 U.S. Fish and Wildlife Service’s American ginseng workshop will be available from our Web site at: http://www.fws.gov/international/DMA_DSA/CITES/plants/ginseng.html; information will also be available upon request from the Division of Scientific Authority (see FOR FURTHER INFORMATION CONTACT).

Public Meeting

We invite the public to listen to academic and Federal government researchers, who will present their most recent research findings on American ginseng, and other invited speakers on February 24, 2009, in Bristol, Va., from 8 a.m. to 2 p.m. (with a lunch break at attendees’ expense). After these presentations, from 2 p.m. to 5:30 p.m., we will hold an open public meeting (a