body before which the Department is authorized to appear, or to an individual or entity designated by the Department or otherwise empowered to resolve or mediate disputes, is relevant and necessary to the litigation or ADR, the Department may disclose those records as a routine use to the adjudicative body, individual, or entity.

(d) Parties, Counsel, Representatives, or Witnesses. If the Department determines that disclosure of certain records to a party, counsel, representative, or witness is relevant and necessary to the litigation or ADR, the Department may disclose those records as a routine use to the party, counsel, representative, or witness.

5. Freedom of Information Act (FOIA) and Privacy Act Advice Disclosure. The Department may disclose records to the DOJ or the Office of Management and Budget if the Department concludes that disclosure is desirable or necessary in determining whether particular records are required to be disclosed under the FOIA or the Privacy Act.

6. Disclosure to the DOJ. The Department may disclose records to the DOJ to the extent necessary for obtaining DOJ advice on any matter relevant to an audit, inspection, or other inquiry related to the programs covered by this system.

7. Congressional Member Disclosure. The Department may disclose an individual’s records to a member of Congress in response to an inquiry from the member made at the written request of that individual. The member’s right to the information is no greater than the right of the individual who requested it.

8. Disclosure in the Course of Responding to Breach of Data. The Department may disclose records from this system to appropriate agencies, entities, and persons when: (a) The Department suspects or has confirmed that the security or confidentiality of information in the system of records has been compromised; (b) 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 that rely upon the compromised information (whether maintained by the Department or another agency or entity); and (c) the disclosure made to such agencies, entities, and persons is reasonably necessary to assist in connection with the Department’s efforts to respond to the suspected or confirmed compromise and prevent, minimize, or remedy such harm.

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

STORAGE:
Various portions of the system are maintained electronically, in paper files, or both. The Department maintains records in this system both on paper and in compact disc, read-only-memory (CD–ROM), and the contractor (SRA International, Inc.) maintains data for this system on computers and in hard copy.

RETRIEVABILITY:
Paper and electronic records will be retrieved using principal investigators’ names or grant application numbers.

SAFEGUARDS:
The Department’s paper and CD–ROM records are stored in locked metal filing cabinets or in a secured room, with access limited to personnel whose duties require access. All physical access to the Department’s sites is controlled and monitored by security personnel who check each individual entering the building for an employee or visitor badge.

Disclosure in the Course of Responding to Breach of Data. The computer system employed by the contractor offers a high degree of resistance to tampering and circumvention. The system enforces assigned authorizations by controlling access based on the individual’s role in the project. Each individual’s access is determined by the system administrator in conjunction with the Institute and other administrative staff. These rights are re-assessed periodically by the application administrator.

The system has share-level and file-level security utilizing New Technology File System (NTFS), which is built into the Windows 2008 operating system. The system administrator grants or denies access to users or groups of users at the folder or file level. Several system groups are established within the Windows server to permit fine-grained control of user access to project folders. No other contractor users or groups of users will be given access to these folders or files.

The system’s servers are located at the Savvis DC3 data center and are protected by Savvis’ procedures governing physical access to the servers. Access to sensitive areas is controlled by means of key cards, ID badges, security guards, biometric hand scanners, man traps equipped with key cards, key-locked equipment cages, and continuous video surveillance.

RETENTION AND DISPOSAL:
Records are maintained and disposed of in accordance with the Department’s Records Disposition Schedule for Discretionary Grant File Records and Related Records (ED 254A.1).

SYSTEM MANAGER AND ADDRESS:

NOTIFICATION PROCEDURE:
If you wish to determine whether a record exists regarding you in the system of records, contact the system manager. Your request must meet the requirements of regulations at 34 CFR 5b.5, including proof of identity.

RECORD ACCESS PROCEDURE:
If you wish to gain access to your record in the system of records, contact the system manager. Your request must meet the requirements of regulations at 34 CFR 5b.5, including proof of identity.

CONTESTING RECORD PROCEDURE:
If you wish to contest the content of a record regarding you in the system of records, contact the system manager. Your request must meet the requirements of the regulations at 34 CFR 5b.7, including proof of identity.

RECORD SOURCE CATEGORIES:
Information will be provided voluntarily by individuals who are principal investigators and who have requested and/or received grant support from the Institute either individually or through an academic institution or other organization.

EXEMPTIONS CLAIMED FOR THE SYSTEM:
None.

DEPARTMENT OF EDUCATION

Privacy Act of 1974; System of Records—Impact Evaluation of Race to the Top and School Improvement Grants

AGENCY: Institute of Education Sciences, Department of Education.

ACTION: Notice of a new system of records.

SUMMARY: In accordance with the Privacy Act of 1974, as amended, 5 U.S.C. 552a (Privacy Act), the Department of Education (Department) publishes this notice of a new system of records entitled “Impact Evaluation of Race to the Top and School Improvement Grants” (18–13–32). The National Center for Education Evaluation and Regional Assistance at
the Department’s Institute of Education Sciences awarded a contract in September 2010 to Mathematica Policy Research to conduct an implementation and impact evaluation of two of the Department’s grant programs: Race to the Top and Title I School Improvement Grants. The system of records will contain records on students in tested grades from approximately 61 school districts in 21 states and the District of Columbia, and will be used to conduct the study.

DATES: In accordance with the requirements of the Privacy Act, the Department seeks comments on the new system of records described in this notice and in particular on the proposed routine uses for the new system of records. We must receive your comments on or before November 13, 2012.

The Department filed a report describing the new system of records covered by this notice with the Chair of the Senate Committee on Homeland Security and Governmental Affairs, the Chair of the House Committee on Oversight and Government Reform, and the Administrator of the Office of Information and Regulatory Affairs, Office of Management and Budget (OMB) on October 9, 2012. This system of records will become effective at the later date of—(1) the expiration of the 40-day period for OMB review on November 19, 2012, unless OMB waives 10 days of the 40-day review period for compelling reasons shown by the Department, or (2) November 13, 2012, unless the system of records needs to be changed as a result of public comment or OMB review. The Department will publish any changes to the system of records or routine uses that result from public comment or OMB review.

ADDRESSES: Address all comments about the proposed routine uses to Dr. Audrey Pendleton, Associate Commissioner, Evaluation Division, National Center for Education Evaluation and Regional Assistance, Institute of Education Sciences, U.S. Department of Education, 555 New Jersey Avenue NW., Room 502D, Washington, DC 20208–0001. Telephone: (202) 208–7078. If you prefer to send your comments through the Internet, use the following address: comments@ed.gov. You must include the term “Impact Evaluation of Race to the Top and School Improvement Grants” in the subject line of the electronic message.

During and after the comment period, you may inspect all public comments about this notice at the Department in Room 502D, 555 New Jersey Avenue NW., Washington, DC, between the hours of 8:00 a.m. and 4:30 p.m., Washington, DC time, Monday through Friday of each week except Federal holidays.

Assistance to Individuals With Disabilities in Reviewing the Rulemaking Record

On request we will provide an appropriate accommodation or auxiliary aid to an individual with a disability who needs assistance to review the comments or other documents in the public rulemaking record for this notice. If you want to schedule an appointment for this type of accommodation or auxiliary aid, please contact the person listed under FOR FURTHER INFORMATION CONTACT.


Individuals with disabilities can obtain this document in an accessible format (e.g., braille, large print, audiotape, or compact disc) on request to the contact person listed in this section.

SUPPLEMENTARY INFORMATION:

Introduction

The Privacy Act (5 U.S.C. 552a) requires the Department to publish in the Federal Register this notice of a new system of records (5 U.S.C. 552a(e)(4) and (e)(11)). The Department’s regulations implementing the Privacy Act are contained in the Code of Federal Regulations (CFR) at 34 CFR part 5b. The Privacy Act applies to information about individuals that contains individually identifying information and that is retrieved by a unique identifier associated with each individual, such as a name or social security number. The information about each individual is called a “record,” and the system, whether manual or computer based, is called a “system of records.”

Whenever the Department publishes a new system of records or makes a significant change to an established system of records, the Privacy Act requires it to publish a system of records notice in the Federal Register. The Department is also required to submit reports to the Administrator of the Office of Information and Regulatory Affairs at OMB, the Chair of the Senate Committee on Homeland Security and Governmental Affairs, and the Chair of the House of Representatives Committee on Oversight and Government Reform. These reports are intended to permit an evaluation of the probable effect of the proposal on the privacy rights of individuals.

Electronic Access to This Document

The official version of this document is the document published in the Federal Register. Free Internet access to the official edition of the Federal Register and the Code of Federal Regulations is available via the Federal Digital System at: www.gpo.gov/fdsys. At this site you can view this document, as well as all other documents of this Department published in the Federal Register, in text or Adobe Portable Document Format (PDF). To use PDF you must have Adobe Acrobat Reader, which is available free at the site.

You may also access documents of the Department published in the Federal Register by using the article search feature at: www.federalregister.gov. Specifically, through the advanced search feature at this site, you can limit your search to documents published by the Department.

Dated: October 9, 2012.

John Q. Easton,
Director, Institute of Education Sciences.

For the reasons discussed in the preamble, the Director of the Institute of Education Sciences, U.S. Department of Education (Department) publishes a notice of a new system of records to read as follows:

SYSTEM NUMBER:

18–13–32

SYSTEM NAME:

Impact Evaluation of Race to the Top and School Improvement Grants.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATIONS:


(3) The American Institutes for Research, 1000 Thomas Jefferson St.
WASHINGTON, D.C. 20007
(subcontractor).

(4) Social Policy Research Associates,
1330 Broadway, Suite 1426, Oakland,
CA 94612 (subcontractor).

CATEGORIES OF INDIVIDUALS COVERED BY THE
SYSTEM:
The system will contain records on
students in tested grades from
approximately 61 school districts in 21
states and the District of Columbia.

CATEGORIES OF RECORDS IN THE SYSTEM:
The system of records will include
information about the students who are
included in the study. This student-
level information will include, but will
not necessarily be limited to, student
IDs; the names and IDs of the school and
school district that the student attends;
year of birth; demographic information
such as race, ethnicity, gender, and
educational background (grade level,
free and reduced-price lunch status,
English language learner status, and
special education status); whether the
student graduated from high school and
enrolled in college; and assessment
information and scores on reading and
mathematics state assessments.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:
The study is authorized under the
Education Sciences Reform Act of 2002,
Part D, Section 171(b)(2) (20 U.S.C.
9561(b)(2)), which authorizes the IES to
“conduct evaluations of Federal
education programs administered by the
Secretary (and as time and resources
allow, other education programs) to
determine the impact of such programs
(especially on student academic
achievement in the core academic areas
of reading, mathematics, and science).”

PURPOSE(S):
The information contained in the
records maintained in this system will
be used to conduct an implementation
and impact evaluation of two of the
Department’s grant programs: Race to
the Top and Title I School Improvement
Grants.

The study will address the following
four research questions: (1) How are
Race to the Top and School
Improvement Grants implemented at the
State, district, and school levels? (2) Are
Race to the Top reforms related to
improvement in student outcomes? (3)
Does receipt of School Improvement
Grants funding to implement a school
turnaround model affect outcomes for
low-performing schools? (4) Is the
implementation of school turnaround
models, and strategies within those
models, related to improvement in
student outcomes?

ROUTINE USES OF RECORDS MAINTAINED IN THE
SYSTEM, INCLUDING CATEGORIES OF USERS AND
THE PURPOSES OF SUCH USES:
The Department may disclose
information contained in a record in this
system of records under the routine
uses listed in this system of records
without the consent of the individual if
the disclosure is compatible with the
purposes for which the record was
collected. The Department may make
these case-by-case disclosures or, if the
Department has complied with the
computer matching requirements of the
Privacy Act of 1974, as amended
(Privacy Act) (5 U.S.C. 552a), under a
computer matching agreement. Any
disclosure of individually identifying
information from a record in this system
must also comply with the requirements
of section 183 of the Education Sciences
Reform Act (ESRA) (20 U.S.C. 9573),
which provides confidentiality
standards that apply to all collection,
reporting, and publication of data by
IES.

(1) Research Disclosure. The Director
of IES may disclose information from
this system of records to qualified
researchers solely for the purpose of
carrying out specific research that is
compatible with the purpose of this
system of records. The researcher shall
be required to maintain under the
Privacy Act and the ESRA safeguards
with respect to such records. When
individual identifying information
from a student’s education record will
be disclosed to the researcher under the
Family Educational Rights and Privacy
Act, 20 U.S.C. 1232g (FERPA), the
researcher also shall be required to
comply with the requirements of a
written agreement between the
researcher and IES pursuant to the
written agreement requirements under
FERPA.

(2) Contract Disclosure. If the
Department contracts with an entity to
perform any function that requires
disclosing records in this system to the
contractor’s employees, the Department
can disclose the records to those
employees who have received the
appropriate level of security clearance
from the Department. Before entering
into such a contract, the Department
will require the contractor to establish
and maintain the safeguards required
under the Privacy Act (5 U.S.C.
552a(m)) with respect to the records in
the system.

DISCLOSURE TO CONSUMER REPORTING
AGENCIES:
None.

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

STORAGE:
The Department maintains records on
CD-ROM, and the contractor
(Mathematica Policy Research) and
subcontractors (The American Institutes
for Research and Social Policy Research
Associates) maintain data for this
system on computers and in hard copy.

RETRIEVABILITY:
Records in this system are indexed
and retrieved by a unique random
number assigned to each individual that
is cross-referenced by the individual’s
unique State- or district-assigned
student ID on a separate list.

SAFEGUARDS:
All physical access to the
Department’s site and to the sites of the
Department’s contractor and
subcontractors, where this system of
records is maintained, is controlled and
monitored by security personnel. The
computer system employed by the
Department offers a high degree of
resistance to tampering and
circumvention. This security system
limits data access to Department and
contract staff on a need-to-know basis
and controls individual users’ ability to
access and alter records within the
system. The contractor and subcontractors
will establish a similar set of procedures
at their sites to ensure confidentiality of
data. The contractor and subcontractors
are required to ensure that print data
identifying individuals are in files
physically separated from other research
data and electronic files identifying
individuals are separated from other
electronic research data files. The
contractor and subcontractors will
maintain security of the complete set of
all master data files and documentation.
Access to individually identifying data
will be strictly controlled. At each site,
all print data will be kept in locked file
cabinets during nonworking hours and
work on hardcopy data will take place
in a single room, except for data entry.
Physical security of electronic data
will also be maintained. Security
features that protect project data
include: Password-protected accounts
that authorize users to use the
contractor’s system but to access only
specific network directories and
network software; user rights and
directory and file attributes that limit
those who can use particular directories
and files and determine how they can
use them; and additional security
features that the network administrators
will establish for projects as needed.
The Department’s, contractor’s, and subcontractors’ employees who “maintain” (collect, maintain, use, or disseminate) data in this system must comply with the requirements of the Privacy Act and the confidentiality standards in section 183 of the ESRA.

RETENTION AND DISPOSAL:
Records are maintained and disposed of in accordance with the Department’s Records Disposition Schedules ED 068.a (NARA Job Number: N1–441–08–18).

SYSTEM MANAGER AND ADDRESS:

NOTIFICATION PROCEDURE:
If you wish to determine whether a record exists regarding you in the system of records, contact the system manager at the address listed under SYSTEM MANAGER AND ADDRESS. Your request must meet the requirements of the Department’s Privacy Act regulations at 34 CFR 5b.5, including proof of identity.

RECORD ACCESS PROCEDURE:
If you wish to gain access to a record about you in this system of records, contact the system manager at the address listed under SYSTEM MANAGER AND ADDRESS. Your request must meet the requirements of the Department’s Privacy Act regulations at 34 CFR 5b.5, including proof of identity.

CONTESTING RECORD PROCEDURE:
If you wish to contest the content of a record regarding you in the system of records, contact the system manager at the address listed under SYSTEM MANAGER AND ADDRESS. Your request for access to a record must meet the requirements of the Department’s Privacy Act regulations at 34 CFR 5b.7, including proof of identity, specification of the particular record you are seeking to have changed, and the written justification for making such a change.

RECORD SOURCE CATEGORIES:
This system will contain records on students included in the Impact Evaluation of Race to the Top and School Improvement Grants. Data will be obtained through student records maintained by states or school districts.

EXEMPTIONS CLAIMED FOR THE SYSTEM:
None.

BILLING CODE 4000–01–P

DEPARTMENT OF ENERGY
DOE/Advanced Scientific Computing Advisory Committee

AGENCY: Office of Science, Department of Energy.

ACTION: Notice of Open Meeting.

SUMMARY: This notice announces a meeting of the Advanced Scientific Computing Advisory Committee (ASCAC). The Federal Advisory Committee Act (Pub. L. 92–463, 86 Stat. 770) requires that public notice of these meetings be announced in the Federal Register.

DATES: Tuesday, October 30, 2012, 9:00 a.m.–5:00 p.m. and Wednesday, October 31, 2012, 9:00 a.m.–12:00 p.m.


FOR FURTHER INFORMATION CONTACT:

SUPPLEMENTARY INFORMATION: Purpose of the Meeting: The purpose of this meeting is to provide advice and guidance on a continuing basis to the Department of Energy on scientific priorities within the field of advanced scientific computing research.

Tentative Agenda Topics:
- View from Washington.
- View from Germantown.
- Computational Science Graduate Fellowship (CSGF) Longitudinal Study.
- Update on Exascale.
- Update from DOE data-intensive science and exascale subcommittee.
- Facilities update.
- ESNet-5.
- Early Career technical talks.
- Co-design.
- Innovative and Novel Computational Impact on Theory and Experiment (INCITE).
- Public Comment (10-minute rule).

Public Participation: The meeting is open to the public. A webcast of this meeting will be available. Please check the Web site below for updates and information on how to view the meeting. If you would like to file a written statement with the Committee, you may do so either before or after the meeting. If you would like to make oral statements regarding any of the items on the agenda, you should contact Melea Baker, (301) 903–7486 or by email at: Melea.Baker@science.doe.gov. You must make your request for an oral statement at least 5 business days prior to the meeting. Reasonable provision will be made to include the scheduled oral statements on the agenda. The Chairperson of the Committee will conduct the meeting to facilitate the orderly conduct of business. Public comment will follow the 10-minute rule.

Minutes: The minutes of this meeting will be available on the U.S. Department of Energy’s Office of Advanced Scientific Computing Web site (www.sc.doe.gov/ascr) for viewing.

Issued at Washington, DC on October 5, 2012.
LaTanya R. Butler, Acting Deputy Committee Management Officer.

BILLING CODE 6450–01–P

DEPARTMENT OF ENERGY


AGENCY: Office of Fossil Energy, Department of Energy (DOE).

ACTION: Notice of orders.

SUMMARY: The Office of Fossil Energy (FE) of the Department of Energy gives notice that during August 2012, it issued Orders granting authority to import and export natural gas and liquefied natural gas and vacating prior authority. These Orders are summarized in the attached appendix and may be found on the FE Web site at http://www.fossil.energy.gov/programs/gasregulation/authorizations/Orders-2012.html. They are also available for inspection and copying in the Office of Fossil Energy, Office of Natural Gas Regulatory Activities, Docket Room 3E–