

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.

**W. Craig Fugate,**  
*Administrator, Federal Emergency Management Agency.*

[FR Doc. 2012–28053 Filed 11–16–12; 8:45 am]

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## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

[Internal Agency Docket No. FEMA–3358–EM; Docket ID FEMA–2011–0001]

#### West Virginia; Emergency and Related Determinations

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

**ACTION:** Notice.

**SUMMARY:** This is a notice of the Presidential declaration of an emergency for the State of West Virginia (FEMA–3358–EM), dated October 29, 2012, and related determinations.

**DATES:** *Effective Date:* October 29, 2012.

**FOR FURTHER INFORMATION CONTACT:** Peggy Miller, Office of Response and Recovery, 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 29, 2012, the President issued an emergency 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 emergency conditions in the State of West Virginia resulting from Hurricane Sandy beginning on October 29, 2012, and continuing, are of sufficient severity and magnitude to warrant an emergency declaration under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121 *et seq.* (“the Stafford Act”). Therefore, I declare that such an emergency exists in the State of West Virginia.

You are authorized to provide appropriate assistance for required emergency measures, authorized under Title V of the Stafford Act, to save lives and to protect property and public health and safety, and to lessen or avert the threat of a catastrophe in the designated areas. Specifically, you are

authorized to provide assistance for emergency protective measures (Category B), limited to direct Federal assistance, under the Public Assistance program.

Consistent with the requirement that Federal assistance is supplemental, any Federal funds provided under the Stafford Act for Public Assistance will be limited to 75 percent of the total eligible costs. 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 emergency assistance and administrative expenses.

Further, you are authorized to make changes to this declaration for the approved assistance 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, Department of Homeland Security, under Executive Order 12148, as amended, Dolph A. Diemont, of FEMA is appointed to act as the Federal Coordinating Officer for this declared emergency.

The following areas of the State of West Virginia have been designated as adversely affected by this declared emergency:

Emergency protective measures (Category B), limited to direct federal assistance, under the Public Assistance program for all counties in the State of West Virginia.

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.

**W. Craig Fugate,**  
*Administrator, Federal Emergency Management Agency.*

[FR Doc. 2012–28054 Filed 11–16–12; 8:45 am]

**BILLING CODE 9111–23–P**

## DEPARTMENT OF HOMELAND SECURITY

### Federal Emergency Management Agency

[Internal Agency Docket No. FEMA–3357–EM; Docket ID FEMA–2011–0001]

#### Delaware; Emergency and Related Determinations

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

**ACTION:** Notice.

**SUMMARY:** This is a notice of the Presidential declaration of an emergency for the State of Delaware (FEMA–3357–EM), dated October 29, 2012, and related determinations.

**DATES:** *Effective Date:* October 29, 2012.

**FOR FURTHER INFORMATION CONTACT:** Peggy Miller, Office of Response and Recovery, 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 29, 2012, the President issued an emergency 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 emergency conditions in the State of Delaware resulting from Hurricane Sandy beginning on October 27, 2012, and continuing, are of sufficient severity and magnitude to warrant an emergency declaration under the Robert T. Stafford Disaster Relief and Emergency Assistance Act, 42 U.S.C. 5121 *et seq.* (“the Stafford Act”). Therefore, I declare that such an emergency exists in the State of Delaware.

You are authorized to provide appropriate assistance for required emergency measures, authorized under Title V of the Stafford Act, to save lives and to protect property and public health and safety, and to lessen or avert the threat of a catastrophe in the designated areas. Specifically, you are authorized to provide assistance for emergency protective measures (Category B), limited to direct Federal assistance, under the Public Assistance program.

Consistent with the requirement that Federal assistance is supplemental, any Federal funds provided under the Stafford Act for Public Assistance will be limited to 75 percent of the total eligible costs. 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 emergency assistance and administrative expenses.

Further, you are authorized to make changes to this declaration for the approved assistance 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, Department of Homeland Security, under Executive Order 12148, as amended, Regis Leo Phelan, of FEMA is appointed to act as the Federal Coordinating Officer for this declared emergency.

The following areas of the State of Delaware have been designated as adversely affected by this declared emergency:

Emergency protective measures (Category B), limited to direct federal assistance, under the Public Assistance program for all counties in the State of Delaware.

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.

**W. Craig Fugate,**

*Administrator, Federal Emergency Management Agency.*

[FR Doc. 2012-28062 Filed 11-16-12; 8:45 am]

**BILLING CODE 9111-23-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Transportation Security Administration**

[Docket No. DHS-2012-0068]

**Privacy Act of 1974: System of Records; Secure Flight Records**

**AGENCY:** Transportation Security Administration, DHS.

**ACTION:** Notice to alter an existing system of records.

**SUMMARY:** In accordance with the Privacy Act of 1974, the Department of Homeland Security (DHS), Transportation Security Administration (TSA) is altering and republishing an existing system of records notice (SORN) titled Department of Homeland Security/Transportation Security Administration 019 (DHS/TSA-019), Secure Flight Records, for the passenger and non-traveler screening program known as Secure Flight. TSA is republishing this SORN to reflect additions to TSA's screening capabilities designed to better focus

enhanced passenger screening efforts on individuals likely to pose a threat to civil aviation, and to facilitate the secure and efficient travel of the vast majority of the traveling public by distinguishing them from individuals on federal government watch lists. This SORN includes modifications in the following areas of the SORN: Categories of individuals, categories of records, purpose(s), routine uses, disclosure to consumer reporting agencies, data retention and disposal, notification procedure, records access procedures, and the record source categories.

**DATES:** Submit comments on modifications to routine use 3 on or before December 19, 2012. This updated system will be effective upon publication except that the change to routine use 3 will be effective 30 days after date of publication in the **Federal Register**.

**ADDRESSES:** You may submit comments, identified by docket number DHS-2012-0068 by one of the following methods:

- *Federal e-Rulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

- *Fax:* 202-343-4010.

- *Mail:* Jonathan R. Cantor, Acting Chief Privacy Officer, Privacy Office, Department of Homeland Security, Washington, DC 20528.

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

*Docket:* For access to the docket to read background documents or comments received, please visit <http://www.regulations.gov>.

**FOR FURTHER INFORMATION CONTACT:** Peter Pietra, Director, Privacy Policy and Compliance, TSA-36, Transportation Security Administration, 601 South 12th Street, Arlington, VA 20598-6036; email: [TSAPrivacy@dhs.gov](mailto:TSAPrivacy@dhs.gov); or Jonathan R. Cantor, Acting Chief Privacy Officer, Privacy Office, Department of Homeland Security, Washington, DC 20528; email: [privacy@dhs.gov](mailto:privacy@dhs.gov).

**SUPPLEMENTARY INFORMATION:**

**Availability of Notice**

You may obtain an electronic copy using the Internet by—

- (1) Searching the electronic Federal Docket Management System (FDMS) Web page at <http://www.regulations.gov>;
- (2) Accessing the Government Printing Office's Web page at <http://www.gpoaccess.gov/fr/index.html>; or

(3) Visiting TSA's Security Regulations Web page at <http://www.tsa.gov> and accessing the link for "Research Center" at the top of the page.

In addition, copies are available by writing or emailing the TSA Privacy Office in the **FOR FURTHER INFORMATION CONTACT** section. Make sure to identify the docket number of this notice.

**Background**

The Transportation Security Administration is responsible for security in all modes of transportation and performs passenger and baggage screening at the Nation's airports. Prior to the implementation of the TSA Secure Flight program, this screening was supplemented by aircraft operators who performed passenger watch list matching against the federal No Fly and Selectee Lists, as required under security directives issued by TSA in 2002. Aircraft operators also conducted this watch list matching process for certain non-traveling individuals<sup>1</sup> authorized to enter the sterile area<sup>2</sup> of an airport.

The National Commission on Terrorist Attacks Upon the United States (the 9/11 Commission) recommended that watch list matching be performed by TSA using the "larger set of watch lists maintained by the Federal Government."<sup>3</sup> In response, under section 4012(a)(1)-(2) of the Intelligence Reform and Terrorism Prevention Act of 2004 (IRTPA),<sup>4</sup> Congress directed TSA and DHS to assume from aircraft operators the function of comparing airline passenger information to data in the Terrorist Screening Database (TSDB) maintained by the Terrorist Screening Center (TSC).<sup>5</sup> Consistent with this statutory

<sup>1</sup> "Non-traveling individual" or "non-traveler" means an individual to whom a covered aircraft operator or covered airport seeks to issue an authorization to enter the sterile area of an airport in order to escort a minor or passenger with disabilities or for some other purpose permitted by TSA. The term does not include employees or agents of an airport or aircraft operators or other individuals whose access to a sterile area is governed by another TSA requirement. 49 CFR 1560.3.

<sup>2</sup> "Sterile area" means a portion of an airport defined in the airport security program that provides passengers access to boarding aircraft and to which the access generally is controlled by TSA, an aircraft operator, or a foreign air carrier through the screening of persons and property. 49 CFR 1504.5.

<sup>3</sup> "National Commission on Terrorist Attacks Upon the United States," page 393 (July 22, 2004).

<sup>4</sup> Public Law 108-458, 118 Stat. 3638 (December 17, 2004).

<sup>5</sup> The TSC was established by the Attorney General in coordination with the Secretary of State, the Secretary of Homeland Security, the Director of the Central Intelligence Agency, the Secretary of the Treasury, and the Secretary of Defense.