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THURSDAY, AUGUST 28, 1975

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Title 3—The President

PROCLAMATION 4383

Women's Equality Day, 1975

By the President of the United States of America

A Proclamation

In October 1971 and March 1972, the House of Representatives and the Senate of the United States adopted a proposed amendment to our Constitution providing equal rights for men and women. By August 26, 1972, twenty States had ratified the proposed constitutional amendment, only eighteen more were needed for the proposed amendment to become part of our Constitution.

August 26 is a significant date because it was on that day in 1920 that the Nineteenth Amendment, prohibiting discrimination on the basis of sex with regard to voting, was certified as part of our Constitution after ratification by the necessary three-fourths of the States. Recognizing that the proposed Equal Rights Amendment is the logical and rightful extension of the Nineteenth Amendment to rights other than voting, the President has, since 1972, annually set aside the 26th of August in recognition of the real and practical need to ensure that equal legal rights are enjoyed by women and men.

This year, 1975, has been designated as International Women's Year, dedicated to equality between men and women. It is also the two-hundredth year of our Nation—a Nation born, nurtured and dedicated to the proposition that all people are entitled to be equal before the law.

Several more States need to ratify the Equal Rights Amendment before it becomes part of our Constitution. It would be most fitting for this to be accomplished during our Nation's two-hundredth year. In this Land of the Free, it is right, and by nature it ought to be, that all men and all women are equal before the law.

NOW, THEREFORE, I, GERALD R. FORD, President of the United States of America, to remind all Americans that it is fitting and just to ratify the Equal Rights Amendment adopted by the Congress of the United States of America, in order to secure legal equality for all women and men, do hereby designate and proclaim August 26, 1975, as Women's Equality Day.

I call upon all the citizens of the United States to mark this day with appropriate activities, and I call upon those States who have not ratified

the Equal Rights Amendment to give serious consideration to its ratification and the upholding of our Nation's heritage.

IN WITNESS WHEREOF, I hereunto set my hand this twenty-sixth day of August, in the year of our Lord nineteen hundred and seventy-five, and of the Independence of the United States of America the two-hundredth.

Gerald R. Ford

[FR Doc.75-23065 Filed 8-26-75;4:48 pm]

EDITORIAL NOTE: For the text of the President's message on Women's Equality Day, see the Weekly Compilation of Presidential Documents (vol. 11, no. 35).

rules and regulations

This section of the FEDERAL REGISTER contains regulatory documents having general applicability and legal effect most of which are keyed to and codified in the Code of Federal Regulations, which is published under 50 titles pursuant to 44 U.S.C. 1510.

The Code of Federal Regulations is sold by the Superintendent of Documents. Prices of new books are listed in the first FEDERAL REGISTER issue of each month.

Title 10—Energy

CHAPTER II—FEDERAL ENERGY ADMINISTRATION

PART 205—ADMINISTRATIVE PROCEDURES AND SANCTIONS

PART 213—OIL IMPORT REGULATIONS

Miscellaneous Amendments; Correction

On August 15, 1975, the Federal Energy Administration issued regulations amending Part 213 (Oil Import Regulations) to abolish the Oil Import Appeals Board, and amending Part 205 (Administrative Procedures and Sanctions) to permit, inter alia, the revocation and suspension of oil import allocations and licenses in accordance with general FEA procedures (40 FR 36554, August 21, 1975). Due to an oversight, however, certain amendatory language was inadvertently omitted, and certain numbering errors were made. Accordingly, FEA is hereby correcting these errors and omissions.

1. On page 36557, the reference to "§ 205.240" is corrected to read "§ 205.250".

2. On page 36557, the reference to "§ 205.241" is corrected to read "§ 205.251".

3. On page 36558, the reference to "§ 205.242" in the section heading "Revocation and Suspension" is corrected to read "§ 205.252", and the reference to "§ 205.241(b)" in the second line of that section is changed to "§ 205.251(b)".

4. On page 36558, the reference to "§ 205.243" in the section heading "Order for Immediate Revocation or Suspension" is corrected to read "§ 205.253"; the references in paragraph (a) of that section to "§§ 205.241 and 205.242", and "§ 205.240(c)", are corrected to read, respectively, "§§ 205.251 and 205.252" and "§ 205.250(c)"; the reference in paragraph (c) of that section to "§ 205.241" is corrected to read "§ 205.251"; and the references in paragraph (d) of that section to "§ 205.240" and "§ 205.241(b)" are corrected to read, respectively, "§ 205.250" and "§ 250.251(b)".

5. On page 36558, the reference to "§ 205.243" in the section heading "Appeal" is corrected to read "§ 205.253"; the reference in paragraph (a) of that section to "§ 205.240" is corrected to read "§ 205.250"; and the reference in paragraph (b) of that section to "§ 205.245" is corrected to read "§ 205.255".

6. On page 36558, the reference to "§ 205.245" in the section heading "Consent Orders" is corrected to read "§ 205.255".

7. On page 36558, immediately following the revised § 213.25, the amendatory language with respect to § 213.26 should read: "Section 213.26 is revised to read as follows:" followed by the revised text of that section.

Issued in Washington, D.C., August 25, 1975.

DAVID G. WILSON,
Acting General Counsel,
Federal Energy Administration.

[FR Doc.75-22836 Filed 8-25-75;11:53 am]

Title 14—Aeronautics and Space

CHAPTER I—FEDERAL AVIATION ADMINISTRATION, DEPARTMENT OF TRANSPORTATION

[Airspace Docket No. 74-SO-78]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration of Transition Area

On January 16, 1975, a notice of proposed rulemaking was published in the FEDERAL REGISTER (40 FR 2825), stating that the Federal Aviation Administration was considering an amendment to Part 71 of the Federal Aviation Regulations that would alter the Starkville, Miss., transition area.

Interested persons were afforded an opportunity to participate in the rulemaking through the submission of comments. There were no comments received.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended, effective 0901 G.m.t., October 9, 1975, as hereinafter set forth.

In § 71.181 (40 FR 441), the Starkville, Miss., transition area is amended as follows:

"* * * excluding the portion within Columbus, Miss., transition area *.* *" would be deleted and "* * * within 3 miles each side of the 350° bearing from BRYAN RBN (Lat. 33°35'53'' N, Long. 88°51'01'' W), extending from the 6.5-mile radius area to 8.5 miles north of the RBN; excluding the portion within Columbus, Miss., transition area * * *" would be substituted therefor.

(Sec. 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a)); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)))

Issued in East Point, Ga., on August 19, 1975.

PHILLIP M. SWATEK,
Director, Southern Region.

[FR Doc.75-22825 Filed 8-27-75;8:45 am]

[Airspace Docket No. 75-SO-103]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration of Transition Area; Correction

On July 21, 1975, FR Doc. No. 75-18739 was published in the FEDERAL REGISTER (40 FR 30465), amending Part 71 of the Federal Aviation Regulations by altering the Rocky Mount, N.C., transition area.

Subsequent to publication of the notice, it was determined that "Airspace Docket No. 75-SO-79" in the heading, should have been "Airspace Docket No. 75-SO-103".

In consideration of the foregoing, effective immediately, the amendment to Rocky Mount, N.C., transition area, published in FR Doc. No. 75-18739 is amended to read "Airspace Docket No. 75-SO-103".

(Sec. 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a)); sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).)

Issued in East Point, Ga., on August 19, 1975.

PHILLIP M. SWATEK,
Director, Southern Region.

[FR Doc. 75-22826 Filed 8-27-75;8:45 am]

[Airspace Docket No. 75-SO-61]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, AREA LOW ROUTES, CONTROLLED AIRSPACE, AND REPORTING POINTS

PART 73—SPECIAL USE AIRSPACE

Alteration of Restricted Area

On June 23, 1975, a notice of proposed rule making (NPRM) was published in the FEDERAL REGISTER (40 FR 26277) stating that the Federal Aviation Administration (FAA) was considering amendments to Parts 71 and 73 of the Federal Aviation Regulations that would expand the vertical limits of Restricted Area R-3002 Fort Benning, Ga., to include a portion of airspace extending from 14,000 feet MSL to FL 250. The addition would be titled R-3002F Fort Benning, Ga., and would be included with the restricted areas contained in the continental control area.

Interested persons were afforded an opportunity to participate in the proposed rule making through the submission of comments. One objection was received, but it was subsequently withdrawn.

In consideration of the foregoing, Parts 71 and 73 of the Federal Aviation Regulations are amended, effective 0901 G.m.t., December 4, 1975, as hereinafter set forth.

1. In § 71.151 (40 FR 343) the following restricted area is added:

R-3002F Fort Benning, Ga.

2. In § 73.30 (40 FR 669) the following restricted area is added:

R-3002P FORT BENNING, GA.

Boundaries: Beginning at Lat. 32°31'46" N., Long. 84°51'13" W.; thence along the Central of Georgia Railroad to Lat. 32°32'10" N., Long. 84°40'40" W.; to Lat. 32°31'20" N., Long. 84°40'20" W.; thence along Upatoi Creek to Lat. 32°31'45" N., Long. 84°39'25" W.; to Lat. 32°18'30" N., Long. 84°39'25" W.; to Lat. 32°18'55" N., Long. 84°41'45" W.; thence northwest to point of beginning.

Designated altitudes: 14,000 feet MSL to FL 250.

Time of designation: Continuous.

Controlling agency: Federal Aviation Administration, Atlanta ARTC Center.

Using agency: Commanding Officer, Fort Benning, Ga.

(Sec. 307(a), Federal Aviation Act of 1958 (49 U.S.C. 1348(a)); sec. 6(c), Department of Transportation Act (49 U.S.C. 1655(c)).)

Issued in Washington, D.C., on August 22, 1975.

WILLIAM E. BROADWATER,
Chief, Airspace and Air Traffic Rules Division.

[FR Doc.75-22827 Filed 8-27-75;8:45 am]

[Docket No. 14942; Amdt. No. 983]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Recent Changes and Additions

This amendment to Part 97 of the Federal Aviation Regulations incorporates by reference therein changes and additions to the Standard Instrument Approach Procedures (SIAPs) that were recently adopted by the Administrator to promote safety at the airports concerned.

The complete SIAPs for the changes and additions covered by this amendment are described in FAA Forms 8260-3, 8260-4, or 8260-5 and made a part of the public rule making dockets of the FAA in accordance with the procedures set forth in Amendment No. 97-696 (35 FR 5609).

SIAPs are available for examination at the Rules Docket and at the National Flight Data Center, Federal Aviation Administration, 800 Independence Avenue, SW., Washington, D.C. 20591. Copies of SIAPs adopted in a particular region are also available for examination at the headquarters of that region. Individual copies of SIAPs may be purchased from the FAA Public Information Center, AIS-230, 800 Independence Avenue, SW., Washington, D.C. 20591 or from the applicable FAA regional office in accordance with the fee schedule prescribed in 49 CFR 7.85. This fee is payable in advance and may be paid by check, draft, or postal money order payable to the Treasurer of the United States. A weekly transmittal of all SIAP changes and additions may be obtained by subscription at an annual rate of $150.00 per annum from the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402. Additional copies mailed to the same address may be ordered for $30 each.

Since a situation exists that requires immediate adoption of this amendment, I find that further notice and public procedure hereon is impracticable and good cause exists for making it effective in less than 30 days.

In consideration of the foregoing, Part 97 of the Federal Aviation Regulations is amended as follows, effective on the dates specified:

1. Section 97.23 is amended by originating, amending, or canceling the following VOR-VOR/DME SIAPs, *effective October 9, 1975.*

Aurora, IL—Aurora Municipal Arpt., VOR/DME Rwy 36, Orig.
Bessemer, AL—Bessemer Arpt., VOR/DME Rwy 5, Orig.
Brainerd, MN—Brainerd-Crow Wing County/Walter F. Wieland Field, VORTAC Rwy 12, Amdt. 1.
Brainerd, MN—Brainerd-Crow Wing County/Walter F. Wieland Field, VOR Rwy 30, Amdt. 5.
Burley, ID—Burley Municipal Arpt., VOR/DME-B, Amdt. 2.
Chicago, IL—Chicago O'Hare Int'l Arpt., VOR Rwy 22R, Amdt. 4.
Decatur, AL—Pryor Field, VOR Rwy 18, Amdt. 7.
Decatur, AL—Pryor Field, VOR Rwy 36, Orig.
Fort Bridger, WY—Fort Bridger Arpt., VOR-A, Amdt. 1.
Fort Yukon, AK—Fort Yukon Municipal Arpt., VOR Rwy 3(TAC) Amdt. 2.
Fort Yukon, AK—Fort Yukon Municipal Arpt., VOR Rwy 21(TAC) Admt. 2.
Greenville, MS—Greenville Municipal Arpt., VOR Rwy 17L, Amdt. 5.
Harrisburg, PA—Capital City Arpt., VOR Rwy 12, Amdt. 12.
Huntsville, AL—Huntsville-Madison County Jetport-Carl T. Jones Field, VOR-A, Amdt. 7.
Huntsville, AL—Huntsville-Madison County Jetport-Carl T. Jones Field, VOR-B, Amdt. 5, Canceled.
Lincoln, NE—Lincoln Municipal Arpt., VOR Rwy 17L, Amdt. 1.
Lincoln, NE—Lincoln Municipal Arpt., VOR Rwy 17R, Amdt. 5.
Neodesha, KS—Neodesha Municipal Arpt., VOR Rwy 20, Orig.
San Francisco, CA—San Francisco Int'l Arpt., VOR Rwy 19L, Amdt. 2.
San Francisco, CA—San Francisco Int'l Arpt., VOR Rwy 28L/R, Amdt. 16.
San Francisco, CA—San Francisco Int'l Arpt., VOR-B, Amdt. 3.
San Marcos, TX—San Marcos Municipal Arpt., VOR/DME-A, Orig.

* * * *effective August 15, 1975.*

Detroit, MI—Willow Run Arpt., VOR Rwy 5R, Amdt. 4.
Flint, MI—Bishop Arpt., VOR Rwy 9, Amdt. 14.

2. Section 97.25 is amended by originating, amending, or canceling the following SDF-LOC-LDA SIAPs, *effective October 9, 1975.*

Chicago, IL—Chicago O'Hare Int'l Arpt., LOC Rwy 4L, Amdt. 12.
Chicago, IL—Chicago O'Hare Int'l Arpt., LOC Rwy 9L, Amdt. 1.
Chicago, IL—Chicago O'Hare Int'l Arpt., LOC (BC) Rwy 14L, Orig.
Colorado Springs, CO—Peterson Field, LOC (BC) Rwy 17, Amdt. 13.
Greenville, MS—Greenville Municipal Arpt., LOC(BC) Rwy 35R, Amdt. 1.
Huntsville, AL—Huntsville-Madison County Jetport-Carl T. Jones Field, LOC Rwy 36L, Amdt. 1.
Lincoln, NE—Lincoln Municipal Arpt., LOC (BC) Rwy 17R, Amdt. 3.
San Francisco, CA—San Francisco Int'l Arpt., LOC(BC)-A, Amdt. 3.

* * * *effective September 11, 1975.*

Chicago (Wheeling), IL—Pal-Waukee Arpt., LOC Rwy 16, Orig.
Jackson, MS—Allen C. Thompson Field, LOC (BC) Rwy 33R, Amdt. 5, Canceled.
Winder, GA—Winder Arpt., LOC Rwy 31, Orig.

* * * *effective September 4, 1975.*

San Diego/Santee/, CA—Gillespie Field, LOC-D, Orig.

* * * *effective August 15, 1975.*

Wrangell, AK—Wrangell Arpt., LDA/DME-C, Amdt. 1.
Wrangell, AK—Wrangell Arpt., LDA/DME-D, Amdt. 1.

3. Section 97.27 is amended by originating, amending, or canceling the following NDB/ADF SIAPs, *effective October 9, 1975.*

Aniak, AK—Aniak Arpt., NDB Rwy 28, Amdt. 6.
Chicago, IL—Chicago O'Hara Int'l Arpt., NDB Rwy 4L, Amdt. 10.
Chicago, IL—Chicago O'Hare Int'l Arpt., NDB Rwy 14L, Amdt. 17.
Chicago, IL—Chicago O'Hare Int'l Arpt., NDB Rwy 32L, Amdt. 13.
Chicago, IL—Chicago O'Hare Int'l Arpt., NDB Rwy 9R, Amdt. 8.
Chicago, IL—Chicago O'Hare Int'l Arpt., NDB Rwy 32R, Amdt. 13.
Greenville, MS—Greenville Municipal Arpt., NDB Rwy 35R, Amdt. 1.
Huntsville, AL—Huntsville Madison County Jetport-Carl T. Jones Field, NDB Rwy 18R, Amdt. 8.
Lincoln, NE—Lincoln Municipal Arpt., NDB Rwy 35L, Amdt. 4.
Los Angeles, CA—Los Angeles Int'l Arpt., NDB Rwy 25L, Amdt. 37, Canceled.
Many, LA—Hart Airport, NDB Rwy 11, Orig.
San Francisco, CA—San Francisco Int'l Arpt., NDB Rwy 19L, Amdt. 5.
San Francisco, CA—San Francisco Int'l Arpt., NDB Rwy 28L, Amdt. 4.

* * * *effective September 11, 1975.*

Winder, GA—Winder Arpt., NDB Rwy 31, Orig.

* * * *effective August 19, 1975.*

Madison, WI—Dane County Regional/Truax Field, NDB Rwy 36, Amdt. 18.

* * * *effective August 15, 1975.*

Detroit, MI—Willow Run Arpt., NDB Rwy 5R, Amdt. 1.
Detroit, MI—Detroit Metropolitan-Wayne County Arpt., NDB Rwy 21R, Amdt. 4.
Flint, MI—Bishop Arpt., NDB Rwy 9, Amdt. 16.
Moline, IL—Quad-City Arpt., NDB Rwy 9, Amdt. 20.
Springfield, IL—Capital Arpt., NDB Rwy 4, Amdt. 13.

4. Section 97.29 is amended by originating, amending, or canceling the following ILS SIAPs, *effective October 9, 1975.*

Aniak, AK—Aniak Arpt., ILS/DME Rwy 10, Orig.
Chicago, IL—Chicago O'Hare Int'l Arpt., ILS Rwy 22L, Amdt. 3.
Chicago, IL—Chicago O'Hare Int'l Arpt., ILS Rwy 32L, Amdt. 14.
Chicago, IL—Chicago O'Hare Int'l Arpt., ILS Rwy 9R, Amdt. 6.
Chicago, IL—Chicago O'Hare Int'l Arpt., ILS Rwy 32R, Amdt. 11.

Greenville, MS—Greenville Municipal Arpt., ILS Rwy 17L, Amdt. 3.
Harrisburg, PA—Capital City Arpt., ILS Rwy 8, Amdt. 2.
Huntsville, AL—Huntsville-Madison County Jetport-Carl T. Jones Field, ILS Rwy 18R, Amdt. 11.
Lincoln, NE—Lincoln Municipal Arpt., ILS Rwy 35L, Amdt. 4.
Los Angeles, CA—Los Angeles Int'l Arpt., ILS Rwy 25L/R, Amdt. 10.
San Francisco, CA—San Francisco Int'l Arpt., ILS Rwy 19L, Amdt. 10.
San Francisco, CA—San Francisco Int'l Arpt., ILS Rwy 28L, Amdt. 11.

* * * *effective September 25, 1975.*

New York, NY—John F. Kennedy Int'l Arpt., ILS Rwy 31R, Amdt. 7.

* * * *effective August 19, 1975.*

Madison, WI—Dane County Regional/Truax Field, ILS Rwy 36, Amdt. 19.

* * * *effective August 15, 1975.*

Cleveland, OH—Cleveland Hopkins Int'l Arpt., ILS Rwy 28R, Amdt. 11.
Detroit, MI—Detroit Metropolitan-Wayne County Arpt., ILS Rwy 21R, Amdt. 10.
Detroit, MI—Willow Run Arpt., ILS Rwy 5R, Amdt. 2.
Flint, MI—Bishop Arpt., ILS Rwy 9, Amdt. 9.
Moline, IL—Quad-City Arpt., ILS Rwy 9, Amdt. 20.
Springfield, IL—Capital Arpt., ILS Rwy 4, Amdt. 18.

5. Section 97.31 is amended by originating, amending, or canceling the following RADAR SIAPs, *effective October 9, 1975.*

Chicago, IL—Chicago O'Hare Int'l Arpt., Radar-1, Amdt. 28.
Decatur, AL—Pryor Field, Radar-1, Amdt. 1, Canceled.
Huntsville, AL—Huntsville-Madison County Jetport-Carl T. Jones Field, Radar-1, Amdt. 3.

* * * *effective August 19, 1975.*

Madison, WI—Dane County Regional/Truax Field, Radar-1, Amdt. 2.

6. Section 97.33 is amended by originating, amending, or canceling the following RNAV SIAPs, *effective October 9, 1975.*

Lincoln, NE—Lincoln Municipal Arpt., RNAV Rwy 14, Amdt. 1.
Los Angeles, CA—Los Angeles Int'l Arpt., RNAV Rwy 25L, Amdt. 4, Canceled.
Los Angeles, CA—Los Angeles Int'l Arpt., RNAV Rwy 6L, Amdt. 2, Canceled.
Los Angeles, CA—Los Angeles Int'l Arpt., RNAV Rwy 7L, Amdt. 2, Canceled.
Los Angeles, CA—Los Angeles Int'l Arpt., RNAV Rwy 24R, Amdt. 3, Canceled.

* * * *effective August 15, 1975.*

Springfield, IL—Capital Arpt., RNAV Rwy 4, Amdt. 2.

(Secs. 307, 313, 601, 1110, Federal Aviation Act of 1958; 49 U.S.C. 1438, 1354, 1421, 1510, and sec. 6(c) Department of Transportation Act, 49 U.S.C. 1655(c))

Issued in Washington, D.C., on August 21, 1975.

JAMES M. VINES,
Chief, Aircraft Programs Division.

NOTE: Incorporation by reference provisions in §§ 97.10 and 97.20 (35 FR 5610) approved by the Director of the Federal Register on May 12, 1969.

[FR Doc.75-22828 Filed 8-27-75;8:45 am]

Title 15—Commerce and Foreign Trade

CHAPTER XX—OFFICE OF THE SPECIAL REPRESENTATIVE FOR TRADE NEGOTIATIONS

UNFAIR TRADE PRACTICES

Public Views on and Procedures for Complaints

Notice is hereby given that under the authority of the Trade Act of 1974 (Pub. L. 93-618, 88 Stat., 1978) and E. O. 11846, (March 27, 1975), regulations pertaining to the Office of the Special Representative for Trade Negotiations are hereby amended. The Office of the Special Representative for Trade Negotiations considers these regulations to be procedural in nature and hence exempt from the requirements of 5 U.S.C. 553. Accordingly the amended regulations are final as published herein. The Office of the Special Representative for Trade Negotiations nevertheless invites comments on the regulations, and any comments submitted will receive careful consideration. Such comments should be received on or before September 28, 1975.

Section 301 of the Trade Act of 1974 authorizes the President to take certain actions if he determines that a foreign government or instrumentality maintains unjustifiable or unreasonable restrictions which impair trade commitments or otherwise burden U.S. commerce, engages in discriminatory or other acts or policies which burden or restrict U.S. commerce, provides subsidies or like actions on its exports which reduce sales of U.S. competitive products, or imposes restrictions on access to certain supplies which thereby burden or restrict U.S. commerce.

Pursuant to the Trade Act (sec. 301(d)(2) and 301(e)) and by delegation in Executive Order 11846 (Sec. 6), the Special Representative for Trade Negotiations, hereinafter "STR", is responsible for providing for the presentation of public views by public hearings, where appropriate, and otherwise and for conducting reviews of complaints received under Section 301 of the Trade Act.

After a careful review by STR of 15 CFR Part 2001, 2002 and 2003 (40 FR 18419—April 28, 1974), it has been concluded that there is a need for further regulations.

Accordingly, Parts 2001 and 2002 are amended to provide for the establishment of an interagency Section 301 Committee responsible for conducting reviews and providing for the presentation of public views on Section 301 complaints. This Committee is formed as a subordinate body of the Trade Policy Committee Review Group.

Part 2003 is amended to delete certain provisions relating solely to Section 301.

A new Part 2006 is established setting forth specific procedures for complaints received pursuant to Section 301 of the Trade Act of 1974.

PART 2001—CREATION, ORGANIZATION, AND FUNCTIONS

1. Section 2001.3(a)(13) is revised to read:

§ 2001.3 Functions.

(a) * * *

(13) acting through the Section 301 Committee provided for in § 2002.3 of this chapter as appropriate, provides opportunities for the presentation of views under sections 301(d) and 301(e) of the Trade Act, with respect to certain foreign restrictions, acts, practices or policies and United States actions in response thereto.

* * * * *

PART 2002—OPERATION OF COMMITTEES

2. Part 2002—Operation of Committees is hereby amended as follows:

a. Section 2002.1(b) is amended by redesignating paragraph (4) as paragraph (5) and inserting a new paragraph (4) to read as follows:

§ 2002.1 Trade Policy Committee Review Group.

* * * * *

(b) * * *

(4) reviews reports of hearings and reviews conducted by the section 301 Committee provided for in § 2002.3 and recommendations resulting therefrom, and makes recommendations to the Special Representative with respect thereto.

* * * * *

§ 2002.2 [Amended]

b. Section 2002.2(b)(5) is deleted.

§ 2002.3 [Redesignated]

c. Section 2002.3 is redesignated as § 2002.4. The new § 2002.4 is amended to insert "the Section 301 Committee" after "the Trade Policy Committee Review Group".

d. A new § 2002.3 is added to read as follows:

§ 2002.3 Section 301 Committee.

(a) There is hereby established, as a subordinate body of the Trade Policy Committee Review Group (TPRG), the Section 301 Committee. The Chairman of the Section 301 Committee shall be designated by the Deputy Special Representative from the Office of the Special Representative for Trade Negotiations. The Committee shall consist of the Chairman and, with respect to each complaint, such members as may be designated by agencies which have an interest in the issues raised by the particular complaint and whose participation is invited by the Chairman of the Committee.

(b) The Section 301 Committee performs the following functions unless such functions are assigned to a different body by the Special Representative, or his designee:

(1) Reviews complaints received pursuant to section 301 of the Trade Act of 1974.

(2) Provides an opportunity by the holding of public hearings upon request by a complainant or an interested party, as appropriate, and by such other means as the Special Representative, a Deputy Special Representative or the Chairman of the Section 301 Committee deems

appropriate, for any interested party to present his views to the Section 301 Committee concerning foreign restrictions, acts, policies, and practices affecting U.S. commerce, and United States actions in response thereto, as provided for in Section 301 of the Trade Act (Pub. L. 93-618, 88 Stat., 1978).

(3) Reports to the Trade Policy Committee Review Group (TPRG) the results of reviews and hearings conducted with respect to complaints received pursuant to Section 301 of the Trade Act.

(4) On the basis of its review of petitions filed under Section 301 and of views received through hearings or otherwise on such petitions, makes recommendations to the TPRG for review by that Committee.

PART 2003—REGULATIONS OF TRADE POLICY STAFF COMMITTEE

3. Part 2003 is amended as follows:

§ 2003.1 [Amended]

a. Section 2003.1(b) is deleted and paragraph (c) is redesignated as paragraph (b).

b. Section 2003.2(e) is revised to read:

§ 2003.2 Testimony and submission of written briefs.

* * * * *

(e) a written brief by an interested party concerning any aspect of the Trade Agreements Program or any related matter not subject to paragraph (a) or (b) of this section may be submitted at any time.

* * * * *

§ 2003.3 [Deleted]

c. Section 2003.3 is deleted.

§ 2003.4 [Amended]

d. Section 2003.4(a) is revised to delete "and 2033.3" in the second sentence.

4. Title 15, CFR, Chapter XX, is hereby amended by adding the following new part:

PART 2006—PROCEDURES FOR COMPLAINTS RECEIVED PURSUANT TO SECTION 301 OF THE TRADE ACT OF 1974

Sec.

2006.0 Submission of complaints.
2006.1 Information requested in complaint.
2006.2 Adequacy of complaint.
2006.4 Publication and review of complaints.
2006.5 Public hearings under sections 301 (d) and 301(e).
2006.6 Submission of written briefs.
2006.7 Presentation of oral testimony at public hearings.
2006.8 Waiver of requirements.
2006.9 Information open to public inspection.
2006.10 Information exempt from public inspection.

AUTHORITY: Pub. L. 93-618, 88 Stat. 1978, E.O. 11846 of March 27, 1975, 40 FR 14291, March 31, 1975.

§ 2006.0 Submission of complaints.

(a) Complaints may be submitted by any interested party. An interested party is deemed to be a party who has a significant interest, such as, a producer of a like or directly competitive product, a commercial importer or exporter of a product affected by the restriction, act, practice or policy complained of, or any person representing a significant economic interest materially affected by the restriction, act, practice or policy which is the subject of the complaint.

(b) All complaints under section 301 of the Trade Act should be addressed to "Chairman, Section 301 Committee, Office of the Special Representative for Trade Negotiations, Room 725, 1800 G St. NW., Washington, D.C. 20506.

(c) The telephone number of the Section 301 Committee is (202) 395-6166.

(d) The public record of the Committee is available for inspection during regular business hours.

(e) Complaints should be submitted in 20 copies.

§ 2006.1 Information requested in complaint.

(a) Complaints submitted pursuant to section 301 shall state clearly on the first page that the complaint is filed pursuant to section 301 of the Trade Act of 1974 and shall contain the following information:

(1) Name of the complainant and the person, firm or association complainant represents, if any, and a brief description of the interest of the complainant affected by the foreign restriction, act, practice or policy which is the subject of the complaint.

(2) A description of the foreign restriction, act, practice or policy which is the subject of the complaint and reference to the particular part of Section 301 within which such alleged Act, practice or policy is included.

(3) Whenever possible, copies of laws or regulations which are the subject of a complaint. If this is not possible, the laws and regulations shall be identified with the greatest possible particularily, such as by appropriate citation.

(4) Identification of the foreign country, countries or instrumentality, the restrictions, acts, practices, or policies of which are the subject of the complaint.

(5) Identification of the product or service which is subject to the restriction, act, practice or policy of the above named foreign government or instrumentality.

(6) Information sufficient to show how the restriction, act, practice or policy burdens, restricts or discriminates against United States commerce. Or, in the case of subsidies alleged under 301(a)(3), information sufficient to show that such subsidy has the effect of substantially reducing sales of competitive U.S. product or products in the United States or in those other foreign markets. To the extent possible, this information shall include:

(i) Volume of trade in the goods or services involved.

(ii) Quantification of the economic or other impact on the complainant and on U.S. commerce in general.

(iii) A statement of whether and how, in the opinion of the complainant, the restriction(s) complained of is (are) illegal under international law, inconsistent with international obligations or nullifies or impairs benefits due the U.S. under trade agreements, or otherwise discriminates against or burdens U.S. commerce.

(7) An indication of whether complainant has filed or is filing for other forms of relief under the Trade Act of 1974 or any other Act.

§ 2006.2 Adequacy of complaint.

If the complaint filed pursuant to § 2006.0 does not conform substantially to the requirements of §§ 2006.0 and 2006.1 the Chairman of the Section 301 Committee may return the communication to the person who submitted it with written guidance as to how to make the communication conform to the requirements, or determine that there is nevertheless sufficient information on which to proceed. A resubmission in conformity with the requirements will be sufficient to initiate a formal review under section 301(d)(2) of the Trade Act.

§ 2006.4 Publication and review of complaints.

(a) A complaint deemed sufficient under §§ 2006.0 and 2006.1, shall be published in the FEDERAL REGISTER.

(b) The FEDERAL REGISTER notice shall indicate a deadline for the presentation of public views, and, if appropriate (as noted in § 2006.5), for public hearings.

(c) The Section 301 Committee shall review allegations in the complaint and views received from interested parties.

§ 2006.5 Public hearings under sections 301(d) and 301(e).

(a) Appropriate public hearings pursuant to section 301(d) and/or 301(e) shall be held:

(1) Whenever a request is made in writing to the STR, the Deputy STR or the Chairman of the Section 301 Committee by a complainant (in the case of section 301(d) or interested person (in the case of section 301(e), or,

(2) Whenever the STR, Deputy STR or the Chairman of the Section 301 Committee determines that a public hearing is in the best interest of the public.

Requests should be addressed to "Chairman, Section 301 Committee, Office of the Special Representative for Trade Negotiations, Room 725, 1800 G Street, NW. Washington, D.C. 20506.

(b) A request by a complainant for a public hearing under section 301(d)(2) of the Trade Act may be submitted in writing concurrently with the filing of the complaint or within 15 days after publication of the complaint in the FEDERAL REGISTER.

(c) A request by an interested person for a public hearing under section 301(e)(2) may be made in writing within 15 days following publication in the FEDERAL REGISTER of a notice of intention by the President to take action under section 301(a) of the Trade Act.

(d) Any request by an interested person for a public hearing under the last paragraph of section 301(e) of the Trade Act shall be made in writing within 30 days following announcement in the

FEDERAL REGISTER of the taking of an action by the President under section 301(a) of the Trade Act whenever the President has taken such action prior to the conduct of public hearings as authorized by the last paragraph of section 301(e).

(e) An application for a public hearing under section 301(e) shall state briefly the interest of the person requesting the hearing, the firm, person or association he represents and the position to be taken.

(f) After receipt of a request for a public hearing under sections 301(d) and 301(e) of the Trade Act, the Chairman of the Section 301 Committee will notify the applicant whether his request meets the requirements of this Part, and if so, the time and place for the public hearing. If the request does not meet the requirements of this Part, the Chairman of the Section 301 Committee will so notify the applicant together with the reasons therefor.

(g) Notice of public hearings to be held under sections 301 (d) or (e) shall be published in the FEDERAL REGISTER by the Chairman of the Section 301 Committee.

§ 2006.6 Submission of written briefs.

(a) In order to participate in the presentation of views, either at a public hearing or otherwise, interested persons must submit a written brief before the close of the period announced in the public notice for its submission. Such brief may be, but need not be, supplemented by the presentation of oral testimony in any public hearing in accordance with § 2006.7.

(b) A written brief shall state clearly the position taken and shall describe with particularity the evidence supporting such positon. It shall be submitted in twenty (20) copies which shall be legibly typed, printed, or duplicated.

(c) In order to assure each party an opportunity to contest the information provided by other interested parties, the Section 301 Committee will entertain rebuttal briefs filed by any party within a time limit specified in the public notice. Rebuttal briefs should be strictly limited to demonstrating errors of fact or analysis not pointed out in the briefs or hearing and should be as concise as possible.

§ 2006.7 Presentation of oral testimony at public hearings.

(a) A request by an interested person to present oral testimony at a public hearing shall be submitted in writing before the close of the period announced in the public notice for its submission, and shall state briefly the interest of the applicant and the position to be taken by the applicant. Such request will be granted if a written brief has been prepared and submitted in accordance with § 2006.6.

(b) After receipt and consideration of a request to present oral testimony at a public hearing, the Chairman of the Section 301 Committee shall notify the applicant whether the request conforms to the requirements of § 2006.7(a), and if so, the time and place for the hearing and for his appearance, and the amount of time allotted for his oral testimony, and if not, will give the reasons why the request does not conform to the requirements.

(c) In presenting oral testimony, the interested person should supplement the information contained in the written brief, and should be prepared to answer questions relating to such information.

(d) A stenographic record shall be made of every public hearing.

§ 2006.8 Waiver of requirements.

To the extent consistent with the requirements of the Trade Act of 1974, the requirements of § 2006.0 through § 2006.7 may be waived by the Special Representative or the Chairman of the Section 301 Committee upon a showing of good cause and for reasons of equity and the public interest.

§ 2006.9 Information open to public inspection.

With the exception of information subject to § 2006.10, an interested person may, upon request, inspect at the office of the section 301 Committee:

(a) Any written request, brief, or similar submission of information made pursuant to Section 301.

(b) Any stenographic record of a public hearing; held pursuant to section 301.

§ 2006.10 Information exempt from public inspection.

(a) The Chairman of the Section 301 Committee shall exempt from public inspection business information submitted in confidence if he determines that such information concerns or relates to trade secrets and commercial and financial information the disclosure of which is not authorized by the person furnishing such information and is not required by law.

(b) A party requesting that the Chairman exempt from public inspection business information submitted in writing shall clearly mark each page "Business Confidential" at the top, and shall submit a nonconfidential summary of the confidential information. Such person shall also provide the Chairman of the Section 301 Committee with a written explanation of why the material should be so classified.

(c) The Chairman may deny a request that he exempt from public inspection any particular business information if he determines that such information is not entitled to exemption under law. In the event of such denial, the party submitting the particular business information will be notified of the reasons for the denial and will be permitted to withdraw his submission.

CLAYTON YEUTTER,
Deputy Special Representative for Trade Negotiations.

[FR Doc.75-22796 Filed 8-27-75;8:45 am]

Title 24—Housing and Urban Development

CHAPTER X—FEDERAL INSURANCE ADMINISTRATION

SUBCHAPTER B—NATIONAL FLOOD INSURANCE PROGRAM

[Docket No. FI-680]

PART 1916—CONSULTATION WITH LOCAL OFFICIALS

Notice of Changes Made in Determinations of the Town of Falmouth, Massachusetts, Base Flood Elevations

On May 9, 1973, at 38 FR 12109, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map numbers and locations where Flood Insurance Rate Maps were available for public inspection. The list included Flood Insurance Rate Maps for portions of the Town of Falmouth.

The Federal Insurance Administration, after consultation with the Chief Executive Officer of the community, has determined that it is appropriate to modify the base (100-year) flood elevations of some locations in Falmouth. These modified elevations are currently in effect and amend the Flood Insurance Rate Map, which was in effect prior to this determination. A revised rate map will be published as soon as possible. The modifications are made in accordance with Section 206 of the Flood Disaster Protection Act of 1973 (Pub. L. 93-243) and the National Flood Insurance Act of 1968, as amended, (Title XIII of the Housing and Urban Development Act of 1968 Pub. L. 90-448) 42 U.S.C. 4001-4128, and 24 CFR Part 1916.

For rating purposes, the new community number is 255211A, and must be used for all new policies and renewals.

Under the above-mentioned Acts of 1968 and 1973, the Administrator must develop criteria for flood plain management. In order for the community to continue participation in the National Flood Insurance Program, the community must use the modified elevations to carry out the flood plain management measures of the Program. These modified elevations will also be used to calculate the appropriate flood insurance premium rates for new buildings and their contents and for the second layer of insurance on existing buildings and contents.

From the date of this notice, any person has 90 days in which he can request through the community that the Federal Insurance Administrator reconsider the changes. Any request for reconsideration must be based on knowledge of changed conditions or new scientific or technical data. All interested parties are on notice that until the 90-day period elapses, the Administrator's new determination of elevations may itself be changed.

Any persons having knowledge or wishing to comment on these changes should immediately notify:

Selectman Richard R. Paine, Town Hall, Main St., Falmouth, Massachusetts 02504.

Also, at this location is the map showing the new base flood elevations. This map is a copy of the one that will be printed. The numerous changes made in the base flood elevations on the Falmouth Flood Insurance Rate Map make it administratively infeasible to publish in this notice all of the base flood elevation changes contained on the Falmouth map.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended; (42 U.S.C. 4001–4128); and Secretary's delegation of authority to Federal Insurance Administrator (34 FR 2680), February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

Issued: August 15, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-22853 Filed 8-27-75;8:45 am]

[Docket No. FI-277]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the Town of Branford, Florida

On January 9, 1974, in 39 FR 1431, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the Town of Branford, Florida, as an eligible community and included Map No. H 120301 01, which indicates that Blocks 24 and 25 of the Town of Branford, Florida, as recorded in Plat Book 1, Page 68, in the office of the Circuit Court of Suwannee County, Florida, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of the additional, recently acquired flood information, that the above mentioned property is not within the Special Flood Hazard Area. Accordingly, effective January 9, 1974, Map No. H 120301 01 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

AUGUST 15, 1975.

[FR Doc.75-82854 Filed 8-27-75;8:45 am]

[Docket No. FI-229]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the Village of Barrington, Illinois

On March 27, 1974, in 39 FR 11261, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the Village of Barrington, Illinois, as an eligible community and included Map No. H 170057 01 which indicates that Lots 27 and 34, Block 1, and Lot 3, Block 2, Barrington Meadows Subdivision, Barrington, Illinois as recorded in Book 1322, Page 45 in the office of the Clerk of Lake County, Illinois, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective March 22, 1974, Map No. H 170057 01 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968); effective January 28, 1969 (32 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974).

Issued: August 19, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-22855 Filed 8-27-75;8:45 am]

[Docket No. FI-327]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for City of Cedar Rapids, Iowa

On August 12, 1974, in 39 FR 28888, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Cedar Rapids, Iowa, as an eligible community and included Map No. H 190187 04 which indicates that Lots 1 through 12, Seminole Valley First Addition, Cedar Rapids, Iowa, as recorded in Volume 17, Page 149 in the office of the Recorder of Linn County, Iowa, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective August 2, 1974, Map No. H 190187 04 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974).

Issued: August 15, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-22856 Filed 8-27-75;8:45 am]

[Docket No. FI-239]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the City of Edwardsville, Kansas

On April 11, 1974, in 39 FR 13148, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Edwardsville, Kansas, as an eligible community and included Map Nos. H 200362 01 and 03 which indicate that Lots 1 through 83, The Parkway Subdivision, Edwardsville, Kansas, as recorded in Volume 31, Page 73, and Tracts A, B, D, H, I, J, and K, Edwardsville Village, Edwardsville, Kansas, as recorded in Volume 32, Page 54 in the office of the Register of Deeds of Wyandotte County, Kansas, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective April 5, 1974, Map Nos. H 200362 01 and 03 are hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974).

Issued: August 14, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-22857 Filed 8-27-75;8:45 am]

[Docket No. FI-539]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for Baltimore County, Maryland

On April 2, 1975, in 40 FR 14756, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included Baltimore County, Maryland, as an eligible community and included Map No. H 240010 125 which indicates that Lot 49, Block H, Eastfield Subdivision, being 8055 Stratman Road, Dundalk, Maryland, as recorded in W.J.R. 26, Folio 102 in the office of the Clerk of Baltimore County, Maryland, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective April 18, 1975, Map No. H 240010 125 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

Issued: August 14, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-22858 Filed 8-27-75;8:45 am]

[Docket No. FI-438]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the Town of Burlington, Massachusetts

On January 3, 1975, in 40 FR 778, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the Town of Burlington, Massachusetts, as an eligible community and included Map Nos. H 250185 16, 17, 20, and 21 which indicate that several parcels of land in Burlington, Massachusetts are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above maps in light of additional, recently acquired flood information, that Lot 55, as recorded on Land Court Plan 31049*, the land shown on Land Court Plan 35781*, and the structures on Lots 30, 54, and 48, as recorded on Land Court Plans 31049* Sheet 1, 31049*, and 31049* Sheet 2, respectively, in the Land Registration Office of Burlington, Massachusetts, are not within the Special Flood Hazard Area. Accordingly, effective December 20, 1974, Maps Nos. H 250185 16, 17, 20, and 21 are hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

Issued: August 19, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-22859 Filed 8-27-75;8:45 am]

[Docket No. FI-250]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for Hampden Township Pennsylvania

On April 25, 1974, in 39 FR 14608, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included Hampden Township, Pennsylvania, as an eligible community and included Map No. H 420360 03 which indicates that Lots 1, 54, 55, 61 through 63, and 72, Countryside Section A, and Lots 73, 82, 83, 92, and 93, Countryside Section B, Hampden Township, Pennsylvania, as recorded in Plan Book Volume 25, Pages 6 and 7 in the office of the Recorder of Cumberland County, Pennsylvania, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective May 3, 1974, Map No. H 420360 03 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974).

Issued: August 15, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-22860 Filed 8-27-75;8:45 am]

[Docket No. FI-288]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the City of Pryor, Oklahoma

On February 1, 1974, in 39 FR 4095, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Pryor, Oklahoma, as an eligible community and included Map No. 8 400117 03, which indicates that Lot 1, Block 1, Brywn-Wood Addition, Pryor, Oklahoma, as recorded in Plat Book 278, Page 603, in the office of the Clerk of Mayes County, Oklahoma, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above mentioned property is not within the Special Flood Hazard Area. Accordingly, effective February 1, 1974, Map No. H 400117 03 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

Issued: August 14, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-22861 Filed 8-27-75;8:45 am]

[Docket No. FI-342]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for City of Norman, Oklahoma

On August 28, 1974, in 39 FR 31315, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Norman, Oklahoma, as an eligible community and included Map Nos. H 400046 22 and 24, which indicate that parts of the subdivisions called Sherwood Forest Addition No. 1, No. 2, and No. 3, Norman, Oklahoma, as recorded in Book 6, Pages 58–59; Book 9, Pages 12–13; and Book 10, Pages 94–95, respectively, in the Office of the Clerk of Cleveland County, Oklahoma, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above maps in light of

additional, recently acquired flood information, that all of the lots in Sherwood Forest Addition No. 1 and No. 3; the following lots in Sherwood Forest Addition No. 2: Lot 4 in Block 1, Lots 1–11 in Block 2, and Lots 1–15 in Block 3; and the existing structures on Lots 2, 3, and 5 in Block 1 of Sherwood Forest Addition No. 2, are not within the Special Flood Hazard Area. Accordingly, effective August 23, 1974, Map Nos. H 400046 22 and 24 are hereby corrected to reflect that the above property and structures are not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

Issued: August 15, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-22862 Filed 8-27-75;8:45 am]

[Docket No. FI-455]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for Marion County, Oregon

On January 27, 1975, in 40 FR 3989, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included Marion County, Oregon, as an eligible community and included Map No. H 410154 16, which indicates that land in Marion County, Oregon, described as Parcel I, as recorded in Volume 670, Page 457, Volume 673, Page 241, and Volume 670, Page 455; land in Marion County, Oregon, as recorded in Volume 702, Page 143, Paragraph 1; Volume 747, Page 600, Paragraph 1; Volume 728, Page 792, Paragraph 1; Volume 698, Page 98, Paragraph 1; Volume 698, Page 100, Paragraph 1; Volume 716, Page 320, Paragraph 1; Volume 719, Page 789, Paragraph 1; Volume 658, Page 643, that part of Paragraph 1 exclusive of the roadway easement; Volume 644, Page 1, Paragraph 1; Volume 638, Page 620, Paragraph 1; and Reel 8, Page 1052, Paragraph 1, of the Records of Mortgages of Marion County, Oregon, in the office of the Clerk and Recorder of Marion County, Oregon; and land described in Paragraph 1 of the Trust Deed, as recorded in Reel 12, Page 1150, of the Records of Marion County, Oregon, in the office of the Clerk and Recorder of Marion County, Oregon, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of the additional, recently acquired flood information, that the land in Marion County, Oregon described as Parcel I, as recorded in Volume 670, Page 457, Volume 673, Page 241, and Volume 670, Page 455; land in Marion County, Oregon, as recorded in Volume 702, Page 143, Paragraph 1; Volume 747, Page 600, Paragraph 1; Volume 698, Page 98, Paragraph 1; Volume 698, Page 100, Paragraph 1; Volume 719, Page 789, Paragraph 1; Volume 658, Page 643, that part of Paragraph 1 exclusive of the roadway easement; Volume 644, Page 1, Paragraph 1; Volume 638, Page 620, Paragraph 1; and Reel 8, Page 1052, Paragraph 1; and the existing structures on the land as recorded in Volume 728, Page 792, Paragraph 1, and Volume 716, Page 320, Paragraph 1, of the Records of Mortgages of Marion County, Oregon, in the office of the Clerk and Recorder of Marion County, Oregon; and land described in Paragraph 1 of the Trust Deed, as recorded in Reel 12, Page 1150, of the Records of Marion County, Oregon, in the office of the Clerk and Recorder of Marion County, Oregon, is not within the Special Flood Hazard Area. Accordingly, effective January 24, 1975, Map No. H 410154 16 is hereby corrected to reflect that the above property and structures are not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

Issued: August 7, 1975.

RICHARD W. KRIMM,
Acting Federal Insurance Administrator.

[FR Doc.75-22863 Filed 8-27-75;8:45 am]

[Docket No. FI-455]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for Marion County, Oregon

On January 27, 1975, in 40 FR 3989, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included Marion County, Oregon, as an eligible community and included Map No. H 410154 16, which indicates that O & C Tracts, O & C Tracts No. 2, and O & C Tracts No. 3, Marion County, Oregon, as recorded in the Book of Town Plats Volume 23, Page 33; Volume 25, Page 49; and Volume 27, Page 31, respectively, in the office of the Recorder of Marion County, Oregon, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that O & C Tracts; Blocks 1 and 2, and Lots 2 through 13 and the existing structure on Lot 1 of Block 3, O & C Tracts No. 2; and O & C Tracts No. 3 are not within the Special Flood Hazard Area. Accordingly, effective January 24, 1975, Map No. H 410154 16 is hereby corrected to reflect that the above property and structure are not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974.)

Issued: August 7, 1975.

RICHARD W. KRIMM,
Acting Federal Insurance Administrator.

[FR Doc.75-22864 Filed 8-27-75;8:45 am]

[Docket No. FI-321]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the City of Carrollton, Texas

On August 6, 1974, in 39 FR 28270, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Carrollton, Texas, as an eligible community and included Map No. H 480167 07 which indicates that Block No. 1, Lots No. 1 through 4; Block No. 2, Lots No. 1 through 26; Block No. 3, Lots No. 1 through 21, 26 through 31, and 34 through 36; Block No. 4, Lots No. 1 through 10; Block No. 5, Lots No. 1 through 12, 22 through 24, 27 through 32; and Block No. 6, Lots No. 1 through 4, The Country Place Townhouse Section One, Carrollton, Texas, as recorded in Volume 71189, Page 109 of the Dallas County Deed Records, Dallas County, Texas; Block No. 1, Lots No. 1 through 9, and 14 through 30; Block No. 2, Lots No. 1 through 3, and 9 through 24; Block No. 3, Lots No. 1 through 6, and 14 through 23; and Block No. 4, Lots No. 1 through 9, and 16 through 24; Block No. 5, Lots No. 1 through 8, and 15 through 22; and Block No. 6, Lots No. 1 through 7, and 14 through 22, The Country Place Townhouse Section Three, Carrollton, Texas, as recorded in Volume 72039, Page 0309 of the Dallas County Deed Records, Dallas County, Texas; Lot No. 1, The Villas Townhouse Addition, Carrollton, Texas, as recorded in Volume 73021, Page 0155 of the Dallas County Deed Records, Dallas County, Texas; and Block No. 1, Lots No. 1 through 13, 19, 20, 24, and 25; Block No. 2, Lots No. 1 through 30; and Block No. 3, Lots No. 1 through 4, Country Place Section Five, Carrollton, Texas, as recorded in Volume 73238, Page 0463 of the Dallas County Deed Records, Dallas County, Texas, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal

Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective June 28, 1974, Map No. H 480167 07 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974).

Issued: August 19, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-22865 Filed 8-27-75;8:45 am]

[Docket No. FI-443]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for the City of Dallas, Texas

On January 10, 1975, in 40 FR 2199, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the City of Dallas, Texas, as an eligible community and included Map No. H 480171 24 which indicates that Lot 5, Block U/8122, White Rock North Fifth Installment, Dallas, Texas, as recorded in Volume 70236, Page 1317 of the Map Records of Dallas County, Texas, is in its entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective December 13, 1974, Map No. H 480171 24 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974).

Issued: August 18, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-22866 Filed 8-27-75;8:45 am]

[Docket No. FI-221]

PART 1920—PROCEDURE FOR MAP CORRECTION

Letter of Map Amendment for Town of Watauga, Texas

On March 15, 1974, in 39 FR 52, the Federal Insurance Administrator published a list of communities with Special Flood Hazard Areas and the map number and locations where Flood Hazard Boundary Maps were available for public inspection. This list included the Town of Watauga, Texas, as an eligible community and included Map No. H 480613 02 which indicates that Lots 3 through 15, Block 4, Section 2, Bunker Hill Subdivision, Watauga, Texas, as recorded in Plat Record Volume 338 68 in the office of the Clerk of Tarrant County, Texas, and Lots 16 through 29, Block 4, Section 4, as recorded in Plat Record Volume 338 81, are in their entirety within the Special Flood Hazard Area. It has been determined by the Federal Insurance Administration, after further technical review of the above map in light of additional, recently acquired flood information, that the above property is not within the Special Flood Hazard Area. Accordingly, effective March 8, 1974, Map No. H 480613 02 is hereby corrected to reflect that the above property is not within the Special Flood Hazard Area.

(National Flood Insurance Act of 1968 (Title XIII of Housing and Urban Development Act of 1968), effective January 28, 1969 (33 FR 17804, November 28, 1968), as amended, 42 U.S.C. 4001–4128; and Secretary's delegation of authority to Federal Insurance Administrator 34 FR 2680, February 27, 1969, as amended by 39 FR 2787, January 24, 1974).

Issued: August 18, 1975.

J. ROBERT HUNTER,
Acting Federal Insurance Administrator.

[FR Doc.75-22867 Filed 8-27-75;8:45 am]

Title 40—Protection of Environment

CHAPTER I—ENVIRONMENTAL PROTECTION AGENCY

SUBCHAPTER C—AIR PROGRAMS

[FRL 389-1]

PART 52—APPROVAL AND PROMULGATION OF IMPLEMENTATION PLANS

Alabama: Approval of Plan Revisions

On August 9, 1974 (39 FR 28645), the Agency announced a proposed revision in the Alabama implementation plan. This involved the addition to the plan of regulations providing specifically for the control of particulate emissions from coke ovens. Under the particulate control strategy of the State's original plan, emissions of this pollutant from coke ovens were regulated through the visible emissions provisions, Part 4.1, and the general process weight provisions, Part 4.4, of the Alabama air pollution control regulations.

The new coke oven regulations were adopted by the Alabama Air Pollution Control Commission on June 12, 1974, after notice and public hearing, and were submitted to the Agency's Region IV office as a proposed plan revision on June 20, 1974. A detailed description of the new regulations, which comprise Part 4.9 of the State's air pollution control regulations, follows.

Section 4.9.2 requires that all reasonable measures be applied to prevent emissions from the unloading and transfer of coal and coke.

Section 4.9.3, Charging, applies to visible emissions from charging holes and larry cars. Such emissions may not be of an opacity greater than 20 percent except during brief periods not to exceed specific limits.

Section 4.9.4, Pushing, forbids any visible emissions, other than water mist or vapor, of an opacity greater than 40 percent during the pushing cycle, except that this limit may be exceeded for one push per hour per battery. This exemption cannot be used to cover more than two consecutive pushes from the same oven, however (since this would allow excessive emissions caused by defects in an oven to continue unabated).

Section 4.9.5 deals with leaks on the topside of coke batteries.

Section 4.9.6, Coke Oven Doors, provides that there shall be no visible emissions, other than non-smoking flame, from more than 15 percent of the doors of a battery. Specific provisions are made for the repair and maintenance of coke oven doors.

Section 4.9.7 deals with the general maintenance of coke ovens.

Section 4.9.8, Combustion Stacks, provides that there shall be no visible emissions, other than water mist or vapor, of an opacity greater than 20 percent from any stack except during brief periods not to exceed specific limits.

Section 4.9.9, Quenching, requires that quench towers be provided with properly operating baffles and that the water used for this operation be of approved quality.

Section 4.9.10 requires that the best practicable control technology be used for any new coke producing facilities. (This requirement would be superseded if and when the Agency promulgates new source performance standards for this category of sources.)

The State submitted with its new coke oven regulations an analysis intended to show that they would be both more enforceable and more restrictive than the regulations currently being used to deal with particulate emissions from this category of sources. While the Agency's Region IV staff questioned some features of the State's analysis, notably its calculation of allowable emissions, they found the new regulations to be generally sound and inherently more enforceable than

the visible emissions rules and process weight table which had been applied to coking operations in the past. Moreover, the new regulations appeared to require that the best available retrofit technology be installed at existing coking facilities for all operations except pushing. These views were discussed with Alabama coke producers in meetings held in Atlanta in July, 1974, when personnel of the Agency's Region IV office stated that they intended to seek approval for the Alabama proposal except for the section on pushing. Subsequently, the new rules were offered for public comment in the FEDERAL REGISTER (August 9, 1974, 39 FR 28645), as noted above. At the request of the coke producers, the comment period was later extended to October 9, 1974.

COMMENTS RECEIVED

Relevant comments received, all from the producers, may be summarized as follows:

1. It has been clearly understood by all parties involved that the initial air pollution control regulations of the Alabama plan were never meant to be applied to coke ovens.

2. It is unreasonable of Region IV to regard process weight regulations as a viable method of control.

3. Region IV obtained faulty results in calculating actual coking emissions and emissions allowable under the old and new Alabama standards since—

a. The emission factor used by Region IV to calculate pushing emissions was obtained from a vendor of control equipment with an obvious interest in potential sales, a vendor who has maintained that his test data are proprietary information.

b. Emissions from battery stacks were improperly used as part of the total coking emissions from a facility.

c. With respect to pushing emissions, Region IV underestimated the degree of control that would result from the application of the new regulations.

d. The process weight table should be applied to an individual battery rather than to the facility as a whole.

4. Approval of the new regulations will allow attainment of the national ambient standards for particulate matter.

5. Region IV has not furnished any proof or control strategy analysis to indicate that push controls will be needed to meet ambient air quality standards.

6. No known or proven system or method of control for limiting emissions from the coke side of batteries during pushing can consistently meet a visible emission limit equivalent to Ringelmann No. 1.

7. Costs are prohibitive, or at least the cost/benefit ratio does not warrant the expense of push control systems.

8. It may be more advantageous from a cost-effectiveness standpoint to regulate other emission sources at a particular facility more stringently rather than control pushing emissions.

9. All coke ovens in the State are of the single-main type, a fact which might prevent them from achieving the same degree of control as double-main ovens in other parts of the country.

10. With regard to sheds for the control of pushing emissions—

a. There is no documentation available to indicate that the working atmosphere within a shed is safe for the person required to work in it. Moreover, the use of such sheds could lead to a conflict between OSHA and EPA as to which agency has jurisdiction over them.

b. Emissions produced in generating the large amounts of electricity needed to operate sheds may result in a negative environmental trade-off.

c. Region IV's estimate that a well-designed and operated shed could capture at least 95 percent of the emissions produced during pushing might not be realistic.

DISCUSSION OF COMMENTS

The first of the above statements is without foundation. At the time the Alabama plan was submitted, Region IV viewed its regulations as quite unequivocal, and understood that the process weight table was to be applied to coking facilities. Nothing in the regulations suggested that sources of this type were to be exempt from the process weight regulations or that specific regulations for them would be adopted later. Moreover, Alabama and Jefferson County officials have always professed to share Region IV's interpretation. However, after the plan was adopted, it became increasingly clear to all who were concerned with enforcing the process weight regulations that they were unsuited for application to coking facilities. They were difficult to enforce because there was no easy or accurate way to measure or even to estimate actual emissions.

Prior to the submittal of the present plan revision, Region IV and the State had attempted for over two years to settle upon mutually acceptable regulations for coking emissions. During this period, the State was asked to consider as models a variety of coking regulations which the Agency felt to be approvable. None of these used the process weight approach. To evaluate the impact of the new regulations adopted by Alabama, however, it was necessary to calculate the emissions which were allowable under the old ones. This was the only reason such calculations were made.

In calculating actual emissions from the pushing of coke, Region IV used an emission factor developed by an engineering and construction firm which had installed a mechanical push control system (hood and wet scrubber) on a battery of coke ovens in the Midwest. When the revised control strategy submitted with the present plan revision was being evaluated by Region IV, this factor was thought to be the only one published on the basis of actual source measurements. It was felt that such a factor was inherently more accurate than one based on engineering estimates alone, e.g., the one contained in the Agency's "Compilation of Air Pollution Emission Factors" (AP-42, 2nd ed., 1973). However, to lay to rest the qualms expressed by the Alabama coke producers with regard to the emission factor in question, EPA has decided to initiate a rather extensive testing program. At least three, and possibly more, of the mechanical push control systems now in operation in North America will be tested. The data obtained should be of great help in dispelling any uncertainty as to the quantity of emissions produced during the pushing of by-product coke.

The value calculated by Region IV to represent hourly emissions from the example facility used in the revised Alabama control strategy included emissions from the battery stacks. Since stack emissions are the direct result of oven-to-flue leakage through the oven walls during the coking cycle, it was considered quite proper to include them as process emissions. The stack emission factor used was based on tests conducted by a local control agency on a coke oven stack which exhibited visible emissions of zero to five percent opacity during the test period; the new regulations (section 4.9.8) would permit visible emissions of up to 20 percent opacity.

Although the State asserts that enforcement of the new regulations would produce a 50 percent reduction in pushing emissions, Region IV feels that 25 percent is a more realistic figure. On the basis of current operating practices, it is estimated that there are, on the average, about 53 pushes per hour in the State. By virtue of the exemption provided in section 4.9.4 of the new regulations, more than half of these (29) would not have to meet any emission limit at all, and the remaining 24 pushes would have to be controlled only to 40 percent opacity or less.

Allowable emissions were calculated on the basis of a facility's overall process weight. The Agency believes that the Alabama regulations (sections 4.4.3 and 4.4.4) clearly prescribe this approach.

A number of comments asserted that approval of the proposed revision would not prevent the attainment of the national ambient standards for particulate matter. However, adequate justification for this assertion was not provided. Admittedly, it is very hard to ascertain or to document the effect of coking emissions on ambient air quality. Because of their nature, these emissions do not lend themselves to traditional modeling techniques. Also, roll-back techniques are inappropriate because they tend to average emissions over a very large area, whereas in fact, low-level emissions of the type produced during coking operations characteristically have their greatest impact within a relatively short distance from their source. EPA is attempting to isolate the effects of coke production on ambient particulate levels by studying available high-volume sampler data. This is a complicated task because coke plants are usually found in conjunction with other steel-making (pollutant emitting) operations and because there is little data of this sort for the vicinity of smaller isolated plants. Nevertheless, the Agency has identified at least four plants at which such studies should be of value. Total suspended particulate readings taken

upwind and downwind of these plants will be correlated with wind direction and other meteorological parameters. It is also planned to examine high-volume data gathered before, during, and after the recent coal strike to determine if decreased coke production was reflected in total suspended particulate readings.

The Agency believes that there are proven methods of controlling pushing emissions, e.g., sheds and mobile hoods, which can consistently meet a standard equivalent to Ringelmann No. 1. Nevertheless, during the forthcoming tests to determine the quantity of emissions produced during pushing, EPA will also document the capture efficiency of mechanical control systems. Such documentation will consist of observer readings of the opacity of emissions escaping capture, as well as moving pictures taken of capture systems during the pushing operation.

EPA is now having a contractor study the capabilities and cost of technology for controlling pushing emissions. In addition, particulate size distribution data will be developed for pushing emissions during the above-mentioned tests of mechanical push control systems. This data will help to determine optimum gas cleaner size, type, power requirements, power cost, etc. It will also help to determine the importance of pushing emissions for ambient air quality (atmospheric residence times). The development of such data will allow realistic estimates of control costs and cost/benefit ratios to be made.

On April 29, 1975 (40 FR 18726), the Administrator designated three Air Quality Maintenance Areas in the State of Alabama. Most of the coking facilities in the State are located in these areas. The State is currently conducting in-depth analyses of its AQMA's, which, coupled with emission and cost data being developed for pushing, will permit more realistic estimates of the cost-effectiveness of push controls in relation to other control options.

Some comments suggested that coke ovens in Alabama, since they are of the single-main type, might be unable to achieve the same level of control attained by ovens in other parts of the country. The basic issue here is the control of charging emissions. In response to these comments, it need only be noted that a number of Alabama coking plants, e.g., those of Republic Steel and U.S. Steel in Jefferson County, have already designed and installed charge control systems which are as effective—or more effective—than the best charge control systems presently operational on double-main ovens elsewhere.

During EPA's testing of mechanical push controls, NIOSH will measure benzene-soluble hydrocarbons and respirable dust in any sheds which are studied. This should help to determine if any occupational health problem is to be anticipated from the use of sheds to control pushing emissions. The test program should also furnish information related to other comments received on push control sheds.

APPROVAL COMMENTS

The Administrator has determined that the new Alabama coking regulations offer the most reasonable approach to the control of particulate emissions from such sources: they are more enforceable than Part 4.1 and Part 4.4 of the State's regulations and will require the installation of the best available retrofit technology for all coking operations in the State except pushing. The regulations are designed (with such pushing controls as may be appropriate) to attain and maintain the national ambient air quality standards and, accordingly, the new regulations are hereby approved except for Section 4.9.4, Pushing. No action is being taken at this time on Section 4.9.4 because the Administrator feels that the questions raised concerning the degree of control needed to attain the standard warrants further consideration by the Agency. If EPA's completed studies indicate that push controls beyond those specified in section 4.9.4 are needed to attain or maintain the national ambient air quality standards, the Agency will propose whatever controls are determined to be necessary. Upon finalization of such regulations, it is expected that the producers will be able to issue contracts for them promptly. The Agency will not allow long delays for the purpose of studying acceptable control options. On the other hand, if the results of the studies show that additional push controls are not needed, the Administrator will promptly approve section 4.9.4.

The action set forth herein is effective immediately. The Administrator finds that there is no need to defer the effective date of his approval of the new Alabama coking regulations since they are already in effect under Alabama law, and this action of the Agency places no additional regulatory burden on the facilities affected.

(Section 110(a) of the Clean Air Act (42 U.S.C. 1857c-5(a))

Dated: August 21, 1975.

RUSSELL E. TRAIN,
Administrator.

Part 52 of Chapter I, Title 40, Code of Federal Regulations, is amended as follows:

Subpart B—Alabama

In § 52.50 paragraph (c) (2) is amended to read as follows:

§ 52.50 Identification of plan.

* * * * *

(c) Supplemental information was submitted on: * * *

(2) February 15, April 24, June 29, September 26, and October 31, 1973, and May 27, June 17 and 20, 1974. (No approval or disapproval action is taken on section 4.9.4 dealing with particulate emissions from the pushing of coke.)

[FR Doc.75-22927 Filed 8-27-75;8:45 am]

Title 41—Public Contracts and Property Management

CHAPTER 105—GENERAL SERVICES ADMINISTRATION

PART 105-735—STANDARDS OF CONDUCT

Disclosing Information About Individuals

This part sets forth the responsibilities of officers and employees of GSA under the Privacy Act of 1974. Specifically, this part governs standards of conduct of persons involved in the design, development, operation, or maintenance of systems of records with respect to disclosure of personal information contained in GSA records.

The table of contents for Part 105-735 is amended by adding the following entry:

Sec.
105-735.222 Disclosure of information about an individual.

Section 105-735.222 is added to read as follows:

§ 105-735.222 Disclosure of information about an individual.

(a) Every officer and employee who is involved in the design, development, operation, or maintenance of a system of records or who has access to a system of records shall familiarize himself with the requirements of the Privacy Act of 1974 (5 U.S.C. 552a) and the GSA regulations and orders issued thereunder and apply these requirements to all systems of records.

(b) No officer or employee shall disclose any record which is contained in a system of records by any means of communication to any person or to another agency, except pursuant to a written request by, or with the prior written consent of the individual to whom the record pertains, unless the disclosure is to a recipient specified in paragraph (c) of this section. The term "record" means any item, collection, or grouping of information about an individual that is maintained by an agency, including but not limited to his education, financial transactions, medical history, and criminal or employment history and that contains his name or the identifying number, symbol, or other identifying particular assigned to the individual, such as a fingerprint, voiceprint, or photograph. The term "system of records" means a group of any records under the control of GSA from which information is retrieved by the name of the individual or by some identifying number, symbol, or other identifying particular assigned to the individual. The term "routine use" means, with respect to the disclosure of a record, the use of that record for a purpose which is compatible with the purpose for which it was collected. The term "individual" means a citizen of the United States or an alien lawfully admitted for permanent residence. The term "agency" is defined in 5 U.S.C. 552(e).

(c) An employee may disclose any record which is contained in a system of

records without a written request by and without the prior written consent of the individual to whom the record pertains if the disclosure is:

(1) To those officers and employees of the agency which maintains the record who have a need for the record in the performance of their duties;

(2) Pursuant to section 552 of Title 5 U.S.C.;

(3) For a routine use as defined in section (a)(7) of the Privacy Act of 1974 (described in paragraph (b) of this section);

(4) To the Bureau of the Census for purposes of planning or carrying out a census or survey or related activity pursuant to the provisions of Title 13 U.S.C.;

(5) To a recipient who has provided the agency with advance adequate written assurance that the record will be used solely as a statistical research or reporting record and that the record is to be transferred in a form that is not individually identifiable;

(6) To the National Archives of the United States as a record which has sufficient historical or other value to warrant its continued preservation by the United States Government, or for evaluation by the Administrator of General Services or his designee to determine whether the record has such value;

(7) To another agency or to an instrumentality of any governmental jurisdiction within or under the control of the United States for a civil or criminal law enforcement activity if the activity is authorized by law and if the head of the agency or instrumentality has made a written request to the agency which maintains the record specifying the particular portion desired and the law enforcement activity for which the record is sought;

(8) To a person pursuant to a showing of compelling circumstances affecting the health or safety of an individual if upon such disclosure notification is transmitted to the last known address of the individual;

(9) To either House of Congress, or, to the extent of matter within its jurisdiction, any committee or subcommittee thereof, any joint committee of Congress, or a subcommittee of any such joint committee;

(10) To the Comptroller General or any of his authorized representatives, in the course of the performance of the duties of the General Accounting Office; or

(11) Pursuant to the order of a court of competent jurisdiction.

(d) No officer or employee shall maintain a record describing how any individual exercises rights guaranteed by the First Amendment unless expressly authorized by statute or by the individual about whom the record is maintained or unless pertinent to and within the scope of an authorized law enforcement activity.

(e) No officer or employee shall sell or rent an individual's name and address unless such action is specifically authorized by law.

(f) An officer or employee (1) who by virtue of his employment or official position has possession of or access to agency records which contain individually identifiable information the disclosure of which is prohibited by paragraph (a) of this section or by any other rules or regulations of GSA established under the Privacy Act of 1974, and who (i) knowing that disclosure of the specific material is so prohibited, willfully discloses the material in any manner to any person or agency not entitled to receive it, or (ii) willfully maintains a system of records without meeting the notice requirements of the Privacy Act of 1974, or (iii) knowingly and willfully requests or obtains any record concerning an individual from an agency under false pretenses, is subject to criminal penalties and administrative sanctions; or (2) who (i) makes a determination not to amend an individual's record in accordance with the Privacy Act of 1974; or (ii) refuses to comply with an individual's request to gain access to review and to obtain a copy of any information pertaining to him; or (iii) fails to maintain any record concerning any individual with such accuracy, relevance, timeliness, and completeness as is necessary to ensure fairness in any determination relating to the qualifications, character, rights, or opportunities of or benefits to the individual that may be made on the basis of such record, and consequently a determination is made which is adverse to the individual; or (iv) fails to comply with any provision of the Privacy Act of 1974 or any GSA regulation implementing it, subjects GSA to civil penalties and himself to administrative sanctions.

(E.O. 11222, 3 CFR 1964–1965 Comp.; 5 CFR 735.104)

This regulation was approved by the United States Civil Service Commission on July 31, 1975, by Dr. Philip A. D. Schneider, Associate Director, Bureau of Manpower Information Systems.

Effective date. This regulation is effective on September 27, 1975.

Dated: AUGUST 25, 1975.

ARTHUR F. SAMPSON,
Administrator of General Services.

[FR Doc.75-22814 Filed 8-27-75;8:45 am]

Title 45—Public Welfare

SUBTITLE A—DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE, GENERAL ADMINISTRATION

PART 86—NONDISCRIMINATION ON THE BASIS OF SEX IN EDUCATION PROGRAMS AND ACTIVITIES RECEIVING OR BENEFITING FROM FEDERAL FINANCIAL ASSISTANCE

Technical Corrections

In FR Doc. Volume 40, No. 108, Part II appearing at page 24128 in the FEDERAL REGISTER, of Wednesday, June 4, 1975, the following technical changes should be made:

1. On page 24136 paragraph 96 is corrected in the first line of that paragraph by substituting "§ 86.61" for "§ 86.51."

2. On page 24138 § 86.3(d) is corrected in the fourth line of that section by substituting "completion" for "competition."

3. On page 24139 § 86.15(b) is corrected in the third line of that section by substituting "§ 86.16, § 86.17" for "§§ 86.15 and 86.16."

4. On page 24139 § 86.15(c) is corrected in the second line of that section by substituting "(d) and (e)" for "(c) and (d)."

5. On page 24140 § 86.17(a) is corrected in the second line by substituting "§ 86.16" for "86.15."

6. On page 24142 § 86.37(a) is corrected in the second line by substituting "(b) and (c)" for "(b), (c) and (d)."

7. On page 24142 § 86.41(a) is corrected in the seventh line by inserting "a" after "by" and before "recipient."

8. On page 24143 § 86.55(c) is corrected in the eighth line by substituting "§ 86.61" for "§ 86.51."

Dated: August 22, 1975.

THOMAS S. MCFEE,
Deputy Assistant Secretary for Management Planning and Technology.

[FR Doc.75-22911 Filed 8-27-75;8:45 am]

Title 46—Shipping

CHAPTER I—COAST GUARD, DEPARTMENT OF TRANSPORTATION

[CGD 74-182]

SHIPS CARRYING BULK GRAIN CARGOES

Intact Stability Requirements

Correction

In FR Doc. 75-21907, appearing on page 36342, of the issue of Wednesday, August 20, 1975, the following change should be made in the Notes at the end of the table on page 36344. The words "Svedberg flotation" should be changed to read "Storage Factor" the three times they appear.

Title 47—Telecommunication

CHAPTER I—FEDERAL COMMUNICATIONS COMMISSION

[FCC 75-972]

PART 0—COMMISSION ORGANIZATION

PART 1—PRACTICE AND PROCEDURE

Report and Order; Amendment of Freedom of Information Rules

1. The Commission's rules were recently amended to implement the 1974 amendments of the Freedom of Information Act (40 FR 34115), (FCC 75-134, February 11, 1975). Since that time, we have reviewed those rules, drawing on experience in using them, and have decided on a number of additional changes. They are set out in the Appendix and discussed below in numerical sequence.

2. *Section 0.457(d)(1)(i).* This amendment provides that information and correspondence concerning the computa-

tion of the fee imposed upon transfer or assignment of a broadcast station license are not routinely available for public inspection. The amendment is not related to the 1974 amendments to the Act. The computations are based on the licensee's financial report, which is itself not routinely available.

3. *Section 0.461(d)(1).* This rule currently provides that requests for inspection of records which are to be acted on by the officer presiding at a hearing shall be submitted to the Executive Director, who will deliver them to the presiding officer. Under the revised rules, all requests for inspection of Commission records, including requests which are filed by a party to a hearing proceeding, will be acted on by the custodian of the records. The custodian of the records is defined as the appropriate Bureau or Office Chief. Thus, the Executive Director will not deliver requests for records to the presiding officer, and the provision to that effect has been deleted. Section 0.461(j), to the same effect, has also been deleted, and appropriate changes have been made in the discovery rules (see §§ 1.311(b)(3) and 1.325(b)). Hereafter, requests for the inspection and copying of Commission records will be considered exclusively under the Freedom of Information Act and the implementing regulations.

4. *Section 0.461(f).* The reference to paragraph (j) has been deleted.

5. *Section 0.461(g).* The provision for telephone notice of action on a request for inspection of records has been deleted. Telephone notice is desirable in some circumstances and will be given when appropriate. However, including telephone notice as a regulation, and thus offering more than the statute requires, has produced administrative difficulties and detracted from staff time available for acting on the requests.

6. *Section 0.461(h).* This rule deals with requests for inspection of records submitted to the Commission in confidence under § 0.457(d) and § 0.459 and with problems associated with affording multiple parties an adequate opportunity to express their positions, while leaving the Commission time to act on applications for review within the statutory period. Generally, 10 days, running from the date of the initial written ruling, are allowed for filing applications for review; service on the opposition party is required; and 10 days are allowed for a response. In the case of a partial grant, however, provision must be made to reduce these periods if necessary to permit the Commission to act on the application within the 20 day period specified by the statute (the 20 day period could otherwise be taken by the pleadings). Under the revised rule, the 20 day period for Commission action begins to run when the person seeking the records files an application for review or, if an application is filed only by the person resisting the request, the period begins to run with the filing of his application for review. Provision has, in addition, been made for captioning the application for review and the envelope containing it (if any), "REVIEW OF FREEDOM OF INFORMATION REQUEST." A cross-reference to § 1.115, the general rule dealing with applications for review, has been added.

7. *Section 0.461(i).* This rule deals with review of rulings denying a request for inspection of records. Provision is made for captioning the pleading and the envelope, for service of the application for review on the person (if any) who submitted the materials to the Commission in confidence, for a response by that person within 10 working days after the application is filed, and for 10 working days in which to obtain a stay of the ruling on review if the records are made available on review.

8. *Section 0.461(j).* This rule has been deleted. See the discussion in para. 3 above.

9. *Section 0.461(k).* A cross-reference to § 0.461(h)(2) has been added. That section specifies, among other things, the date on which the 20-day period for acting on an application for review begins to run when applications are filed by more than one person on different dates.

10. *Section 0.461(m).* The revised rule states with greater specificity the persons responsible for denying a request for inspection of records who will be identified in the letter or order of denial.

11. *Section 1.301(a)(3).* This rule currently provides that rulings by the presiding officer in a hearing proceeding granting a request for inspection of Commission records are appealable as a matter of right. Because the presiding officer will not hereafter be issuing such rulings, and because the application for review (rather than the appeal) process applies to rulings by the custodian of the records, the provision is being deleted. See the discussion in para. 3 above.

12. *Sections 1.311(b)(3) and 1.325(b).* These amendments to the discovery rules make it clear that they do not apply to the production of Commission records for inspection, and that the production of Commission records is governed exclusively by the Freedom of Information Act and the implementing rules.

13. We think that these changes clarify and simplify the freedom of information rules released on February 11, 1975, and therefore that they serve the public interest.

14. Authority for these amendments is contained in Sections 4(i) and (j) of the Communications Act of 1934, as amended, 47 CFR 154 (i) and (j), and in the Freedom of Information Act, as amended by Pub. L. 93-502, 5 U.S.C. 552. Because the amendments relate to matters of procedure, compliance with the notice and effective date provisions of 5 U.S.C. 553 is unnecessary.

15. Accordingly, it is ordered, effective September 2, 1975, That the amendments to Parts 0 and 1 of the Rules set forth below are adopted.

(Secs. 4, 303, 48 Stat., as amended, 1066, 1088; (47 U.S.C. 154, 303).)

Adopted: August 18, 1975.

Released: August 21, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

Parts 0 and 1 of Chapter 1 of Title 47 of the Code of Federal Regulations are amended as follows:

1. Section 0.457(d)(1)(i) is revised to read as follows:

§ 0.457 Records not routinely available for public inspection.

* * * * *

(d) * * *

(1) * * *

(i) Financial reports submitted by licensees of broadcast stations pursuant to § 1.611 of this chapter or by radio and television networks are not routinely available for public inspection. (Fees paid upon consummation of the assignment or transfer of a broadcast station license, pursuant to § 1.1111 of this chapter, are computed from information contained in financial reports submitted pursuant to § 1.611. Information and correspondence concerning such computations are not routinely available for public inspection.)

* * * * *

2. Section 0.461 is revised to read as follows:

§ 0.461 Requests for inspection of materials not routinely available for public inspection.

Any person desiring to inspect Commission records which are not listed in § 0.453 or § 0.455 shall file a request for inspection meeting the requirements of this section.

(a) The records in question must be reasonably described by the person requesting them, so as to permit their location by staff personnel. See § 0.460(c).

(b)(1) Requests shall be captioned, "REQUEST FOR INSPECTION OF RECORDS", shall be dated, shall list the telephone number (if any) of the person making the request and, for each document requested, shall set out all information known to the person making the request which would be helpful in identifying and locating the document.

(2) The request shall, in addition, specify the maximum search fee the person making the request is prepared to pay (see § 0.466). If the specified maximum is reached before all of the records have been located, the search will be terminated and the person making the request will be so notified.

(c) If the records are of the kinds listed in § 0.457 or if they have been withheld from inspection under § 0.459, the request shall, in addition, contain a statement of the reasons for inspection and the facts in support thereof. In the case of other materials, no such statement need accompany the request; but the custodian of the records may require the submission of such a statement if he determines that the materials in question may lawfully be withheld from inspection.

(d)(1) Requests shall be delivered or mailed to the Executive Director, who will determine the identity of the custodian of the records and deliver the request to him. (For purposes of this section, the custodian of the records is the Chief of the appropriate Bureau or Office.)

(2) If the request is enclosed in an envelope, the envelope shall be marked, "REQUEST FOR INSPECTION OF RECORDS."

(3) An original and two copies of the request shall be submitted. If the request is for materials not open to routine public inspection under § 0.457(d) or § 0.459, one copy of the request will be mailed by the custodian of the records to the person who originally submitted the materials to the Commission.

(e) When the request is received by the Executive Director, it will be date-stamped.

(f) Requests for inspection of records will be acted on as follows by the custodian of the records.

(1) If the Commission is prohibited from disclosing the records in question, the request for inspection will be denied with a statement setting forth the specific grounds for denial.

(2) If the records are the property of another agency, the request will be referred to that agency and the person who submitted the request will be so advised, with the reasons therefor.

(3) If it is determined that the Commission does not have authority to withhold the records from public inspection, the request will be granted.

(4) If it is determined that the Commission does have authority to withhold the records from public inspection, the considerations favoring disclosure and non-disclosure will be weighed in the light of the facts presented, and the request will be granted, either conditionally or unconditionally, or denied.

(5) If there is a statutory basis for withholding part of a document only from inspection, that part will be deleted and the remainder will be made available for inspection.

(g) The custodian of the records will make every effort to act on the request within 10 working days after it is received by the Executive Director. If it is not possible to locate the records and to determine whether they should be made available for inspection within 10 working days, the custodian may, in any of the following circumstances, extend the time for action by up to 10 working days:

(1) It is necessary to search for and collect the requested records from field facilities or other establishments that are separate from the office processing the request.

(2) It is necessary to search for, collect and appropriately examine a voluminous amount of separate and distinct records which are demanded in a single request; or

(3) It is necessary to consult with another agency having a substantial interest in the determination of the request or among two or more components of the Commission.

If these circumstances are not present or if it is not possible to locate the records and make the determination within the extended period, the person who made the request will be advised of his rights and asked to consent to an extension or further extension. If he agrees to an extension, the custodian of the records will confirm the agreement in a letter specifying the length of the agreed-upon extension. If he does not agree to an extension, the request will be denied, on the ground that the custodian has not been able to locate the records and/or to make the determination within the period for an initial ruling mandated by the Freedom of Information Act, 5 U.S.C. 552. In that event, the custodian will continue to search for and/or assess the records and will advise the person who made the request of further developments; but that person may file an application for review by the Commission. When action is taken by the custodian of the records, written notice of the action will be given.

(h)(1) If a request for inspection of records submitted to the Commission in confidence under § 0.457(d) or § 0.459 is granted, an application for review of the action may be filed only by the person who submitted the records to the Commission. The application for review and the envelope containing it (if any) shall be captioned "REVIEW OF FREEDOM OF INFORMATION ACTION." The application for review shall be filed within 10 working days after the date of the written ruling and shall be served on the person who filed the request for inspection of records. The person who filed the request for inspection of records may respond to the application for review within 10 working days after it is filed. If an application for review is not filed within this period, the records will be produced for inspection.

(2) If the request for inspection of records submitted to the Commission in confidence under § 0.457(d) or § 0.459 is partially granted and partially denied, the person who submitted the records to the Commission and the person who filed the request for inspection of those records may file an application for review within 10 working days after the date of the written ruling. If either person files an application for review, he shall serve it on the other. Responses may be filed within 10 working days after the application(s) for review is filed. If both persons file, or if an application for review is filed only by the person who filed the request for inspection of records, the application(s) will be acted on within 20 working days after the application filed by the person who requested the records is filed. If an application for review is filed only by the person who submitted the records to the Commission, it will be acted on within 20 days after it is filed. The time for filing applications for review and responses may be reduced on notice, if necessary to act on the request within the 20 day period. If an application for review is not filed within this period by the person who submitted the records to the Commission, the partial grant will be implemented.

(3) If the application for review filed by either person is denied, that person will be notified and advised of his rights in writing.

(4) If an application for review filed by the person who submitted the records to the Commission is denied, or if records are made available on review which were not initially made available, the person who submitted the records to the Commission will be afforded 10 working days from the date of the written ruling in which to move for a judicial stay of the Commission's action. If he does not move for stay within this period, the records will be produced for inspection.

(5) Because of the statutory constraints imposed upon the Commission, no extensions of time will be granted to seek either Commission review or a judicial stay.

(i) Except as provided in paragraph (h) of this section, an application for review of an initial action on a request for inspection may be filed only by the person who made the request. The application shall be filed within 30 days after the date of the written ruling by the custodian of the records, and shall be captioned, "REVIEW OF FREEDOM OF INFORMATION ACTION." The envelope (if any) shall also be so captioned. The application shall be served on the person (if any) who originally submitted the materials to the Commission. That person may file a response within 10 working days after the application for review is filed. If the records are made available, on review, the person who submitted them to the Commission (if any) will be afforded 10 working days after the date of the written ruling to seek a judicial stay. See paragraph (h) of this section. (For general procedures relating to applications for review, see § 1.115 of this chapter.)

(j) [Reserved]

(k) The Commission will make every effort to act on an application for review of an action on a request for inspection of records within 20 working days after it is filed. See, however, paragraph (h)(2) of this section. If it is not possible to locate the records and to determine whether they should be made available for inspection within 20 working days, the General Counsel may, in the following circumstances and to the extent time has not been extended under paragraph (g) of this section, extend the time for action by up to 10 working days (The total period of extensions taken under this paragraph and under paragraph (g) of this section without the consent of the person who submitted the request shall not exceed 10 working days.):

(1) It is necessary to search for and collect the requested records from field facilities or other establishments that are separate from the office processing the request;

(2) It is necessary to search for, collect and appropriately examine a voluminous amount of separate and distinct records which are demanded in a single request; or

(3) It is necessary to consult with another agency having a substantial interest in the determination of the request or among two or more components of the Commission.

If these circumstances are not present or if it is not possible to locate the records and make the determination within the extended period, the person who made the request will be advised of his rights and asked to consent to an extension or further extension. If he agrees to an extension, the General Counsel will confirm the agreement in a letter specifying the length of the agreed-upon extension. If he does not agree to an extension, the Commission will continue to search for and/or assess the records and will advise the person who made the request of further developments; but that person may file a complaint in an appropriate United States district court.

(l) Subject to the application for review and judicial stay provisions of paragraphs (h) and (i) of this section, if the request is granted, the records will be produced for inspection at the earliest possible time.

(m) Staff orders and letters denying requests for inspection are signed by the official (or officials) who give final approval of their contents. If a request is denied by the Commission, notice of denial will set forth the names of the Commissioners participating in the decision.

3. Section 1.301(a)(3) is deleted and reserved, as follows:

§ 1.301 Appeal from presiding officer's interlocutory ruling; effective date of ruling.

(a) * * *

(3) [Reserved]

* * * * *

4. Section 1.311(b)(3) is revised to read as follows:

§ 1.311 General.

* * * * *

(b) * * *

(3) Commission records are not subject to discovery under § 1.325. The inspection of Commission records is governed by the Freedom of Information Act, as amended, and by §§ 0.451–0.467 of this chapter. Commission employees may be questioned by written interrogatories regarding the existence, nature, description, custody, condition and location of Commission records, but may not be questioned concerning their contents unless the records are available (or are made available) for inspection under §§ 0.451–0.467. See § 0.451(b)(5) of this chapter.

* * * * *

5. Section 1.325(b) is revised to read as follows:

§ 1.325 Discovery and production of documents and things for inspection, copying, or photographing.

* * * * *

(b) Any party seeking the production of Commission records should proceed under § 0.460 or § 0.461 of this chapter. See §§ 0.451–0.467.

[FR Doc.75-22839 Filed 8-27-75;8:45 am]

[Docket No. 20028; FCC 75-937]

PART 76—CABLE TELEVISION SERVICES

Memorandum Opinion and Order

In the Matter of Amendment of Part 76 of the Commission's Rules and Regulations Relevant to Carriage of Late-Night Television Programming by Cable Television Systems.

1. On September 6, 1974, we adopted the Report and Order in Docket 20028[1] (39 FR 33528) in which we amended our signal carriage rules to enable cable television systems to carry, within certain limitations, the late-night programming of otherwise unauthorized signals.[2] Metro Cable Company has petitioned the Commission for reconsideration of that report and order and the Association of Maximum Service Telecasters, Inc. has responded in opposition to Metro Cable's request.

2. Metro Cable Company's petition specifically urges reconsideration of that portion of the subject Report and Order in which the Commission determined that the prevention of head-to-head competition between late-night programming of signals imported pursuant to the new rules and late-night offerings of local signals would, in certain circumstances, result in the carriage of imported late-night programs "in progress" rather than from the very beginning. Although the Commission both implemented provisions to insure carriage of imported late-night programs to their conclusion and took limited measures to prevent local stations' sign-off programming from unduly delaying the commencement of importation of late-night programming,[3] it is petitioner's contention that the rules adopted in Docket 20028 fail to confer a genuine benefit upon the late-night audience whose needs they were designed to serve. To this end, petitioner presents data to illustrate how, over a two-week period, the rules in question actually worked to deprive its subscribers of the beginning portions of imported late-night programs or required them to wait in front of an empty screen, from the time when the last local signal signed off until the first complete late-night program became available.[4]

Number of nights	Minimum loss of programing	or	Minimum delay for next complete program
2	30 min		More than 1 hr.
1	30 min		45 min.
1	unspecified		25 min.
1	unspecified		More than 1 hr.
1	20 min		15 min.
3	15 min		More than 1 hr.
2	15 min		15 min.
1	15 min		10 min.
12			

Petitioner argues that the Commission has misconstrued the public interest by adopting rules which permit viewers to watch only portions of programs or, in the alternative, which require them to wait in front of a blank screen for a program to begin. With respect to the effect of joining programs in progress, petitioner stresses that the beginning of a program is crucial to the program's full enjoyment in that it orients a viewer to such key elements of the plot as location, premises, characters and time frame. Moreover, Metro Cable argues that deletion of the beginning of a program is inconsistent with § 76.55(b)'s endorsement of complete carriage of programs, as is a failure to carry a program to its conclusion. In Metro Cable's view, the present late-night programming rules are unnecessarily protective of broadcasters at the expense of the "small but significant" late-night audience the Commission was seeking to benefit. Thus, as an alternative to the present rules, petitioner suggests a policy whereby a program, at least half of which could be legally imported on the present "join-in-progress" basis, could be carried in its entirety.

3. The Association of Maximum Service Telecasters, Inc. opposed a reconsideration of the late-night programming rule making for the following reasons: (a) That the Commission has already given adequate consideration to the issue which Metro Cable presents; (b) that the late-night programming rules, together with other signal carriage provisions, create more than ample program diversity for late-night and other cable viewers; and (c) that Metro Cable's proposal

[1] FCC 74-957, 48 FCC 2d 699 (1974).

[2] § 76.59(d)(3) contains the late-night program rule for cable television systems located in smaller television markets. It provides, in pertinent part, that in addition to television broadcast signals carried pursuant to the foregoing paragraph of § 76.59, a cable television system may carry: (3) Any television station during the period from sign-off of the last station which the cable television system must carry pursuant to § 76.59(a) to the sign-on of the first station which the cable television system must carry pursuant to § 76.59(a); *Provided, however*, That if a station terminates operations less than thirty minutes after the hour or half hour, it shall be deemed to have signed off on the prior hour or half hour, respectively. A cable system may carry a program to its completion. Carriage of such additional stations shall not require prior approval in the certificating process and shall be consistent with the program exclusivity rules of Subpart F of this part.

Sections 76.57(c) and 76.61(e)(3) are the counterparts of § 76.59(d)(3) for cable television systems located outside all major and smaller television markets and for cable television systems located in major television markets.

[3] See footnote 2, *supra*.

[4] Petitioner's data reveals that on only two of the fourteen successive nights surveyed could the cable television system pick up a complete late-night program without a substantial delay. On the remaining twelve nights, the best option permitted importation subject to the following restrictions:

would result in head-to-head competition which would seriously threaten the expansion and continuation of local, "free" late-night broadcasting. MST argues that while the Commission was aware that the rules in question could result in certain viewers missing the beginning of imported programs, it nevertheless concluded that a balancing of the interests involved impelled such a result. With respect to Metro Cable's reliance on § 76.55(b) of the Commission's Rules, MST points out that the Commission itself considered that provision in adopting the late-night programming rules. MST also disputes that Metro Cable has shown that a "join-in-progress" approach causes more than a minor viewer inconvenience and contends that since at least one local station will always be on the air until importation can commence, "no one is left with a blank screen." Moreover, MST argues that any inconvenience brought about by a "join-in-progress" approach is further ameliorated by late-night programming which may also be available on distant signals which a cable television system regularly carries. Of major concern to MST, however, is the alleged adverse impact which any "beginning of the program" approach would have on local broadcast services. MST points to other signal carriage provisions which it considers to be lenient toward cable television but harmful to broadcasting, and argues that the instant petition for reconsideration is merely another attempt by the cable television industry to erode certain Commission policies by "chipping away." Any relaxation in the present restrictions on importation of late-night programming, argues MST, would certainly lead to abuses by cable television systems.

4. In this proceeding, we have explored the potential of cable television to fulfill the needs of a small but significant portion of the population whose employment or personal habits allowed them to watch television only during the late-night hours and whose local stations did not provide such late-night programming. However, as we stated in the Report and Order in Docket 20028, supra, we intended to accommodate the needs of late-night viewers without inflicting injury on local broadcast television stations. Hence, we believed it necessary to adopt a compromise which, in some instances, could result in overlap of imported programming with a local station's broadcast day and in certain viewers missing the beginning portions of imported programming.[5] In the eight months during which the late-night programming rules have been in effect, they appear on reflection to have fallen somewhat short of our expectations. Not only the instant petition for reconsideration but also petitions for special relief [6] and letters from the public reveal certain flaws of the "join-in-progress" aspect of our present rules, the significance of which was not evident before. Moreover, although we have previously considered the comments of many cable systems which expressed dissatisfaction with a "join-in-progress" approach, we did not have the benefit of the type of data which Metro Cable has now presented and which demonstrates how the present rules work in practice. In light of this data and other considerations which are discussed below, we are prompted, in the public interest, to reexamine our late-night programming rules insofar as they deny viewers the right to watch a program from start to finish.

5. In our previous consideration of this matter, we recognized the high cost of microwave service needed for certain cable television systems to import late-night programming, but we considered this expense mainly in the context of the debate over possible grandfathering provisions for signals imported for late-night programming purposes.[7] However, it is apparent that the magnitude of microwave costs may actually serve as a constraint on the extent to which cable television systems may take advantage of the late-night programming provisions. Both Metro Cable and the systems petitioning for special relief propose to utilize the rules only to the extent that stations engaging in late-night broadcasting are readily available off-the-air or via existing facilities.[8] It appears that the starting times of late-night programs on the limited number of stations practically available for importation are not likely to be compatible with the sign-off times of the systems' last local signal, even as modified by the "half-hour rule." It is also apparent that systems, especially smaller systems, as a practical matter, will be limited to importation of programming on otherwise unauthorized stations which may be receivable off-the-air or by existing microwave service. Such small systems obviously cannot canvass the entire nation to find a station whose late-night programming commences at a time which permits complete carriage pursuant to the existing rules. Accordingly, with only a limited number of late-night signals available for importation, the loss of the beginning of late-night programs due to a "join-in-progress" approach is likely to occur with some frequency.

6. In examining the application of the present rules, certain additional difficulties became evident. Both Metro Cable's data and an examination of nationwide broadcasting schedules reflect that a cable operator who wishes to import late-night programming with a minimum of program loss is confronted with an array of station sign-off times and program starting times which tend to change from day to day. In order to utilize the late-night programming provisions, the cable operator must continually readjust personnel and equipment. Moreover, those viewers who attempt to avail themselves of late-night viewing opportunities will undoubtedly experience some confusion in ascertaining when carriage of late-night programs will begin, when beginning portions of the program will be omitted, and how much of a program they have missed. Although some of these problems are inherent in the irregularity of late-night broadcast schedules, at least some of the administrative difficulty for the system and the uncertainty of the viewers could be alleviated if imported programs could be carried from the beginning and if late-night cable service could commence at a definite time.

7. Certainly we have never intended that cable television systems would deliver programming on a piecemeal basis. For instance, our rules are intended to assure the carriage of complete programs from start to finish.[9] Nonetheless, for reasons that seemed sufficiently compelling at the time, our initial concern was that unrestricted carriage of imported late-night television signal could, in certain instances, result in a direct and deleterious competition between the imported signals and the local stations which remained on the air. Indeed, the broadcasters participating in this proceeding have argued that such competition would fragment their late-night audiences, thus reducing the revenues generated by late-night programming and generally endangering the quality of their overall service. Moreover, the broadcasters contended that a local station's incentive to present late-night programming would be considerably undermined if a local cable system was free to engage in unrestricted importation of late-night television signals. However, for the reasons discussed above, we now believe that neither the extent of late-night programming that is likely to develop nor the amount of overlap that is likely to occur if cable systems are free to provide late-night programming from the outset will have any significant impact upon a station's revenues or programming. We also note that the size of the television audience decidedly decreases after midnight and, consequently, the revenues generated by late-night programming account for a very small percentage of a station's total revenues.[10] Therefore, with one exception, we have decided to modify the rule we adopted in the Report and Order in Docket 20028, to permit cable television systems to engage in late-night programming at a certain fixed time without having to consult constantly shifting local program schedules.

8. Accordingly, we are amending our rules to allow cable television systems to commence the carriage of any station's late-night programs at the sign-off of the last local "must-carry" television station

[5] At most, we allowed 30 minutes of overlap by means of our "half-hour rules" which allowed importation to begin on the previous hour where the last local station signed-off after the hour, and on the previous half-hour where the last local station signed-off after the half-hour.

[6] *See*, e.g., CSR-640, filed on behalf of cable television systems in twelve (12) communities by Gerity Broadcasting Company.

[7] See, Report and Order in Docket 20028, supra, at 707.

[8] Gerity Broadcasting Company's cable television systems propose to import late-night programming on only one station.

[9] *See*, e.g., §§ 76.55(b) and 76.61(b)(2)(ii) of the Commission's rules and report and order in Docket 20028, supra, at 707.

[10] *See*, e.g., American Research Bureau Television Market Summary, Audience Estimates In ARB Markets, February/March, 1973.

or at one o'clock a.m. in the Eastern and Pacific Time Zones and at midnight in the Central and Mountain Time Zones, whichever occurs first. These modifications will permit cable systems to carry most imported late-night programs from their beginning, while restricting the additional competition that such additional service may provide to those times when national network television service has usually concluded. As indicated by the decline in the size of the television audience after midnight, the programming needs of most communities prior to midnight are adequately met by local stations and little harm will befall these local stations if they experience additional competition once network service has terminated. However, when a local television station broadcasts an all-night program schedule, these rules will not permit a local cable system to engage in the carriage of imported late-night television signals. This exception is consistent with the reservations we first expressed in the Notice of Proposed Rule Making in this matter:

> We * * * are concerned that unrestricted importation of late-night broadcasting might harm local stations in two ways. First, head-on competition with distant signals might encourage local stations to drop their existing late-night operations, particularly if they operated in an area with high cable penetration. Second, and potentially more important, importation of late-night programming might deter local stations from entering the market for late-night broadcasting.[11]

For the purposes of these rules, a station is considered to be following an all-night program schedule if it broadcasts continuously from 12:00 a.m. until 6:00 a.m. The amended rules should increase the opportunities for the carriage of late-night programming from start to finish while eliminating much of the uncertainty and administrative complication of our previous approach. Moreover, the exception to the rules will preserve an incentive for local stations to extend their program schedule if they wish to do so. In either case, we believe these rules can confer a genuine benefit on the small but significant number of persons who might otherwise be without access to any sort of regular television.

Accordingly, *it is ordered*, That effective October 2, 1975, the modifications in Part 76 of the Commission's Rules and Regulations that are set forth below are adopted.

It is further ordered, That the petition for reconsideration is granted to the extent indicated in Paragraph 8 above.

It is further ordered, That the opposition to petition for reconsideration is denied.

It is further ordered, That the proceedings in Docket 20028, the subject matter of which was examined in the Report and Order in Docket 20028, 39 FR 33528, are terminated.

Authority for the rule amendments adopted herein is contained in Sections 2, 4 (i) and (j), 301, 303, 307, 308 and 309 of the Communications Act of 1934, as amended.

(Secs. 2, 4, 301, 303, 307, 308, 309, 48 Stat., as amended, 1064, 1066, 1081, 1082, 1083, 1084, 1085; 47 U.S.C. 152, 154, 301, 303, 307, 308 and 309.)

Adopted: July 30, 1975.

Released: August 22, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

Part 76 of Chapter I of Title 47 of the Code of Federal Regulations is amended as follows:

1. In § 76.57, paragraph (c) is revised to read as follows:

§ 76.57 Provisions for systems operating in communities located outside of all major and smaller television markets.

* * * * *

(c) In addition to the television broadcast signals carried pursuant to paragraphs (a) and (b) of this Section, any television broadcast station during the period from sign-off of the last television broadcast station which the cable television system must carry pursuant to § 76.57(a), or from 12:00 a.m. in the Central and Mountain Time Zones and 1:00 a.m. in the Eastern and Pacific Time Zones, whichever occurs first, to the sign-on of the first station which the cable television system must carry pursuant to § 76.57(a); *Provided however*, That a cable television system may carry a program to its completion; *And provided further*, That this paragraph does not authorize carriage in the manner described above whenever a television broadcast station that the cable television system must carry pursuant to § 76.57(a) broadcasts continuously and does not sign-off during the hours from 12:00 a.m. to 6:00 a.m. Carriage of such additional television signals shall not require prior approval in the certificating process and shall be consistent with the network nonduplication protection and syndicated exclusivity rules of Subpart F of this part.

2. In § 76.59, paragraph (d)(3) is revised as follows.

§ 76.59 Provisions for smaller television markets.

* * * * *

(d) * * *

(3) Any television broadcast station during the period from sign-off of the last television broadcast station which the cable television system must carry pursuant to § 76.59(a), or from 12:00 a.m. in the Central and Mountain Time Zones and 1:00 a.m. in the Eastern and Pacific Time Zones, whichever occurs first, to the sign-on of the first station which the cable television system must carry pursuant to § 76.59(a): *Provided, however*, That a cable television system may carry a program to its completion; *And provided further*, That this subsection does not authorize carriage in the manner described above whenever a television broadcast station that the cable television system must carry pursuant to § 76.59(a) broadcasts continuously and does not sign-off during the hours from 12:00 a.m. to 6:00 a.m. Carriage of such additional television signals shall not require prior approval in the certificating process and shall be consistent with the network nonduplication protection and syndicated exclusivity rules of Subpart F of this part.

* * * * *

3. In § 76.61, paragraph (e)(3) is revised to read as follows:

§ 76.61 Provisions for first 50 major television markets.

* * * * *

(e) * * *

(3) Any television broadcast station during the period from sign-off of the last television broadcast station which the cable television system must carry pursuant to § 76.61(a), or from 12:00 a.m. in the Central and Mountain Time Zones and 1:00 a.m. in the Eastern and Pacific Time Zones, whichever occurs first, to the sign-on of the first station which the cable television system must carry pursuant to § 76.61(a); *Provided, however*, That a cable television system may carry a program to its completion; *And provided further*, That this subsection does not authorize carriage in the manner described above whenever a television broadcast station that the cable television system must carry pursuant to § 76.61(a) broadcasts continuously and does not sign-off during the hours from 12:00 a.m. to 6:00 a.m. Carriage of such additional television signals shall not require prior approval in the certificating process and shall be consistent with the network nonduplication protection and syndicated exclusivity rules of Subpart F of this part.

* * * * *

[FR Doc.75-22840 Filed 8-27-75;8:45 am]

[11] Notice of Proposed Rule Making in Docket 20028, FCC 74-433, 46 FCC 2d 446 at 447 (1974).

Title 50—Wildlife and Fisheries

CHAPTER I—UNITED STATES FISH AND WILDLIFE SERVICE, DEPARTMENT OF THE INTERIOR

PART 32—HUNTING

Alamosa National Wildlife Refuge, Colorado

The following special regulation is issued and is effective August 28, 1975.

§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

COLORADO

ALAMOSA NATIONAL WILDLIFE REFUGE

The public hunting of geese, ducks, coots, mergansers, mourning doves, sora and Virginia rails, and Wilson's snipe on the Alamosa National Wildlife Refuge, Colorado is permitted in accordance with conditions as outlined below, but only on the area designated by signs as open to hunting:

(1) Ducks, coots and mergansers—October 4, 1975 through October 14, 1975,

inclusive, and November 8, 1975 through January 18, 1976, inclusive.

(2) Canada geese—November 1, 1975 through December 31, 1975, inclusive. Hunting of Canada geese is restricted to those persons who have secured a special Colorado state permit for the Special San Luis Valley Goose Hunt.

(3) Mourning doves—October 4, 1975 through October 14, 1975, inclusive.

(4) Sora and Virginia rails—October 4, 1975 through October 14, 1975, inclusive, and November 1, 1975 through November 9, 1975, inclusive.

(5) Wilson's snipe—October 4, 1975 through October 14, 1975, inclusive, and November 1, 1975 through November 4, 1975, inclusive.

This open area, comprising 3,946 acres, is delineated on maps available at refuge headquarters, Alamosa, Colorado, and from the Regional Director, U.S. Fish and Wildlife Service, 10597 West 6th Avenue, Denver, Colorado 80215. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of geese, ducks, coots, mergansers, mourning doves, sora and Virginia rails, and Wilson's snipe, subject to the following special conditions:

(1) Shooting hours will be from one-half hour before sunrise until sunset for ducks, geese, coots and mergansers.

(2) Shooting hours will be from sunrise to sunset on mourning doves, sora and Virginia rails and Wilson's snipe.

(3) Dogs—Not to exceed two dogs per hunter may be used in the hunting of the above species.

(4) Admittance—Entrance to the area open to hunting and parking of vehicles will be restricted to designated parking areas.

(5) Boats—The use of boats is prohibited. One- or two-man life rafts that can be carried by an individual from the parking areas to the hunting area may be used to retrieve dead or wounded birds.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 18, 1976.

CHARLES R. BRYANT,
Refuge Manager,
Alamosa National Wildlife Refuge.

AUGUST 20, 1975.

[FR Doc.75-22802 Filed 8-27-75;8:45 am]

PART 32—HUNTING

Alamosa National Wildlife Refuge, Colorado

The following special regulation is issued and is effective August 28, 1975.

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

COLORADO

ALAMOSA NATIONAL WILDLIFE REFUGE

The public hunting of rabbits, skunk, badger, raccoon, coyote, and bobcat on the Alamosa National Wildlife Refuge, Colorado is permitted from October 4, through October 14, 1975, inclusive, and from November 1, 1975 through January 18, 1976, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 3,946 acres is delineated on maps available at refuge headquarters, Alamosa, Colorado and from the Regional Director, U.S. Fish and Wildlife Service, 10597 West 6th Avenue, Denver, Colorado 80215.

Hunting shall be in accordance with all applicable State regulations governing the hunting of rabbits, skunk, badger, raccoon, coyote, and bobcat, subject to the following conditions:

(1) Shooting hours for cottontail rabbits will be from sunrise to sunset.

(2) Shooting hours for jack rabbits, skunk, raccoon, coyote, badger, and bobcat shall coincide with those set by Federal and State proclamation for the hunting of migratory waterfowl.

(3) Dogs—Not to exceed two dogs per hunter, may be used in the hunting of the above species.

(4) Admittance—Entrance to the area open to hunting and parking of vehicles will be restricted to designated parking areas.

(5) Hunting with rifles and handguns is prohibited.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 18, 1976.

CHARLES R. BRYANT,
Refuge Manager,
Alamosa National Wildlife Refuge.

AUGUST 20, 1975.

[FR Doc.75-22805 Filed 8-27-75;8:45 am]

PART 32—HUNTING

Cibola National Wildlife Refuge, Arizona and California, et al.

The following special regulations are issued and are effective August 28, 1975. The limited time ensuing from the date of the adoption of the Federal migratory game bird regulations to and including the establishment of State hunting seasons makes it impracticable to give public notice of proposed rule making.

§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

ARIZONA AND CALIFORNIA

CIBOLA NATIONAL WILDLIFE REFUGE

The public hunting of doves on the Cibola National Wildlife Refuge, Arizona and California, is permitted as follows: Arizona—mourning and white-winged doves, from September 1 through September 21, 1975, inclusive; mourning doves only, from December 7 through January 4, 1976, inclusive. California—mourning and white-winged doves, from September 1 through September 30, 1975, inclusive; mourning doves only, from November 22 through December 7, 1975, inclusive. Hunting is permitted only on the areas designated by signs as open to hunting. These open areas, comprising 7,500 acres, are delineated on maps available at refuge headquarters, Blythe, California, and from the Regional Director, U.S. Fish and Wildlife Service, P.O. Box 1306, Albuquerque, New Mexico 87103. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of doves subject to the following special conditions:

(1) Up to two (2) dogs per hunter may be used for the purpose of hunting and retrieving.

(2) Pits or permanent blinds are prohibited.

(3) Hunting is prohibited within one-fourth mile of any occupied dwelling or 250 yards of any farm field worker.

(4) Campfires will be permitted only in designated areas. All other open fires are prohibited.

(5) Cibola Lake, located in Zone I, is closed to fishing from October 1 through March 1 during the waterfowl use period.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 4, 1976.

HAVASU NATIONAL WILDLIFE REFUGE

The public hunting of doves on the Havasu National Wildlife Refuge, Arizona and California, is permitted only on the area designated by signs as open to hunting. This open area, comprising 24,200 acres, is delineated on maps available at refuge headquarters, Needles, California, and from the Regional Director, U.S. Fish and Wildlife Service, P.O. Box 1306, Albuquerque, New Mexico 87103. Hunting seasons are as follows: Arizona—mourning and white-winged doves, from September 1 through September 21, 1975, inclusive and from December 7, 1975 through January 4, 1976, inclusive. California—mourning and white-winged doves, from September 1 through September 30, 1975, inclusive; mourning doves only, from November 22 through December 7, 1975, inclusive. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of doves subject to the following special conditions:

(1) Hunting is prohibited within one-fourth mile of any occupied dwelling or concession operation.

(2) Up to two (2) dogs per hunter may be used for the purpose of hunting and retrieving.

(3) Hunters may enter the Topock Marsh and Pintail Slough hunt areas by way of the parking lot only.

(4) Shooting hours are from one-half hour before sunrise to sunset.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 4, 1976.

IMPERIAL NATIONAL WILDLIFE REFUGE

The public hunting of doves on the Imperial National Wildlife Refuge, Arizona and California, is permitted only on the area designated by signs as open to hunting. This open area, comprising 10,500 acres, is delineated on maps available at refuge headquarters, Martinez Lake, Arizona, and from the Regional Director, U.S. Fish and Wildlife Service, P.O. Box 1306, Albuquerque, New Mexico 87103. Hunting seasons as as follows: Arizona—mourning doves only, from December 7, 1975 to January 4, 1976, inclusive; California—mourning and white-winged doves, from November 22 through December 7, 1975, inclusive. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of doves.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 4, 1976.

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

CIBOLA NATIONAL WILDLIFE REFUGE

The public hunting of quail and cottontail rabbit on Cibola National Wildlife Refuge, Arizona and California, is permitted only on the areas designated by signs as open to hunting. These open areas, comprising 7,500 acres, are delineated on maps available at refuge headquarters, Blythe, California, and from the Regional Director, U.S. Fish and Wildlife Service, P.O. Box 1306, Albuquerque, New Mexico 87103. Hunting seasons are as follows: Arizona—rabbit, from October 1, 1975 through January 31, 1976, inclusive; California, from September 1, 1975 through February 1, 1976, inclusive. Arizona—quail, from October 1, 1975 through February 1, 1976, inclusive; California, from October 25, 1975 through February 1, 1976, inclusive. Hunting shall be in accordance with all applicable State regulations covering the hunting of quail and rabbit subject to the following special conditions:

(1) Up to two (2) dogs per hunter is allowed for the purpose of legal bird hunting only.

(2) Hunting is prohibited within one-fourth mile of any occupied dwelling or 250 yards of any farm field worker.

(3) Campfires will be permitted only in designated areas. All other open fires are prohibited.

(4) Wildlife observation is permitted within the two closed hunting zones. Persons are permitted to use only established routes of travel.

(5) Cibola Lake, located in Zone 1, is closed to fishing and boating from October 1 through March 1, during the waterfowl use period.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through February 1, 1976.

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

The public hunting of deer on Cibola National Wildlife Refuge, Arizona and California, is permitted as follows: Arizona—bow and arrow, from October 24 through November 9, 1975, inclusive; gun, from November 14 through November 23, 1975, inclusive. California—bow and arrow, from August 23 through September 14, 1975, inclusive: gun, from September 27 through November 2, 1975, inclusive. The areas designated by signs as open to hunting comprise 7,500 acres and are delineated on maps available at refuge headquarters, Blythe, California, and from the Regional Director, U.S. Fish and Wildlife Service, P.O. Box 1306, Albuquerque, New Mexico 87103. Hunting shall be in accordance with all applicable State regulations covering the hunting of deer subject to the following special conditions:

(1) Hunting is prohibited within one-fourth mile of any occupied dwelling or 250 yards of any farm field worker.

(2) Campfires will be permitted only in designated areas. All other open fires are prohibited.

(3) Wildlife observation is permitted within the two closed hunting zones. Persons are permitted to use only established routes of travel.

(4) Cibola Lake, located in Zone 1, is closed to fishing and boating from October 1 through March 1 during the waterfowl use period.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through November 23, 1975.

ROBERT F. STEPHENS,
Acting Regional Director,
Albuquerque, N. Mex.

AUGUST 22, 1975.

[FR Doc.75-22801 Filed 8-27-75;8:45 am]

PART 32—HUNTING

Crab Orchard National Wildlife Refuge, Illinois

The following special regulation is issued and is effective August 28, 1975.

§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

ILLINOIS

CRAB ORCHARD NATIONAL WILDLIFE REFUGE

Public hunting of teal on the Crab Orchard National Wildlife Refuge, Illinois, is permitted from September 13 through September 21, 1975, but only on the area designated by signs as open to hunting. This open area is delineated on a map available at the refuge headquarters, Carterville, Illinois 62918, and from the Regional Director, U.S. Fish and Wildlife Service, Federal Building, Fort Snelling, Twin Cities, Minnesota 55111. Hunting will be in accordance with all applicable State and Federal regulations.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuges generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through September 21, 1975.

JACK E. HEMPHILL,
Regional Director.

[FR Doc.75-22806 Filed 8-27-75;8:45 am]

PART 32—HUNTING

Monte Vista National Wildlife Refuge, Colorado

The following special regulation is issued and is effective August 28, 1975.

§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

COLORADO

MONTE VISTA NATIONAL WILDLIFE REFUGE

The public hunting of geese, ducks, coots, mergansers, mourning doves, sora and Virginia rails, and Wilson's snipe on the Monte Vista National Wildlife Refuge, Colorado, is permitted in accordance with conditions as outlined below, but only on the area designated by signs as open to hunting:

(1) Ducks, coots and mergansers—October 4, 1975 through October 14, 1975, inclusive, and November 8, 1975 through January 18, 1976, inclusive.

(2) Canada geese—November 1, 1975 through December 31, 1975, inclusive. Hunting of Canada geese is restricted to those persons who have secured a special Colorado state permit for the Special San Luis Valley Goose Hunt.

(3) Mourning doves—October 4, 1975 through October 14, 1975, inclusive.

(4) Sora and Virginia rails—October 4, 1975 through October 14, 1975, inclusive, and November 1, 1975 through November 9, 1975, inclusive.

(5) Wilson's snipe—October 4, 1975 through October 14, 1975, inclusive, and November 1, 1975 through November 4, 1975, inclusive.

This open area, comprising 5,314 acres, is delineated on maps available at refuge headquarters, Monte Vista, Colorado, and from the Regional Director, U.S. Fish and Wildlife Service, 10597 West 6th Ave., Denver, Colorado. 80215. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of geese, ducks, coots, mergansers, mourning doves, sora and Virginia rails, and Wilson's snipe, subject to the following special conditions:

(1) Shooting hours will be from one-half hour before sunrise until sunset for ducks, geese, coots and mergansers.

(2) Shooting hours will be from sunrise to sunset on mourning doves, sora and Virginia rails and Wilson's snipe.

(3) Admittance—Entrance to the area open to hunting, and parking of vehicles will be restricted to designated parking areas.

(4) The use of steel shot will be required for all species throughout the hunting season. The possession or use of lead shot in the hunting area is prohibited.

(5) Having lead shot in one's possession while in the hunting area will be considered prima facie evidence that the person having such shot in his possession is engaged in hunting with same.

(6) Steel shot shells in 12 gauge only, #1 and #4 shot, will be available for sale at refuge headquarters.

(7) Dogs—Not to exceed two dogs per hunter may be used in the hunting of the above species.

(8) Boats—The use of boats is prohibited. One or two-man life rafts that can be carried by an individual from the parking areas to the hunting area may be used to retrieve dead or wounded birds.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 18, 1976.

CHARLES R. BRYANT,
Refuge Manager, Monte Vista National Wildlife Refuge.

AUGUST 21, 1975.

[FR Doc.75-22803 Filed 8-27-75;8:45 am]

PART 32—HUNTING

Monte Vista National Wildlife Refuge, Colorado

The following special regulation is issued and is effective August 28, 1975.

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

COLORADO

MONTE VISTA NATIONAL WILDLIFE REFUGE

The public hunting of rabbits, skunk, badger, raccoon, coyote and bobcat on the Monte Vista National Wildlife Refuge, Colorado, is permitted from October 4, 1975 through October 14, 1975, inclusive, and November 1, 1975 through January 18, 1976, inclusive, but only on the area designated by signs as open to hunting. This open area, comprising 5,314 acres is delineated on maps available at refuge headquarters, Monte Vista, Colorado, and from the Regional Director, U.S. Fish and Wildlife Service, 10597 West 6th Ave., Denver, Colorado 80215.

Hunting shall be in accordance with all applicable State regulations governing the hunting of rabbits, skunk, badger, raccoon, coyote, and bobcat, subject to the following special conditions:

(1) Shooting hours for cottontail rabbits will be from sunrise to sunset.

(2) Shooting hours for jackrabbits, skunk, raccoon, coyote, badger, and bobcat shall coincide with those set by Federal and State proclamation for the hunting of migratory waterfowl.

(3) Admittance—Entrance to the area open to hunting, and parking of vehicles will be restricted to designated parking areas.

(4) The use of steel shot will be required for all species throughout the hunting season. The possession or use of lead shot in the hunting area is prohibited.

(5) Having lead shot in one's possession while in the hunting area will be considered prima facie evidence that the person having such shot in his possession is engaged in hunting with same.

(6) Steel shot shells in 12 gauge only, #1 and #4 shot, will be available for sale at refuge headquarters.

(7) Dogs—Not to exceed two dogs per hunter may be used in the hunting of the above species.

(8) Hunting with rifles and hand guns is prohibited.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 18, 1976.

CHARLES R. BRYANT,
Refuge Manager, Monte Vista National Wildlife Refuge.

AUGUST 21, 1975.

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PART 32—HUNTING

National Wildlife Refuges in Certain States

The following special regulations are issued and are effective on September 12, 1975.

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

ALABAMA

WHEELER NATIONAL WILDLIFE REFUGE

Public hunting of white-tailed deer on the Wheeler National Wildlife Refuge is permitted only on the area designated by signs and/or on hunt maps as open to hunting. This open area, comprising that part of the Wheeler National Wildlife Refuge located within the boundaries of the Redstone Arsenal Reservation, is delineated on maps available at the Refuge Headquarters, Box 1643, Decatur, Alabama 35601; the Provost Marshal's Office at Redstone Arsenal; and from the Office of the Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, N.E., Atlanta, Georgia 30329. Hunting shall be in accordance with all applicable State and Federal regulations governing hunting of deer, subject to the following conditions:

(1) Hunting shall be by daily permit only.

(2) Hunting will be limited to the periods October 25–26, 1975, November 1–2, 1975, November 8–9, 1975, November 15–16, 1975, November 22–23, 1975, archery only, either sex; November 29–30, 1975, December 6–7, 1975, December 20–21, 1975, December 27–28, guns only, antlered bucks only; and January 10, 1976, January 17, 1976, and January 24, 1976, gun, either sex.

(3) Weapons are limited to shotguns of gauges 20 to 12, loaded with single ball only and longbows with broadhead arrows.

(4) Each hunter under age 17 must be under the close supervision of an adult. For safety reasons, the ratio should be one adult to one juvenile but in no case should one adult have more than two juveniles under his/her supervision.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 24, 1976.

ARKANSAS

HOLLA BEND NATIONAL WILDLIFE REFUGE

Public hunting of deer with longbow and arrow on the Holla Bend National Wildlife Refuge, Arkansas, is permitted. The hunting area, comprising approximately 6,367 acres, is delineated on a map available at Refuge Headquarters, Box 1043, Russellville, Arkansas 72801, and from the Office of the Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, N.E., Atlanta, Georgia 30329. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of deer subject to the following special conditions:

(1) Open Season: October 1 through November 30, 1975; Archery only.

(2) A special permit is required.

(3) Hunters may not enter the refuge earlier than 2 hours before official sunrise daily.

(4) All deer taken must be reported before leaving the refuge.

(5) Only portable tree stands capable of being quickly removed are permitted.

(6) All hunters must register upon entering the refuge each day.

(7) Hunters are prohibited from driving vehicles across or otherwise damaging standing crops and may not park their vehicle so as to block any road or thoroughfare.

(8) Each hunter under age 17 must be under the close supervision of an adult. For safety reasons, the ratio should be one adult to one juvenile but in no case should one adult have more than two juveniles under his/her supervision.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through November 30, 1975.

WHITE RIVER NATIONAL WILDLIFE REFUGE

Public hunting of white-tailed deer on the White River National Wildlife Refuge, Arkansas, is permitted only on the area designated by signs as open to hunting. This open area is delineated on a map available at the Refuge Headquarters and from the Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, N.E., Atlanta, Georgia 30329. Hunting shall be in accordance with all applicable State and Federal regulations governing the hunting of white-tailed deer, subject to the following special conditions:

(1) Species permitted to be taken: White-tailed deer, beaver, and feral hogs.

(2) Open season: Archery—October 16–30; Muzzleloading rifles—October 24–25; Gun—November 21–22 and November 28–29, 1975.

(3) Bag limits: One deer of either sex, no limit on beaver and feral hogs.

(4) Weapons: (a) Gun—in accordance with State regulations; (b) Archery—longbows only; (c) Muzzleloading rifles and pistols—fired by flintlock or percussion cap using single ball or slug.

(5) Loaded guns are not permitted in vehicles or in camps. Shooting is not allowed from boats, vehicles, or roadways used by vehicles. Dogs and horses are not allowed and all vehicles must stay on regularly used roads and trails. Shooting hours are 30 minutes before sunrise to 30 minutes after sunset. Camping is permitted in designated areas. Hunters may enter the open hunting area at noon on the date preceding each hunt and must be out of the area by dark of the closing day. Fires may be built only at the campsites.

(6) Deer killed during the four days of gun hunting must be checked at one of the refuge check stations between 7:30 a.m. and 7 p.m.

(7) Hunters may not return to hunt hogs or beaver after they have killed a deer.

(8) Permit required.

(9) Each hunter under 17 years of age must be under the close supervision of an adult. For safety reasons, the ratio should be one adult to one juvenile but in no case should one adult have more than two juveniles under his/her supervision.

(10) Each gun deer hunter is required to wear a minimum of 500 square inches of daylight fluorescent orange above the waistline.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through November 29, 1975.

FLORIDA

LAKE WOODRUFF NATIONAL WILDLIFE REFUGE

Public hunting of white-tailed deer and feral (wild) hogs is permitted on approximately 1,450 acres of Lake Woodruff National Wildlife Refuge. The area open to hunting includes all Federally owned lands on Dexter and Tick Islands as delineated on a map available at the Refuge Headquarters, P.O. Box 488, DeLeon Springs, Florida 32028, or from the Office of the Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, N.E. Atlanta, Georgia 30329. Hunting shall be in accordance with all applicable State and Federal regulations governing the hunting of white-tailed deer and hogs, subject to the following special conditions:

(1) Open seasons: (a) Archery—September 12–14 and September 26–28, 1975, (b) Primitive gun—October 10–12 and October 31–November 2, 1975.

(2) Bag limits: White-tailed deer—same as State regulations. Feral hogs—no bag limit. Deer of either sex, other than fawns, may be hunted during the archery and primitive gun seasons.

(3) Permitted methods of hunting:

(a) Archery season: Weapons permitted are longbows only. Hunters must be on stands from ½ hour before sunrise to 1½ hours after sunrise. No stalking or movement through the hunt area is permitted during the stand hunt hours. There will be no required evening stand period, although still hunting is encouraged from 4 p.m. until sunset.

(b) Primitive gun season: Weapons permitted are muzzleloading percussion cap or flintlock rifles with iron sights and rifled bores.

(4) Access and hours of use: No overnight use is permitted on the refuge. No entry will be permitted prior to two hours before sunrise, and all hunters must clear the area by one hour after sunset. All hunters must check in daily at the check station before entering the hunt area and check out daily before leaving.

(5) Permits: A refuge permit is required. Permits are non-transferable.

(6) Scouting: Participants drawn for the hunts may visit the hunt area on September 5 and 6 and October 3 and 4 from 8 a.m. to 5 p.m. Weapons, dogs and fires are prohibited.

(7) During the primitive gun season hunters must wear a minimum of 500 square inches of fluorescent orange colored material above the waistline.

(8) Each hunter under age 17 must be under the close supervision of an adult. For safety reasons, the ratio should be one adult to one juvenile but in no case should one adult have more than two juveniles under his/her supervision.

(9) All fires are prohibited.

(10) No dogs are allowed on the refuge.

(11) It is unlawful to drive a nail, spike, or other metal object into any tree, or to hunt from any tree in which a metal object has been driven.

(12) Game must be checked at the refuge check station.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through November 2, 1975.

ST. MARKS NATIONAL WILDLIFE REFUGE

Public hunting of deer and wild hogs on the St. Marks National Wildlife Refuge, Florida, is permitted only in the area designated by signs as open to hunting. This open area, comprising approximately 1,200 acres is delineated on a map available at the Refuge Headquarters and from the Office of the Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, N.E., Atlanta, Georgia 30329. Hunting shall be in accordance with all applicable State and Federal regulations governing the hunting of deer and wild hogs.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 31, 1976.

ST. VINCENT NATIONAL WILDLIFE REFUGE

Public hunting of white-tailed deer, feral (wild) hogs, raccoon, and opossum is permitted on 12,358 acres of St. Vincent National Wildlife Refuge. The area open to hunting includes all of St. Vincent Island. The area open to hunting is delineated on a map available at the Refuge Headquarters, P.O. Box 447, Apalachicola, Florida 32320, or from the Office of the Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, N.E., Atlanta, Georgia 30329. Hunting shall be in accordance with all applicable State and Federal regulations governing the hunting of white-tailed deer, wild hogs, raccoon, and opossum, subject to the following special conditions:

(1) Species permitted to be taken: White-tailed deer—either sex (except spotted fawn) on archery hunts. Antlered bucks only on primitive gun hunt. Hogs (minimum 15 inch shoulder height), raccoon, and opossum.

(2) Bag limits: White-tailed deer—1 per day, 2 per season. Hogs, raccoon, and opossum—no bag limits.

(3) Open seasons: Bow and arrow—October 30 through November 2, 1975, November 20–23, 1975. Primitive gun—December 11–14, 1975.

(4) Methods of hunting: (a) Bow and arrow seasons—Longbows only. Hunters must be on stands from ½ hour before sunrise to 1½ hours after sunrise. No stalking or movement through the woodlands is permitted during the stand hunt hours. There will be no required afternoon stand period although still hunting is encouraged from 4 p.m. until sunset. (b) Primitive gun season—Weapons permitted are muzzleloading percussion cap or flintlock rifles with rifled barrels.

(5) A special permit is required for all hunts.

(6) Access: Initial entry onto St. Vincent Island is restricted to two check stations throughout the hunts. These are designated Campsite 1 and Campsite 2 on the hunting area map. Each hunter must check in upon initial entry and check out before he leaves the island on his last hunting day. Participants are to have their game inspected by refuge personnel at the check station where they received their permits. The use of boats to gain access at points other than check stations must first be registered at one of the check stations. The use of boats for ingress and egress at unauthorized locations is prohibited.

(7) During the primitive gun hunt, hunters are required to wear outer garments above the waist which contain a minimum total of 500 square inches of daylight, fluorescent orange colored material. Bow hunters are required to wear red, orange, or yellow outer garment (hat, vest, etc.) while hunting.

(8) Each hunter under age 17 must be under the close supervision of an adult. For safety reasons, the ratio should be one adult to one juvenile but in no case should one adult have more than two juveniles under his/her supervision.

(9) Camping and fires are restricted to designated camping areas. Participants may set up camp one day prior to the opening of each hunt season, but are not permitted to leave the campsite area to set up stands, "scout," etc. Campers must remove all equipment from St. Vincent Island by 3 p.m. following the last day of each hunt season.

(10) Dogs are not permitted on the island.

(11) No motorized vehicles or equipment will be permitted.

(12) Only dead wood may be cut for campfires.

(13) It is unlawful to drive a nail, spike, or other metal object into any tree or to hunt from any tree in which a nail, spike, or other metal object has been driven.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 15, 1975.

GEORGIA

BLACKBEARD ISLAND NATIONAL WILDLIFE REFUGE

Public hunting for deer on Blackbeard Island National Wildlife Refuge, Georgia, is permitted only on the area designated as Blackbeard Island Proper. This open area, comprising 4,535 acres, is delineated on a map available at the Refuge Headquarters, Route 1, Hardeeville, South Carolina 29927, and from the Office of the Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, N.E., Atlanta, Georgia 30329. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of deer subject to the following conditions:

(1) Deer and raccoon may be taken during the following open periods: October 28–31, 1975; November 21–24, 1975; and December 28–30, 1975.

(2) During the periods from daylight to 9:30 a.m. and from 3:30 p.m. to sunset daily all hunters must remain on stands.

(3) The season bag limit is two deer of either sex.

(4) Only longbows and arrows may be used.

(5) Dogs are prohibited.

(6) Camping and fires will be permitted only at the designated camping area.

(7) Each hunter under age 17 must be under the close supervision of an adult. For safety reasons, the ratio should be one adult to one juvenile but in no case should one adult have more than two juveniles under his/her supervision.

(8) Participants may not enter the refuge more than 2 days in advance of each opening date and must depart the refuge the day following the last day of the hunt.

(9) The refuge will be closed to all forms of public use except hunting during the periods October 28–31, 1975; November 21–24, 1975; and December 28–30, 1975.

(10) Hunters will be restricted to the camping area until the morning of the first day of each hunt period.

(11) Blazing trees, driving spikes in trees, painting trees, applying tape to trees, or damaging trees and shrubbery in any manner is prohibited. Hunting stands which will damage trees are not permitted.

(12) A refuge permit is required to hunt and camp.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 1, 1976.

PIEDMONT NATIONAL WILDLIFE REFUGE

Public hunting of white-tailed deer on the Piedmont National Wildlife Refuge, Georgia, is permitted on the refuge except in those areas designated by signs as closed. The open area, comprising approximately 33,000 acres, is delineated on the map available at the Refuge Headquarters and from the Office of the Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, NE., Atlanta, Georgia 30329. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of deer, subject to the following special conditions:

(1) Open season and bag limit:

(a) Archery hunt—September 27–October 5, 1975. Limit two deer of either sex.

(b) Buck hunt—October 28–November 1, 1975. Limit two bucks with visible antlers.

(c) Either sex hunts—November 8, 15, and 22, 1975. Limit one deer.

(2) Roads cabled off or not shown on the map are closed to all vehicular travel. Parked vehicles must be in sight of the road and must not block entrances to roads.

(3) Buckshot and handguns may not be used or possessed. Target practice during the gun hunts is prohibited.

(4) All deer killed must be field dressed and checked in at Refuge Headquarters on the same day they are killed and before leaving the refuge area.

(5) Dogs are prohibited.

(6) Camping and fires are restricted to the designated camping area in Compartment 19 which will be open on the following dates: September 19–22; September 26–October 6; October 27–November 2; November 7–9; November 14–16; and November 21–23, 1975.

(7) Each hunter under age 17 must be under the close supervision of an adult. The ratio should be one adult to one juvenile but in no case should one adult have more than two juveniles under his/her supervision.

(8) It is unlawful to drive a nail, spike, or metal object into any tree or to hunt from any tree in which a nail, spike, or other metal object has been driven.

(9) All areas open for hunting may be visited for scouting purposes on September 20–21, 1975, during daylight hours only. Weapons and dogs are not permitted.

(10) A refuge permit is required. Hunt permits are nontransferable.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through November 23, 1975.

WASSAW ISLAND NATIONAL WILDLIFE REFUGE

Public hunting for deer and raccoon on Wassaw Island National Wildlife Refuge, Georgia, is permitted on the area designated as Wassaw Island Proper excluding that area known as the "Home Parcel." This open area, comprising 1,795 acres, is delineated on a map available at Refuge Headquarters, Route 1, Hardeeville, South Carolina 29927, and from the Office of the Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, N.E., Atlanta, Georgia 30329. Hunting shall be in accordance with all applicable State and Federal regulations covering the hunting of deer and raccoon, subject to the following conditions:

(1) Deer and raccoon may be taken during the following periods:

(a) Archery Hunt—November 27–30, 1975.

(b) Gun Hunt—December 19–21, 1975.

(2) During the periods from daylight to 9:30 a.m. and from 3:30 p.m. until sunset daily all hunters must remain on stands.

(2) The season bag limit is two deer of either sex.

(4) (a) Only longbows and arrows may be used on the archery hunt.

(b) Only rifles and shotguns 20 guage or larger using slugs may be used during the gun hunt. Handguns and buckshot are prohibited. Target practice during the gun hunt is prohibited. Weapons must be unloaded except during the daily hunting periods.

(5) Dogs are prohibited.

(6) All camping will be at the designated camping area on Pine Island. Fires must be confined to the camping area.

(7) Permit holders must check in at the Wassaw Refuge Headquarters and leave their boats at the refuge dock.

(8) The refuge will be closed to all forms of public use except hunting from November 27–30, 1975 and from December 19–21, 1975.

(9) Hunt participants may not enter the refuge more than 1 day prior to the hunt. Hunters will be restricted to the camping area until the morning of the first day of each hunt period.

(10) Each hunter under age 17 must be under the close supervision of an adult. For safety reasons, the ratio should be one adult to one juvenile but in no

case should one adult have more than two juveniles under his/her supervision.

(11) Blazing trees, driving spikes in trees, painting trees, applying tape to trees, or damaging trees and shrubbery in any manner is prohibited. Hunting stands which will damage trees are not allowed.

(12) A refuge permit is required to hunt and camp. Hunt permits are not transferable.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 1, 1976.

LOUISIANA

CATAHOULA NATIONAL WILDLIFE REFUGE

Hunting of white-tailed deer on the Catahoula National Wildlife Refuge is suspended for the 1975–76 season because of damage to habitat by unusually high and prolonged flood waters and resulting stress on the deer population.

MISSISSIPPI

NOXUBEE NATIONAL WILDLIFE REFUGE

Public hunting of white-tailed deer on Noxubee National Wildlife Refuge, Mississippi, is permitted only on the area designated by signs and delineated on maps available at Refuge Headquarters and from the Office of the Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, N.E., Atlanta, Georgia 30329. Hunting shall be in accordance with all applicable State and Federal regulations governing the hunting of white-tailed deer, subject to the following special conditions:

(1) Open Seasons: Archery hunt—October 4–18, 1975; Gun hunts—November 24–29, 1975 and January 8–10, 1976; Primitive weapons—December 15–20, 1975.

(2) Weapons: Longbows and arrows, shotguns 20 gauge or larger and centerfire rifles, muzzleloading rifles and shotguns.

(3) Sunday hunting prohibited.

(4) Horses and dogs are not permitted.

(5) Fires and cutting of trees are not permitted.

(6) Primitive camping is permitted in designated camping area only.

(7) All deer killed must be checked out at one of the designated refuge checking stations.

(8) Permits are required for all deer hunts.

(9) Each hunter under age 17 must be under the close supervision of an adult. For safety reasons, the ratio should be one adult to one juvenile but in no case should one adult have more than two juveniles under his/her supervision.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 10, 1976.

YAZOO NATIONAL WILDLIFE REFUGE

Public hunting of deer on the Yazoo National Wildlife Refuge is permitted only in wooded areas not designated by signs as closed to hunting. This open area, comprising approximately 10,500 acres, is delineated on a map available at Refuge Headquarters and from the Office of the Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, N.E., Atlanta, Georgia 30329. Hunting shall be in accordance with all State and Federal regulations governing the hunting of deer, subject to the following special conditions:

(1) Open season: Archery—November 1–15, 1975, Sundays excluded. Gun—December 29, 1975–January 3, 1976.

(2) Bag limit: One deer of either ex during the archery hunt. One buck with antlers 4 inches or longer during the gun hunt.

(3) Weapons: Archery—Longbows only; Gun—Shotguns, 20 gauge and larger, and centerfire rifles. No handguns permitted.

(4) A refuge deer hunting permit is required. Entry of hunting area without permit is prohibited.

(5) Firearms may not be discharged within 250 yards of residences or the Refuge Headquarters. The carrying of loaded firearms in vehicles and shooting from or across county or State roads is prohibited.

(6) All deer killed must be checked out at a refuge checking station.

(7) Hunters may enter the hunting area no earlier than 1 hour before sunrise. Archery hunters must depart the hunting area immediately after sunset and gun hunters must depart the hunting area no later than 1 hour after sunset.

(8) Each hunter under age 17 must be under the close supervision of an adult. For safety reasons, the ratio should be one adult to one juvenile but in no case should one adult have more than two juveniles under his/her supervision.

(9) Gun hunters are required to wear a minimum of 500 square inches of daylight fluorescent orange colored garment above the waist.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through January 3, 1976.

NORTH CAROLINA

PUNGO NATIONAL WILDLIFE REFUGE

Public hunting of white-tailed deer on the Pungo National Wildlife Refuge, North Carolina, is permitted on all areas not designated by signs as closed to hunting. This open area, comprising 7,000 acres, is delineated on maps available at the Refuge Headquarters, Plymouth, North Carolina, and from the Office of the Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, N.E., Atlanta, Georgia 30329. Hunting shall be in accordance with all applicable State and Federal regulations governing the hunting of white-tailed deer, subject to the following special conditions:

(1) Seasons and sex:

(a) Bow and arrow only: Either sex—September 29–October 8, 1975.

(b) Shotguns and primitive weapons: Bucks only—October 13–14; Either sex—October 20, 21, 22, and October 29, 30, 31, 1975.

(2) Hunting hours: Sunrise to sunset. All guns must be unloaded and bows unstrung at sunset.

(3) Weapons:

(a) Bow and arrow as provided for in State regulations.

(b) Shotguns—20 gauge or larger with rifled slugs or shot no smaller than No. 4 buckshot.

(c) Primitive weapons—muzzleloading percussion cap or flintlock rifles.

(4) Permits: A refuge permit is required for all hunts.

(5) Required clothing: Every gun hunter must wear outer garments consisting of at least 500 square inches of daylight fluorescent orange colored material worn above the waistline.

(6) Age limits: Each hunter under age 17 must be under the close supervision of an adult. For safety reasons, the ratio should be one adult to one juvenile but in no case should one adult have more than two juveniles under his/her supervision.

(7) Closed area: Unauthorized entry into any building or designated "CLOSED AREA" is prohibited. No hunting is permitted within 200 yards of the refuge subheadquarters.

(8) Transporting weapons: Weapons must be unloaded while being transported in or on a vehicle.

(9) Prohibited: Modern rifles, pistols, crossbows, dogs, fires, camping, and littering.

(10) Hunters shall not disturb, damage, or destroy unharvested crops.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through October 31, 1975.

SOUTH CAROLINA

CAPE ROMAIN NATIONAL WILDLIFE REFUGE

Public hunting of big game on the Bulls Island Unit of the Cape Romain National Wildlife Refuge, Awendaw, South Carolina, is permitted only on the area designated by signs as open to hunting. This open area, comprising 2,500 acres, is delineated on maps available at the Refuge Headquarters and from the Office of the Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, NE., Atlanta, Georgia 30329. Hunting shall be in accordance with all applicable State and Federal regulations governing the hunting of white-tailed deer, subject to the following special conditions:

(1) The open season for hunting of white-tailed deer (either sex) is November 10–15 and December 8–13, 1975.

(2) Only archery equipment which complies with the State laws of South Carolina for deer hunting is permitted. Firearms & ammunitions, crossbows, poison arrows, dogs, alcoholic beverages, nails, paint or flagging are not allowed on the Island.

(3) On the area north of Beach Road, hunters must remain on their stands from 30 minutes before sunrise until 9:00 a.m. and from 3:00 p.m. until 30 minutes after sunset. No hunting within 100 feet of the Walking Trail (interpretative foot trail).

(4) Each hunter must obtain a Refuge permit upon arrival at Bulls Island and must turn in this permit before leaving the Island. All deer taken must be checked by refuge personnel before leaving the Island.

(5) Only hunters with a valid refuge hunting permit may camp. Camping and fires are restricted to the designated camping area which will be open from 9:00 a.m. on November 9 until 12 noon on November 16 and from 9:00 a.m. on December 7 to 12:00 noon on December 14, 1975.

(6) Each hunter under age 17 must be under the close supervision of an adult. For safety reasons, the ratio should be one adult to one juvenile but in no case should one adult have more than two juveniles under his/her supervision.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 14, 1975.

CAROLINA SANDHILLS NATIONAL WILDLIFE REFUGE

Public hunting of white-tailed deer is permitted on 96 percent of the Carolina Sandhills National Wildlife Refuge. This open area is designated by signs and delineated on a map available from Refuge Headquarters, McBee, South Carolina, and from the Office of the Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, NE., Atlanta, Georgia 30329. Hunting shall be in accordance with all applicable State and Federal regulations and subject to the following special conditions:

(1) Season: Archery only—October 20–25, 1975; gun hunts—November 3–8 and November 19–22, 1975.

(2) Hunters are allowed on the hunting area from 6:30 a.m. until 8:00 p.m. EDT during the archery hunts and from 5:30 a.m. until 7:00 p.m. edt during the gun hunts. Hunters must enter the hunting area at designated entrance points and must park their vehicles on the hunting area.

(3) Bag limits: Archery only—Two (2) of either sex. Gun hunt—bucks only with visible antlers. (2 bucks per season.) All deer taken must be checked before leaving the refuge.

(4) Only stalk and still hunting with centerfire rifles and shotguns using slugs permitted during gun hunts.

(5) Stopping, parking, walking, or hunting within 500 feet of the paved auto visitor drive or hunting within 100 feet of any other road or trail open for vehicle travel is prohibited.

(6) A refuge permit is required for all hunts.

(7) Each hunter under age 17 must be under the close supervision of an adult. For safety reasons, the ratio should be one adult to one juvenile, but in no case should one adult have more than two juveniles under his/her supervision.

(8) Each hunter must wear an outer garment containing a minimum of 500 square inches of daylight fluorescent orange colored material above the waistline. Alcoholic beverages are not permitted.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through November 22, 1975.

SANTEE NATIONAL WILDLIFE REFUGE

Public hunting of white-tailed deer is permitted only on the Cuddo Unit of Santee National Wildlife Refuge. The open area, comprising some 3,140 acres, is delineated on a map available at refuge headquarters and from the Office of the Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, NE., Atlanta, Georgia 30329. Hunting shall be in accordance with all applicable State and Federal regulations governing the hunting of white-tailed deer, subject to the following special conditions:

(a) Open season: October 2, 3, 4 and October 9, 10, 11, 1975.

(b) Daily bag Limit: One either sex white-tailed deer per hunter.

(c) Method of hunting:

(1) Only shotguns using slugs and centerfire rifles larger than .22 caliber will be permitted. Buckshot, other shotgun shells, and pistols will not be allowed. No military or hard jacketed ammunition may be used.

(2) Hunters will be allowed on the hunting area only between the hours of 6:00 a.m. and 8:00 p.m.

(3) Only stalk and still hunting will be permitted. No dogs or drives are allowed.

(4) Each hunter must wear an outer garment containing a minimum of 500 square inches of daylight fluorescent orange color above the waistline.

(5) All weapons must be encased and unloaded or locked in trunks of vehicles while being transported.

(6) Each hunter under age 17 must be under the close supervision of an adult. For safety reasons, the ratio should be one adult to one juvenile, but in no case should one adult have more than two juveniles under his/her supervision.

(7) A refuge permit is required.

(8) All deer taken must be checked at the designated check station prior to leaving the refuge.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through October 11, 1975.

TENNESSEE

TENNESSEE NATIONAL WILDLIFE REFUGE

Public hunting of deer on the Tennessee National Wildlife Refuge, Tennessee, is permitted only on the areas designated by signs as open to hunting. These open areas, comprising 2,800 acres for bow hunting only, 1,900 acres for muzzleloading rifle hunting, and 5,075 acres for gun and bow hunting, are delineated on a map available at the Refuge Headquarters and from the Office of the Regional Director, U.S. Fish and Wildlife Service, 17 Executive Park Drive, NE., Atlanta, Georgia 30329. Hunting shall be in accordance with all applicable State and Federal regulations governing the hunting of deer, subject to the following conditions:

(1) Open seasons: Archery only—October 4 and 5, 1975; Gun and Archery—December 26–28, 1975; Muzzleloading rifle only—December 29 and 30, 1975.

(2) The bag limit is one deer of either sex per hunter during the archery hunt, the gun-bow hunt, and the muzzleloader rifle hunt, not to exceed the total season bag set by State regulations.

(3) The use of dogs is not permitted.

(4) Camping on the area is not permitted.

(5) Driving of deer is prohibited.

(6) Hunters may enter the public hunting area at sunrise and must be out of the area one-half hour after sunset.

(7) All hunters must wear protective clothing of daylight fluorescent orange or yellow material of at least 500 square inches above the waist.

(8) Each hunter under the age of 17 must be under the close supervision of an adult. For safety reasons, the ratio should be one adult to one juvenile, but in no case should one adult have more than two juveniles under his/her supervision.

(9) A refuge permit is required for all hunts.

(10) Hunters must check in and out of the designated checking station.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 30, 1975.

KENNETH E. BLACK,
Regional Director,
U.S. Fish and Wildlife Service.

AUGUST 20, 1975.

[FR Doc.75-22800 Filed 8-27-75;8:45 am]

PART 32—HUNTING

Sevilleta National Wildlife Refuge, New Mexico

On July 29, 1975, there was published in the FEDERAL REGISTER (40 FR 31795) a notice of proposed rulemaking adding Sevilleta National Wildlife Refuge, New Mexico, to the list of areas open to the hunting of migratory game birds. The public was provided a 20-day comment

period and an environmental assessment was made available upon request.

No unfavorable comments have been received, and therefore § 32.11, list of open areas, migratory game birds, is amended by the addition of:

NEW MEXICO

SEVILLETA NATIONAL WILDLIFE REFUGE

Further, based on a review and evaluation of the environmental assessment, it has been determined that the hunting of migratory game birds on Sevilleta National Wildlife Refuge is not a major Federal action which would significantly affect the quality of the human environment within the meaning of section 102 (2) of the National Environmental Policy Act of 1969. Accordingly the preparation of an environmental impact statement on the proposed action is not required.

The United States Fish and Wildlife Service has determined that a finding of "good cause" is warranted within the terms of 5 U.S.C. 553(d)(3) to expedite the implementation of the rulemaking so that the final regulations may be published sufficiently in advance of the opening of the hunting season to provide for public participation and finalization of plans for hunt administration.

Accordingly, the effective date of this rulemaking shall be: August 27, 1975.

LYNN A. GREENWALT,
Director,
U.S. Fish and Wildlife Service.

[FR Doc.75-22787 Filed 8-27-75;8:45 am]

PART 32—HUNTING

Agassiz National Wildlife Refuge, Minn.

The following special regulation is issued and is effective August 28, 1975.

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

MINNESOTA

AGASSIZ NATIONAL WILDLIFE REFUGE

Public hunting of moose on the Agassiz National Wildlife Refuge, Minnesota is permitted from sunrise to sunset December 6, 1975 to December 14, 1975, all dates inclusive, on all areas except those designated by closed area signs. This open area comprises approximately 57,600 acres and is delineated on a map available at refuge headquarters at Middle River, Minnesota, and from the Regional Director, U.S. Fish and Wildlife Service, Federal Building, Fort Snelling, Twin Cities, Minnesota 55111. Hunting shall be in accordance with all applicable State regulations subject to the following special conditions:

1. All parties hunting Agassiz National Wildlife Refuge are required to report to the Agassiz check station located 11 miles east of Holt, Minnesota, before they begin to hunt.

2. All moose killed on Agassiz Refuge must be registered at the Agassiz Refuge check station within 48 hours of the kill.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through December 19, 1975.

JOSEPH KOTOK,
Refuge Manager, Agassiz National Wildlife Refuge.

AUGUST 19, 1975.

[FR Doc.75-22895 Filed 8-27-75;8:45 am]

PART 32—HUNTING

National Wildlife Refuges, ND

The following special regulations are issued and are effective August 28, 1975.

§ 32.32 Special regulations; big game; for individual wildlife refuge areas.

NORTH DAKOTA

ARROWWOOD NATIONAL WILDLIFE REFUGE

Public hunting of deer on the Arrowwood National Wildlife Refuge, North Dakota, is permitted only on the area designated by signs as open to hunting. This open area, comprising 15,900 acres, is delineated on a map available at the refuge headquarters and from the Regional Director, U.S. Fish and Wildlife Service, P.O. Box 25486, Denver Federal Center, Denver, Colorado 80225. Hunting shall be in accordance with all applicable State regulations covering the hunting of deer subject to the following conditions:

(1) Hunting with guns is not permitted.

(2) The open season for hunting deer on the refuge is from 12:00 Noon to sunset August 29, 1975, and from ½ hour before sunrise to sunset thereafter thru September 30, 1975. Bow hunting will be permitted again on November 24, 1975 and remain open until December 31, 1975.

The provisions of this special regulation supplement the regulations which govern hunting in wildlife refuge areas generally are set forth in Title 50, Code of Federal regulations, Part 32, and are effective through December 31, 1975.

CHASE LAKE NATIONAL WILDLIFE REFUGE

Public hunting of deer on Chase Lake National Wildlife Refuge, North Dakota, is closed for the 1975 season.

JAMES W. MATTHEWS,
Refuge Manager, Arrowwood National Wildlife Refuge.

AUGUST 4, 1975.

[FR Doc.75-22896 Filed 8-27-75;8:45 am]

PART 32—HUNTING

Seney National Wildlife Refuge, Mich.

The following special regulation is issued and is effective August 28, 1975.

§ 32.12 Special regulations; migratory game birds; for individual wildlife refuge areas.

MICHIGAN

SENEY NATIONAL WILDLIFE REFUGE

Public hunting of Woodcock and Wilson's Snipe (Jacksnipe) on the Seney National Wildlife Refuge is permitted only on the area designated as open to hunting. This open area, comprising 33,525 acres, is delineated on maps available at refuge headquarters, Seney, Michigan and from the Regional Director, U.S. Fish and Wildlife Service, Federal Building, Fort Snelling, Twin Cities, Minnesota 55111.

Hunting shall be in accordance with all applicable State regulations covering the hunting of Woodcock and Wilson's Snipe (Jacksnipe) subject to the following special conditions:

(1) All motorized conveyances are prohibited from traveling on dikes or off established roads and trails. Motorized bikes, All-Terrain Vehicles and snowmobiles are not permitted on the refuge.

The provisions of this special regulation supplements the regulations which govern hunting on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through November 13, 1975.

JACK E. HEMPHILL,
Regional Director.

[FR Doc.75-22894 Filed 8-27-75;8:45 am]

Title 7—Agriculture

SUBTITLE A—OFFICE OF THE SECRETARY OF AGRICULTURE

PART 1—ADMINISTRATIVE REGULATIONS

Adoption of Privacy Act Regulations

On August 4, 1975, a document was published in the FEDERAL REGISTER (40 FR 32756) proposing to amend 7 CFR Part 1 by adding Subpart G to implement the provisions of the Privacy Act of 1974 (5 U.S.C. 552a) with regard to systems of records maintained by agencies of the Department of Agriculture. Interested parties were given the opportunity to submit, not later than August 20, 1975, written comments on these proposed regulations.

No unfavorable comments have been received. However, the word "person" is changed to "individual" in §§ 1.112 (a) and (b), 1.113 (a), (c), (d) and (e), 1.114(b), 1.116 (a), (b) and (c) and 1.118(a). This change is made to conform to the terminology in the Privacy Act.

Accordingly, with these changes, the proposed regulations are adopted as set forth below.

Effective date. These regulations shall be effective September 27, 1975.

Done at Washington, D.C., this 22d day of August, 1975.

ROBERT W. LONG,
Acting Secretary.

Subpart G—Privacy Act Regulations

Sec.
1.110 Purpose and scope.
1.111 Definitions.
1.112 Procedures for requests pertaining to individual records in a record system.
1.113 Times, places, and requirements for identification of individuals making requests.

Sec.
1.114 Disclosure of requested information to individuals.
1.115 Special procedures: medical records.
1.116 Request for correction or amendment to record.
1.117 Agency review of request for correction or amendment of record.
1.118 Appeal of initial adverse agency determination on correction or amendment.
1.119 Disclosure of record to person other than the individual to whom it pertains.
1.120 Fees.
1.121 Penalties
1.122 General Exemptions [Reserved]
1.123 Specific Exemptions [Reserved]

AUTHORITY: 5 U.S.C. 552a.

Subpart G—Privacy Act Regulations

§ 1.110 Purpose and scope.

This subpart contains the regulations of the U.S. Department of Agriculture (USDA) implementing the Privacy Act of 1974 (5 U.S.C. 552a). It sets forth the basic responsibilities of each agency of USDA with regard to USDA's compliance with the requirements of the Act, and offers guidance to members of the public who wish to exercise any of the rights established by the Act with regard to records maintained by an agency of USDA.

§ 1.111 Definitions.

For purposes of this subpart the terms "individual," "maintain," "record," "system of records," "statistical record," and "routine use" shall have the meanings set forth in 5 U.S.C. 552a(a). The term "agency" shall mean an agency of USDA, unless otherwise indicated.

§ 1.112 Procedures for requests pertaining to individual records in a record system.

(a) Any individual who wishes to be notified if a system of records maintained by an agency contains any record pertaining to him, or to request access to such records, shall submit a written request in accordance with the instructions set forth in the system notice for that system of records. This request shall include:

(1) The name of the individual making the request;

(2) The name of the system of records (as set forth in the system notice to which the request relates);

(3) Any other information specified in the system notice; and

(4) When the request is one for access, a statement as to whether the requester desires to make a personal inspection of the records, or be supplied with copies by mail.

(b) Any individual whose request under paragraph (a) of this section is denied may appeal that denial to the head of the agency which maintains the system of records to which the request relates.

(c) In the event that an appeal under paragraph (b) of this section is denied, the requester may bring a civil action in federal district court to seek review of the denial.

§ 1.113 Times, places, and requirements for identification of individuals making requests.

(a) If an individual submitting a request for access under § 1.112 has asked that an agency authorize a personal inspection of records pertaining to him, and the agency has granted that request, the requester shall present himself at the time and place specified in the agency's response or arrange another, mutually convenient, time with the appropriate agency official.

(b) Prior to inspection of the records, the requester shall present sufficient identification (e.g., driver's license, employee identification card, social security card, credit cards) to establish that he is the individual to whom the records pertain. If the requester is unable to provide such identification, he shall complete and sign in the presence of an agency official a signed statement asserting his identity and stipulating that he understands that knowingly or willfully seeking or obtaining access to records about another individual under false pretenses is a misdemeanor punishable by fine up to $5,000. No identification shall be required, however, when the records are ones whose disclosure is required by 5 U.S.C. 552.

(c) Any individual who has requested access to records about him via personal inspection, and who wishes to have another person or persons accompany him during this inspection, shall submit a written statement authorizing disclosure of the record in their presence.

(d) Any individual having made a personal inspection of records pertaining to him may request the agency to provide him copies of those records or any portion thereof. Each agency shall grant such requests but may charge fees in accordance with § 1.120.

(e) If an individual submitting a request for access under § 1.112 wishes to be supplied with copies of the records by mail, he shall include with his request sufficient data for the agency to verify his identity. If the sensitivity of the records warrant it, however, the agency to which the request is directed may require the requester to submit a signed, notarized statement indicating that he is the individual to whom the records pertain and stipulating he understands that knowingly or willfully seeking or obtaining access to records about another individual under false pretenses is a misdemeanor punishable by fine up to $5,000. No identification shall be required, however, when the records are ones whose disclosure is required by 5 U.S.C. 552. If the agency to which this request is directed determines to grant the requested access, it may charge fees in accordance with § 1.120 before making the necessary copies.

§ 1.114 Disclosure of requested information to individuals.

(a) Any agency which receives a request or appeal under § 1.112 should acknowledge the request or appeal within 10 days of its receipt (excluding Saturdays, Sundays, and legal public holidays). Wherever practicable, the acknowledgment should indicate whether or not access will be granted and, if so, when and where. When access is to be granted, the agency should provide the access within 30 days of receipt of the request or appeal (excluding Saturdays Sundays and legal public holidays) unless, for good cause shown, it is unable to do so. If the agency is unable to meet this deadline, it shall inform the requester of this fact, the reasons for its inability to do so, and an estimate of the date on which access will be granted.

(b) Nothing in 5 U.S.C. 552a or this subpart shall be interpreted to require that an individual making a request under § 1.112 be granted access to the physical record itself. The form in which a record is kept (e.g., on magnetic tape), or the content of the record (e.g., a record indexed under the name of the requester may contain records which are not about the requester) may require that the record be edited or translated in some manner. Neither of these procedures may be utilized, however, to withhold information in a record about the requester.

(c) No agency shall deny any request under § 1.112 for information concerning the existence of records about the requester in any system of records it maintains, or deny any request for access to records about the requester in any system of records it maintains, unless that system is exempted from the requirements of 5 U.S.C. 552a(d) in § 1.123.

(d) If an agency receives a request pursuant to § 1.112(a) for access to records in a system of records it maintains which is so exempted, the system manager shall determine if the exemption is to be asserted. If he determines to deny the request, he shall inform the requester of that determination, the reason for the determination, and the title and address of the agency head to whom the denial can be appealed.

(e) If the head of an agency determines that an appeal pursuant to § 1.112(b) is to be denied, he shall inform the requester of that determination, the reason therefor, and his right under 5 U.S.C. 552a(g) to seek judicial review of the denial in federal district court.

(f) Nothing in 5 U.S.C. 552a or this subpart shall allow an individual access to any information compiled in reasonable anticipation of a civil action or proceeding.

§ 1.115 Special procedures: medical records.

In the event an agency receives a request pursuant to § 1.112 for access to medical records (including psychological records) whose disclosure it determines would be harmful to the individual to whom they relate, it may refuse to disclose the records directly to the requester but shall transmit them to a doctor designated by that individual.

§ 1.116 Request for correction or amendment to record.

(a) Any individual who wishes to request correction or amendment of any record pertaining to him contained in a system of records maintained by an agency shall submit that request in writing in accordance with the instructions set forth in the system notice for that system of records. This request shall include:

(1) The name of the individual making the request;

(2) The name of the system of records (as set forth in the system notice to which the request relates);

(3) A description of the nature (e.g., modification, addition or deletion) and substance of the correction or amendment requested; and

(4) Any other information specified in the system notice.

(b) Any individual submitting a request pursuant to paragraph (a) of this section shall include sufficient information in support of that request to allow the agency to which it is addressed to apply the standards set forth in 5 U.S.C. 552(e) (1) and (5).

(c) Any individual whose request under paragraph (a) of this section is denied may appeal that denial to the head of the agency which maintains the system of records to which the request relates.

(d) In the event that an appeal under paragraph (c) of this section is denied, the requester may bring a civil action in federal district court to seek review of the denial.

§ 1.117 Agency review of request for correction or amendment of record.

(a) Any agency which receives a request for amendment or correction under § 1.116 shall acknowledge that request within 10 days of its receipt (excluding Saturdays, Sundays and legal public holidays). It shall also promptly, either:

(1) Make any correction, deletion or addition with regard to any portion of a record which the requester believes is not accurate, relevant, timely or complete; or

(2) Inform the requester of its refusal to amend the record in accordance with his request; the reason for the refusal; the procedures whereby he can appeal the refusal to the head of the agency; and the title and business address of that official. If the agency informs the requester of its determination within the 10-day deadline, a separate acknowledgement is not required.

(b) If an agency is unable to comply with either paragraphs (a)(1) or (2) of this section within 30 days of its receipt of a request for correction or amendment, (excluding Saturdays, Sundays and legal public holidays), it should inform the requester of that fact, the reasons therefor, and the approximate date on which a determination will be reached.

(c) In conducting its review of a request for correction or amendment, each agency shall be guided by the requirements of 5 U.S.C. 552a(e) (1) and (5).

(d) If an agency determines to grant all or any portion of a request for correction or amendment, it shall:

(1) Advise the individual of that determination;

(2) Make the requested correction or amendment; and

(3) Inform any person or agency outside USDA to whom the record has been disclosed, and where an accounting of that disclosure is maintained in accordance with 5 U.S.C. 552a(c), of the occurrence and substance of the correction or amendments.

(e) If an agency determines not to grant all or any portion of a request for correction or amendment, it shall:

(1) Comply with paragraph (d) of this section with regard to any correction or amendment which is made;

(2) Advise the requester of its determination and the reasons therefor;

(3) Inform the requester that he may appeal this determination to the head of the agency which maintains the system of records; and

(4) Describe the procedures for making such an appeal, including the title and business address of the official to whom the appeal is to be addressed.

(f) In the event that an agency receives a notice of correction or amendment to information in a record contained in a system of records which it maintains, it shall comply with paragraphs (d) (2) and (3) of this section in the same manner as if it had made the correction or amendment itself.

§ 1.118 Appeal of initial adverse agency determination on correction or amendment.

(a) Any individual whose request for correction or amendment under § 1.116 is denied, and who wishes to appeal that denial, shall address such appeal to the head of the agency which maintains the system of records to which the request relates, in accordance with the procedures set forth in the agency's initial denial of the request.

(b) The head of each agency shall make a final determination with regard to an appeal submitted under paragraph (a) of this section not later than 30 days (excluding Saturdays, Sundays, and legal public holidays) from the date on which the individual requests a review, unless, for good cause shown, the head of the agency extends this 30-day period and so notifies the requester, together with an estimate of the date on which a final determination will be made. Such extension should be utilized only in exceptional circumstances and should not normally exceed 30 days. The delegation of authority set forth in this paragraph may not be redelegated.

(c) In conducting his review of an appeal submitted under paragraph (a) of this section, the head of an agency shall be guided by the requirements of 5 U.S.C. 552a(e) (1) and (5).

(d) If the head of an agency determines to grant all or any portion of an appeal submitted under paragraph (a) of this section, he shall inform the requester and the agency shall comply with the procedures set forth in § 1.117(d)(2) and (d)(3).

(e) If the head of an agency determines in accordance with paragraph (c) of this section not to grant all or any portion of an appeal submitted under paragraph (a) of this section, he shall inform the requester:

(1) Of this determination and the reasons therefore;

(2) Of the requester's right to file a concise statement of his reasons for disagreeing with the agency's decision;

(3) Of the procedures for filing such a statement of disagreement;

(4) That such statements of disagreements will be made available to anyone to whom the record is subsequently disclosed, together with (if the agency deems it appropriate) a brief statement by the agency summarizing its reasons for refusing to amend the record;

(5) That prior recipients of the disputed record will be provided with a copy of the statement of disagreement, together with (if the agency deems it appropriate) a brief statement of the agency's reasons for refusing to amend the record, to the extent that an accounting of disclosures is maintained under 5 U.S.C. 552a(c); and

(6) Of the requester's right to seek judicial review of the agency's determination in accordance with 5 U.S.C. 552a(g). The agency shall insure that any statements of disagreement submitted by a requester are handled in accordance with paragraphs (e) (4) and (5) of this section.

§ 1.119 Disclosure of record to person other than the individual to whom it pertains.

No agency shall disclose any record which is contained in a system of records it maintains, by any means of communication to any person, or to another agency outside USDA, except pursuant to a written request by, or with the prior written consent of, the individual to whom the record pertains, unless the disclosure is authorized by one or more provisions of 5 U.S.C. 552a(b).

§ 1.120 Fees.

Any agency which provides copies of records pursuant to a request under this subpart may charge fees for the direct costs of producing such copies in accordance with Appendix A to Subpart A of this Part. No agency, however, shall charge any fee for searches necessary to locate records. Nor shall an agency charge any fees for copies or searches, when the requester sought to make a personal inspection but was provided copies instead at the discretion of the agency.

§ 1.121 Penalties.

The criminal penalties which have been established for violations of the Privacy Act of 1974 are set forth in 5 U.S.C. 552a(i). These penalties are applicable to any officer or employee of an agency who commits any of the enumerated acts. These penalties also apply to contractors and employees of such contractors who enter into contracts

with an agency of USDA on or after September 27, 1975, and who are considered to be employees of the agency within the meaning of 5 U.S.C. 552a(m).

§ 1.122 General exemptions. [Reserved]

§ 1.123 Specific exemptions. [Reserved]

[FR Doc.75-22683 Filed 8-27-75;8:45 am]

CHAPTER IX—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; FRUITS, VEGETABLES, NUTS), DEPARTMENT OF AGRICULTURE

[Valencia Orange Reg. 513]

PART 908—VALENCIA ORANGES GROWN IN ARIZONA AND DESIGNATED PART OF CALIFORNIA

Limitation of Handling

This regulation fixes the quantity of California-Arizona Valencia oranges that may be shipped to fresh market during the weekly regulation period Aug. 29-Sept. 4, 1975. It is issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, and Marketing Order No. 908. The quantity of Valencia oranges so fixed was arrived at after consideration of the total available supply of Valencia oranges, the quantity of Valencia oranges currently available for market, the fresh market demand for Valencia oranges, Valencia orange prices, and the relationship of season average returns to the parity price for Valencia oranges.

§ 908.813 Valencia Orange Regulation 513.

(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and Order No. 908, as amended (7 CFR Part 908), regulating the handling of Valencia oranges grown in Arizona and designated part of California, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and upon the basis of the recommendations and information submitted by the Valencia Orange Administrative Committee, established under the said amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of handling of such Valencia oranges, as hereinafter provided, will tend to effectuate the declared policy of the Act.

(2) The need for this regulation to limit the respective quantities of Valencia oranges that may be marketed from District 1, District 2, and District 3 during the ensuing week stems from the production and marketing situation confronting the Valencia orange industry.

(i) The committee has submitted its recommendation with respect to the quantities of Valencia oranges that should be marketed during the next succeeding week. Such recommendation, designed to provide equity of marketing opportunity to handlers in all districts, resulted from consideration of the factors enumerated in the order. The committee further reports that the fresh market demand for Valencia oranges improved considerably from last week. Prices f.o.b. averaged $3.49 per carton on a reported sales volume of 542,000 cartons last week, compared with an average f.o.b. price of $3.38 per carton and sales of 584,000 cartons a week earlier. Track and rolling supplies at 219 cars were up 30 cars from last week.

(ii) Having considered the recommendation and information submitted by the committee, and other available information, the Secretary finds that the respective quantities of Valencia oranges which may be handled should be fixed as hereinafter set forth.

(3) It is hereby further found that it is impracticable and contrary to the public interest to give preliminary notice, engage in public rule-making procedure, and postpone the effective date of this regulation until 30 days after publication hereof in the FEDERAL REGISTER (5 U.S.C. 553) because the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the act is insufficient, and a reasonable time is permitted, under the circumstances, for preparation for such effective time; and good cause exists for making the provisions hereof effective as hereinafter set forth. The committee held an open meeting during the current week, after giving due notice thereof, to consider supply and market conditions for Valencia oranges and the need for regulation; interested persons were afforded an opportunity to submit information and views at this meeting; the recomendation and supporting information for regulation during the period specified herein were promptly submitted to the Department after such meeting was held; the provisions of this regulation, including its effective time, are identical with the aforesaid recommendation of the committee, and information concerning such provisions and effective time has been disseminated among handlers of such Valencia oranges; it is necessary, in order to effectuate the declared policy of the act, to make this regulation effective during the period herein specified; and compliance with this regulation will not require any special preparation on the part of persons subject hereto which cannot be completed on or before the effective date hereof. Such committee meeting was held on August 26, 1975.

(b) *Order.* (1) The respective quantities of Valencia oranges grown in Arizona and designated part of California which may be handled during the period August 29, 1975, through September 4, 1975, are hereby fixed as follows:

(i) District 1: 209,000 cartons;

(ii) District 2: 466,000 cartons;

(iii) District 3: Unlimited movement.

(2) As used in this section, "handled", "District 1", "District 2", "District 3", and "carton" have the same meaning as when used in said amended marketing agreement and order.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated: August 27, 1975.

CHARLES R. BRADER,
Deputy Director, Fruit and Vegetable Division, Agricultural Marketing Service.

[FR Doc.75-23120 Filed 8-27-75;11:28 am]

CHAPTER X—AGRICULTURAL MARKETING SERVICE (MARKETING AGREEMENTS AND ORDERS; MILK), DEPARTMENT OF AGRICULTURE

[Milk Order No. 139; Docket No. AO-374-A3]

PART 1139—MILK IN THE LAKE MEAD MARKETING AREA

Order Amending the Order

FINDINGS AND DETERMINATIONS

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings.* A public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Lake Mead marketing area. The hearing was held pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure (7 CFR Part 900).

Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest;

(3) The said order as hereby amended regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held;

(b) *Additional findings.* It is necessary in the public interest to make this order amending the order effective not later than September 1, 1975. Any delay beyond that date would tend to disrupt the

orderly marketing of milk in the marketing area.

The provisions of this order are known to handlers. The recommended decision of the Associate Administrator was issued May 9, 1975 (40 FR 21034), and the decision of the Assistant Secretary containing all amendment provisions of this order was issued August 14, 1975 (40 FR 36127). The changes effected by this order will not require extensive preparation or substantial alteration in method of operation for handlers. In view of the foregoing, it is hereby found and determined that good cause exists for making this order amending the order effective September 1, 1975, and that it would be contrary to the public interest to delay the effective date of this amendment for 30 days after its publication in the FEDERAL REGISTER. (Sec. 553(d), Administrative Procedure Act, 5 U.S.C. 551–559)

(c) *Determinations.* It is hereby determined that:

(1) The refusal or failure of handlers (excluding cooperative associations specified in Sec. 8c(9) of the Act) of more than 50 percent of the milk, which is marketed within the marketing area, to sign a proposed marketing agreement, tends to prevent the effectuation of the declared policy of the Act;

(2) The issuance of this order amending the order is the only practical means pursuant to the declared policy of the Act of advancing the interests of producers as defined in the order as hereby amended; and

(3) The issuance of the order amending the order is approved or favored by at least two-thirds of the producers who during the determined representative period were engaged in the production of milk for sale in the marketing area.

ORDER RELATIVE TO HANDLING

It is therefore ordered, That on and after the effective date hereof, the handling of milk in the Lake Mead marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended, as follows:

1. In § 1139.12, paragraphs (b)(3) and (4) are revised and a new paragraph (b)(5) is added to read as follows:

§ 1139.12 Producer.

* * * * *

(b) * * *

(3) Any person with respect to milk produced by him that was diverted from a pool plant to an other order plant where some of it was allocated to Class I utilization, or the other order designates such person as a producer under such order;

(4) Any person whose milk is received at a pool plant if during the month milk from the same farm was received at a nonpool plant (except an other order plant) other than as a diversion from a pool plant; and

(5) Any person with respect to milk produced by him during the months of March–July that is received at or diverted from a pool supply plant unless during the immediately preceding months of January and February at least 52 days of milk production from such dairy farmer was received at such pool supply plant or was diverted therefrom as producer milk pursuant to § 1139.13.

2. In § 1139.13, paragraph (d)(2) is revised and a new paragraph (d)(5) is added to read as follows:

§ 1139.13 Producer milk.

* * * * *

(d) * * *

(2) A cooperative association may divert for its account the milk of any producer (other than producer milk diverted pursuant to paragraph (d)(3) of this section) from whom at least 20 percent of his milk production is received during the month at a pool plant. The total quantity of milk so diverted may not exceed 30 percent in the months of March through July and 20 percent in other months of the producer milk which the association causes to be delivered to pool plants during the month. Two or more cooperative associations may have their allowable diversions computed on the basis of the combined deliveries of the producer milk which the associations cause to be delivered to pool plants if each association has filed a request in writing with the market administrator on or before the first day of the month the agreement is effective. This request shall specify the basis for assigning overdiverted milk to the producer deliveries of each cooperative according to a method approved by the market administrator.

* * * * *

(5) The quantity of milk diverted for the account of a cooperative association from a pool plant of another handler that would cause the pool plant to become a nonpool plant shall not be producer milk.

3. In § 1139.44, paragraph (a)(7)(vii) is revised to read as follows:

§ 1139.44 Classification of producer milk.

* * * * *

(a) * * *

(7) * * *

(vii) Receipts of milk from a dairy farmer pursuant to § 1139.12(b)(4) and (5);

* * * * *

4. In § 1139.71, paragraphs (a) and (b)(1) are revised to read as follows:

§ 1139.71 Payments to the producer-settlement fund.

(a) On or before the 25th day of the month, each handler shall pay to the market administrator for deposit into the producer-settlement fund an amount determined by multiplying the hundredweight of producer milk received by him (excluding his own farm production) during the first 15 days of such month by the Class III price for the preceding month.

* * * * *

(b) * * *

(1) Payments made pursuant to paragraph (a) of this section for such month and the value of the handler's own farm production (based upon the uniform price adjusted pursuant to §§ 1139.74 and 1139.75) received at such handler's plant during the month.

* * * * *

5. In § 1139.73, paragraph (a) and the introductory text of paragraph (b) preceding paragraph (b)(1) are revised to read as follows:

§ 1139.73 Payments to producers and to cooperative associations.

(a) On or before the last day of each month, the market administrator shall make payment, subject to paragraph (c) of this section, to each producer for milk (except the own farm production of a handler) received from such producer during the first 15 days of such month by handlers from whom the appropriate payments have been received pursuant to § 1139.71(a) at not less than the Class III price per hundredweight for the preceding month;

(b) On or before the 19th day after the end of each month, the market administrator shall make payment, subject to paragraph (c) of this section, to each producer for milk (except the own farm production of a handler for which credit is allowed pursuant to § 1139.71(b)(1)) received from such producer during the month by handlers from whom the appropriate payments have been received pursuant to § 1139.71(b) at the uniform price per hundredweight as adjusted pursuant to §§ 1139.74 and 1139.75, less:

* * * * *

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Effective date: September 1, 1975.

Signed at Washington, D.C., on: August 25, 1975.

RICHARD L. FELTNER,
Acting Secretary.

[FR Doc.75-22684 Filed 8-27-75;8:45 am]

CHAPTER XIV—COMMODITY CREDIT CORPORATION, DEPARTMENT OF AGRICULTURE

[CCC Grain Price Support Regs., 1975 Crop Sorghum Supp.]

PART 1421—GRAINS AND SIMILARLY HANDLED COMMODITIES

Subpart—1975 Crop Sorghum Loan and Purchase Program

CORRECTION

In FR Doc. 75-19486, appearing at page 31949 of the issue of Wednesday, July 30, 1975, in the third column on page 31951, paragraph (b)(2) should read as set forth below:

	Cents per bushel
(2) Grade:	
U.S. No. 3 (not over 14 percent moisture)	3
U.S. No. 4 (not over 14 percent moisture)	5
Smutty	5

proposed rules

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

[8 CFR Part 242]

BOND REDETERMINATION BEFORE SPECIAL INQUIRY OFFICER

Notice of Proposed Rule Making

Pursuant to section 553 of Title 5 of the United States Code (80 Stat. 383), notice is hereby given of the proposed amendment of 8 CFR 242.2(b) pertaining to bond redetermination.

The purpose of the proposed amendment is to permit an alien who cannot seek a bond redetermination before a special inquiry officer within the region wherein the alien is physically present to seek such redetermination before any other special inquiry officer. It is also proposed to permit an alien already released who nevertheless wishes a redetermination of the conditions of such release before a special inquiry officer to have an opportunity to obtain a redetermination provided he asks for redetermination within seven days of the date of release.

In accordance with the provisions of section 553 of Title 5 of the United States Code (80 Stat. 383), interested persons may submit to the Commissioner of Immigration and Naturalization, Room 7100, 425 Eye Street, NW., Washington, D.C. 20536, written data, views, or arguments, in duplicate, with respect to the proposed rule. Such representations may not be presented orally in any manner. All relevant material received before September 22, 1975, will be considered.

§ 242.2 [Amended]

In § 242.2, it is proposed to amend paragraph (b) by adding the following two new sentences between the existing third and fourth sentences:

If there is no available special inquiry officer in that region, the application may be made to any other special inquiry officer. However, if the respondent has been released from custody, such application must be made within seven days after the date of such release. The determination of the special inquiry officer in respect to custody status or bond shall be entered on Form I-342 at the time such determination is made and shall be accompanied by a memorandum by the special inquiry officer as to the reasons for his determination.

(Sec. 103, 66 Stat. 173 (8 U.S.C. 1103))

Dated: AUGUST 22, 1975.

L. F. CHAPMAN, Jr.,
Commissioner of Immigration and Naturalization.

[FR Doc.75-22813 Filed 8-27-75;8:45 am]

DEPARTMENT OF DEFENSE

Corps of Engineers

[33 CFR Part 209]

ADMINISTRATIVE PROCEDURE

Notice of Proposed Rulemaking

Notice is hereby given that pursuant to section 10 of the River and Harbor Act of March 3, 1899 (30 Stat. 1151; 33 USC 403) and section 4 of the Outer Continental Shelf Lands Act of August 7, 1953 (67 Stat. 462; 43 USC 1333 (f)) the regulations set forth below in tentative form are proposed by the Secretary of the Army (acting through the Chief of Engineers) to control the erection of structures in navigable waters and the Outer Continental Shelf. It is proposed to amend the present regulations with respect only to paragraph (d) in 33 CFR 209.135 to establish two parallel fairways 2 miles wide to carry one-way traffic separated by a 1-mile wide zone, the abandonment of the existing Aransas Pass Safety Fairway, the extension of the Gulf Safety Fairway, abandonment of one of the Aransas Pass Anchorage Areas, the enlargement of one of the Aransas Pass Anchorage Areas, and the revision of the junction points of the Coastwise Fairways with the new Fairway.

Prior to the adoption of the proposed regulations consideration will be given to any comments, suggestions or objections thereto which are submitted in writing to the Office of the Chief of Engineers, Forrestal Building, Washington, D.C. 20314, Attention: DAEN-CWO-N, on or before September 29, 1975.

Section 209.135(d) is amended as follows:

§ 209.135 Shipping safety fairways and anchorage areas, Gulf of Mexico.

* * * * *

(d) * * *

(4) *Aransas Pass Safety Fairway.* The area between rhumb lines joining points at:

Latitude	*Longitude*
27°49'21"	97°02'08"
27°48'11"	97°01'06"
27°46'26"	96°57'40"
27°45'14"	96°55'26"
27°44'09"	96°53'25"
27°42'47"	96°51'39"
27°39'24"	96°48'26"
27°21'59"	96°11'42"

and rhumb lines joining points at:

Latitude	*Longitude*
27°50'15"	97°01'32"
27°49'54"	96°59'56"
27°45'22"	96°51'19"
27°44'35"	96°48'31"
27°43'49"	96°45'47"
27°35'17"	96°27'46"
27°33'33"	96°24'06"
27°25'53"	96°07'56"

separated by areas inclosed by rhumb lines joining points at:

Latitude	*Longitude*
27°41'10"	96°47'23"
27°34'50"	96°34'41"
27°34'59"	96°31'56"
27°42'03"	96°46'51"
27°41'10"	96°47'23"

and rhumb lines joining points at:

Latitude	*Longitude*
27°33'06"	96°31'01"
27°23'33"	96°10'12"
27°24'19"	96°09'26"
27°33'15"	96°28'16"
27°33'06"	96°31'01"

(5) *Aransas Pass Anchorage Areas.* The areas inclosed by rhumb lines joining points at:

Latitude	*Longitude*
27°49'54"	96°59'56"
27°45'22"	96°51'19"
27°51'46"	96°40'12"
27°53'36"	96°56'30"
27°49'54"	96°59'56"

and rhumb lines joining points at:

Latitude	*Longitude*
27°45'14"	96°55'26"
27°43'00"	96°55'27"
27°44'09"	96°53'25"
27°45'14"	96°55'26"

* * * * *

(14) *Coastwise Safety Fairways.* (i) *Brazos Santiago Pass to Aransas Pass.* The areas between rhumb lines joining points at:

Latitude	*Longitude*
26°04'12"	96°59'30"
26°09'00"	96°59'30"
27°46'26"	96°57'40"

and rhumb lines joining points at:

Latitude	*Longitude*
25°58'54"	96°57'24"
26°02'06"	96°57'24"
26°04'00"	96°57'34"
27°40'36"	96°55'30"
27°43'00"	96°55'27"
27°45'14"	96°55'26"

(ii) *Aransas Pass to Calcasieu Pass.* The areas between rhumb lines joining points at:

Latitude	*Longitude*
27°43'00"	96°55'27"
27°44'09"	96°53'25"
27°45'22"	96°51'19"
27°51'46"	96°40'12"
28°11'24"	96°06'06"
28°12'30"	96°04'12"
28°42'24"	95°12'00"
28°44'52"	95°07'43"
28°45'58"	95°05'48"
28°47'42"	95°02'42"
29°02'48"	94°36'30"
29°07'42"	94°27'48"
29°10'17"	94°22'30"
29°29'30"	93°58'24"
29°32'03"	93°46'44"
29°33'00"	93°46'26"
29°32'52"	93°43'00"
29°37'32"	93°21'25"

and rhumb lines joining points at:

Latitude	Longitude
27°40'36"	96°55'30"
27°42'47"	96°51'39"
27°44'35"	96°48'31"
28°10'06"	96°04'42"
28°11'13"	96°02'46"
28°43'32"	95°06'18"
28°44'39"	95°04'22"
29°06'24"	94°26'12"
29°06'24"	94°23'55"
29°07'41"	94°22'23"
29°09'06"	94°20'36"
29°27'40"	93°57'18"
29°30'39"	93°43'41"
29°31'13"	93°41'04"
29°33'56"	93°28'35"
29°32'57"	93°17'00"

(27) *Gulf Safety Fairway. Aransas Pass Safety Fairway to Southwest Pass Safety Fairway.* The areas between rhumb lines joining points at:

Latitude	Longitude
27°33'06"	96°31'01"
27°33'15"	96°28'16"
27°33'33"	96°24'06"
28°00'36"	90°08'18"

and rhumb lines joining points at:

Latitude	Longitude
27°34'50"	96°34'41"
27°34'59"	96°31'56"
27°35'17"	96°27'46"
27°38'02"	95°49'39"
27°38'12"	95°47'19"
27°44'03"	94°26'12"
27°44'13"	94°23'57"
27°51'58"	92°36'20"
27°52'09"	92°33'40"
28°02'32"	90°09'28"

Dated: August 20, 1975.

KENNETH E. MCINTYRE,
Brigadier General, USA,
Acting Director of Civil Works.

[FR Doc.75-22788 Filed 8-27-75;8:45 am]

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 991]

HOPS OF DOMESTIC PRODUCTION

Proposed Expenses of the Hop Administrative Committee and Rate of Assessment for the 1975–76 Marketing Year

Notice is given of proposed expenses of the Hop Administrative Committee, and rate of assessment, for the 1975–76 marketing year. The proposal is pursuant to §§ 991.55 and 991.56 of Order No. 991, as amended (7 CFR Part 991). The amended marketing order regulates the handling of hops of domestic production, and is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674).

The proposal is based on the unanimous recommendation of the Hop Administrative Committee. Proposed expenses of the Committee for the 1975–76 marketing year, beginning August 1, 1975, total $194,040. The proposed rate of assessment is 0.3 cent per pound of salable hops handled by each handler during the 1975–76 marketing year.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposal should file the same, in quadruplicate, with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, to be received not later than September 17, 1975. All written submissions made pursuant to this notice will be made available for public inspection at the Office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

The proposal is as follows:

§ 991.310 Expenses of the Hop Administrative Committee and rate of assessment for the 1975–76 marketing year.

(a) *Expenses.* Expenses in the amount of $194,040 are reasonable and likely to be incurred by the Hop Administrative Committee during the marketing year beginning August 1, 1975, for its maintenance and functioning and for such purposes as the Secretary may, pursuant to the provisions of this part, determine to be appropriate.

(b) *Rate of assessment.* The rate of assessment for said marketing year, payable by each handler in accordance with § 991.56, is fixed at 0.3 cent per pound of salable hops.

Dated: August 22, 1975.

CHARLES R. BRADER,
Deputy Director,
Fruit and Vegetable Division.

[FR Doc.75-22914 Filed 8-27-75;8:45 am]

[7 CFR Parts 1032, 1062]

[Docket Nos. AO-313-A28, AO-10-A50]

MILK IN THE SOUTHERN ILLINOIS AND ST. LOUIS-OZARKS MARKETING AREAS

Decision on Proposed Amendments to Marketing Agreements and to Orders

A public hearing was held upon proposed amendments to the marketing agreements and the orders regulating the handling of milk in the Southern Illinois and St. Louis-Ozarks marketing areas. The hearing was held, pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice (7 CFR Part 900), at St. Louis, Missouri on February 19, 1975 pursuant to notice thereof issued on January 30, 1975 (40 FR 5163).

Upon the basis of the evidence introduced at the hearing and the record thereof, the Acting Administrator on July 2, 1975 filed with the Hearing Clerk, United States Department of Agriculture, his recommended decision containing notice of the opportunity to file written exceptions thereto (40 FR 28618).

The material issues, findings and conclusions, rulings, and general findings of the recommended decision are hereby approved and adopted and are set forth in full herein subject to the revision of the 15th and 16th paragraphs under issue No. 1 and the addition thereunder of 7 new paragraphs following the 32nd paragraph.

The material issues on the record of the hearing relate to:

1. Location adjustment credit on bulk milk transferred between pool plants; and

2. Whether an emergency exists to warrant the omission of a recommended decision with respect to issue No. 1.

FINDINGS AND CONCLUSIONS

The following findings and conclusions on the material issues are based on evidence presented at the hearing and the record thereof:

1. *Location adjustment credit on bulk Milk transferred between pool plants.* Location adjustment credit should apply under the Southern Illinois and St. Louis-Ozarks orders, respectively, to that quantity of Class I milk received from transferor pool plants that does not exceed an amount equivalent to 110 percent of the Class I disposition at the transferee-plant minus the volume of milk received directly from producers and the volume assigned as Class I to receipts from other order plants and unregulated supply plants.

At present, the Southern Illinois order provides for location adjustment credit on transfers between pool plants to the extent that 105 percent of Class I disposition at the transferee-plant exceeds the sum of receipts at such plant from producers and the volume assigned as Class I to receipts from other order plants and unregulated supply plants. The St. Louis-Ozarks order limits location creidt on such transfers to the quantity of Class I disposition remaining at the transferee-plant after subtracting the volume assigned as Class I to receipts from other order plants and unregulated supply plants and 95 percent of receipts of milk received from producers at such plant.

Land O'Lakes, Inc., proposed that the factor utilized in computing the volume of milk eligible for location adjustment credit under the Southern Illinois order be increased to 115 percent of Class I utilization at transferee-plants. The proposal was supported by Wisconsin Dairies Cooperative, Meadowland Dairy Association, Mississippi Valley Milk Producers Association, and Prairie Farms Dairy, Inc. In combination, such cooperatives represent a majority of the producers supplying the Southern Illinois market.

Mid-America Dairymen, Inc., proposed that the 115 percent factor be utilized in the St. Louis-Ozarks order in computing the volume of milk eligible for location adjustment credit. The association operates four supply plants under the order and represents a substantial majority of the producers supplying the market.

Witnesses representing the cooperative proponents testified that nearby direct shipped milk is not adequate to meet market fluid milk needs at all times. Consequently, more distant supplies of milk are needed, which, proponents held, can be most efficiently and economically assembled through supply plants. They pointed out that handlers serving the fluid milk needs of the respective markets have changed from bottling milk 7 days

per week to bottling milk on 5 or less days per week. In addition, they indicated that distributing plants have been expanded and are now more regional in nature. Thus, they suggested, there is an increasing need for supply plants to implement the tailoring of receipts to meet the bottling needs of distributing plants. Under these circumstances, they urged that there was need for location adjustment credits on a greater volume of the bulk milk transferred from supply plants to distributing plants.

One of the proponent cooperatives operates a supply plant at Pine Island, Minnesota, which is the most distantly located supply plant pooled under the Southern Illinois market. Due to the plant's location and the fact that location credits are applied after the Class I use at the transferee-plant is assigned first to those supplies received directly, and then in sequence to plant transfers involving the least transportation cost, not all of the bulk milk shipped from the Pine Island plant to distributing plants receives location adjustment credit. The cooperative's witness stated that during August 1974 through January 1975, the value of the adjustments which were not allowed amounted to more than $34,000. As a consequence, the returns available to the cooperative's members were reduced about nine cents per hundredweight on all milk pooled at that location during such period.

Because the cooperative does not receive location adjustment credit on all milk transferred from its supply plant to pool distributing plants, it has been unable to return as high a price to its producer members as the price received by other producers in the same production area who supply the Southern Illinois market on a direct-shipped basis. The association's witness indicated that the cooperative could rectify this situation by closing the Pine Island supply plant and shipping its member milk directly to distributing plants. However, he pointed out, the next most distant supply plant serving the market then would lose location credit on its transfers to distributing plants.

A cooperative association that operates five distributing plants and one supply plant pooled under the Southern Illinois order supported the proposal to revise the order provisions providing for location adjustment credit. The cooperative receives milk directly from the farms of its producer members and also receives milk from five supply plants, four of which are located outside the marketing area where location adjustments are applicable under the order. One of such supply plants is the Pine Island plant operated by a proponent cooperative.

The association's witness testified that three of its distributing plants with a combined Class I utilization of over 90 percent received 5,894,515 pounds of supply plant receipts during the August 1974 through January 1975 period which did not receive location adjustment credits. That volume represented about 8 percent of total supply plant receipts at the three distributing plants.

A witness representing a proprietary handler who operates two distributing plants pooled under the Southern Illinois order testified in opposition to the proposed amendments. Under the current order provisions all supply plant receipts at the handler's distributing plant received location credit during the March 1974–January 1975 period, except during the months of September, December and January. The witness stated that the reason that all supply plant shipments did not receive location credit was that more milk than was necessary to meet fluid needs was received at the distributing plant in order to permit the supply plant to meet shipping requirements for pooling.

Additionally, the handler opposed the proposed amendments on the basis that providing location credit on a greater quantity of supply plant milk would reduce the blend price. The witness stated that a reduction in the blend price would place the handler at a disadvantage in competing for supplies in Wisconsin with handlers regulated under other Federal orders. The witness further held that pool funds should not be utilized to pay the cost of transporting milk for cottage cheese or other Class II or III uses.

At the time of the hearing there were five supply plants pooled under the Southern Illinois order and located outside the marketing area. Two of such plants are located in Wisconsin (Belmont and Union Center), two in Iowa (Postville and Waukon) and one at Pine Island, Minnesota. Under the St. Louis-Ozarks order six supply plants were pooled, one located at Effingham, Illinois, and five in Missouri (Cabool, Jefferson City, Lebanon, Mountain Grove, and Springfield).

During the period August 1974 through January 1975, about 26 percent of total producer receipts pooled under the Southern Illinois order was associated with supply plants located outside the marketing area. Approximately 63 percent of such supply plant receipts (78,251,950 pounds) was shipped to distributing plants during that period. Of such receipts, 6,493,095 pounds did not receive location adjustment credit. Such volume represented 8.3 percent of the total volume of milk shipped by such supply plants during that period.

During August 1974 through January 1975, supply plant milk pooled under the St. Louis-Ozarks order accounted for about 30 percent of total producer receipts. About 51 percent of such supply plant receipts (119,258,299 pounds) was shipped to distributing plants during the same period. Of such receipts, 29,758,802 pounds of milk, or 25 percent of the total volume of milk shipped by supply plants to distributing plants regulated under the St. Louis-Ozarks order, did not receive location adjustment credit.

Location adjustment credit should be provided to supply plant operators who furnish distributing plants with milk for fluid use when direct-shipped milk is not available for such uses. It is necessary, however, to retain limits on location adjustment credits in order to insure that the pool does not subsidize hauling costs on milk unnecessarily moved between pool plants for other than Class I use.

If a handler were permitted to bring in supply plant milk for Class I use and channel the direct-shipped milk into lower-valued uses, this would result in a lowering of returns to all producers on the market. Under the conditions existing in these markets it would be inappropriate to permit handlers who move milk to the central market for other than Class I uses to receive the transportation cost from pool proceeds. Milk not needed for Class I use reasonably should be processed into manufactured products at plants in the production area.

Whether or not an individual supply plant receives location adjustment credit should continue to be determined on the basis of whether the milk involved is needed in conjunction with the Class I utilization of the distributing plant receiving the milk. It is of course impossible for a distributing plant to utilize all of its receipts for Class I purposes due to the unavoidable losses, route returns, etc. In recognition of this fact the existing five percent tolerances were provided to insure recovery of transportation costs on all necessary transfers to the central market. The testimony at this hearing indicates that tolerances are not sufficient to encompass all of the unavoidable Class II and Class III uses at distributing plants which are primarily bottling operations.

The unavoidable Class II and Class III uses in the operation of a distributing plant include standardization (modification of the butterfat content of milk received from producers in the preparation of such milk for bottling use), shrinkage (plant losses in the processing and packaging of milk), route returns, Class III uses (shrinkage) accorded packaged fluid milk products transferred to other order plants, and approved dumpage.

Data illustrating the magnitude of such unavoidable Class II and Class III uses was presented by one of the proponent cooperative associations with respect to three of its bottling plants pooled under the Southern Illinois order. These plants which average in excess of 90 percent Class I utilization had unavoidable Class II and Class III uses for the August 1974 through January 1975 period amounting to 7.1 percent of the gross Class I use at such plants. The average for such uses ranged from a low of 6.5 percent in August to a high of 7.5 percent of gross Class I in January. However, on an individual plant basis, unavoidable Class II and Class III use ranged from a low of 4.1 percent at one plant in September to a high of 10.3 percent of gross Class I at a plant in December.

In his brief, a cooperative's representative pointed out that, on the basis of the cooperative's plant data, unavoidable surplus use could represent as much as

11.1 percent of Class I disposition. Such number was arrived at by totaling the high experiences of the cooperative association's three plants with respect to route returns, approved dumps, cream from standardization, shrinkage and two percent of other order transfers without regard to a specific plant or a specific month during the August through January period.

In addition, the cooperative's witness requested that inventory variations be considered as an unavoidable surplus use. It was his contention that 1.89 percent of Class I use was an appropriate factor to accommodate such variations.

Additionally, proponent requested that the location adjustment credit include a factor of 5.2 to cover the surplus uses that occur as a result of a distributing plant receiving only direct-shipped milk. He attempted to illustrate such increased surplus uses by presenting a hypothetical analysis of the utilization attainable at distributing plants with given bottling schedules and only direct-shipped receipts. Proponent assumed that each plant had storage facilities for two-days delivery and received the same volume of milk each day. He concluded that each plant would experience some surplus if the level of deliveries assured that each plant would never be short of bottling needs. With the given bottling schedule of each plant and the above assumptions, the maximum Class I utilization ranged from a low of 87.7 percent to a high of 95.1 percent.

In his brief proponent concludes that a factor of 114.05 percent of Class I use at a distributing plant should be used in determining the volume of bulk transfers eligible for location adjustment credits. Such percentage includes 6.96 of unavoidable Class II and Class III uses, 1.89 to cover inventory variation, and 5.2 to cover surplus that proponent hypothesizes occurs at distributing plants as a consequence of such plant receiving only direct-shipped milk. Proponents recommended that 115 percent be used for simplicity and stated that such percentage would have provided location credit on most, if not all, of his Pine Island supply plant shipments to the other proponent cooperative association's distributing plants service the Southern Illinois market.

Proponents position of including a figure of 5.2 in his overall 115 percent factor to reflect increased efficiency of Class I use which he alleges results from reliance on supply plant shipments is not a basis for providing location credits to supply plant milk received in excess of Class I needs.

Data presented by the market administrator based on samples of plants regulated under the two orders indicate that unavoidable Class II and Class III uses range between 4.28 and 6.96 percent of Class I use. The average of such uses amounted to 5.59 percent.

This data indicated that standardization, on the average, represented 3.23 percent of Class I disposition by all distributing plants pooled under the orders during the August through January period. Standardization at such plants ranged from a low of 2.52 to a high of 3.77 percent of Class I disposition. Shrinkage averaged 1.51 percent of Class I utilization at 14 distributing plants that had a minimum of 85 percent Class I utilization for the months of October and December 1974. The range for shrinkage was 1.17 to 1.70 percent of Class I disposition. Route returns, based on a sample of three plants during September and October 1974, represented 0.76 percent of the volume of Class I items packaged, ranging from a low of .58 percent to a high of 1.23 percent. Packaged fluid milk products transferred to other order plants and allocated to Class III in the other order market represented between .01 percent and .26 percent (averaged .09 percent) of total Class I disposition.

Variation in ending inventory should also be considered as an unavoidable Class III use and be reflected in the assignment of location adjustment credits to plants which supply the bottling needs of distributing plants. The volume of ending inventories varies considerably, depending on whether the last day of the month is a day during which a handler packages substantial or limited quantities of fluid milk products. However, supply plants shipping to a distributing plant receive Class I location credits on the basis of the distributing plant's total Class I sales during the month exclusive of packaged fluid milk products in inventory. In the following month, the fluid milk products in ending inventory during the prior month are distributed on routes and are included in a plant's Class I sales on which location adjustment credits apply.

Data, for the August through January period, presented by the market administrator on eleven distributing plants receiving supply plant milk indicates that the variation of ending Class III inventory ranged from a low of .09 percent of Class I disposition to a high of 4.57 percent of Class I disposition. In most cases the variation in ending inventory amounted to 3 percent or less of such plants' Class I disposition.

Milk may be received at distributing plants which for one reason or another may have to be dumped by the receiving handler. If such dumpage is approved by the market administrator, the milk so utilized is accorded a Class III utilization. Also, under circumstances where milk of poor quality is received at distributing plants, it is usually disposed of to manufacturing plants where it is utilized as Class III milk. Such losses, the record indicates are minimal. However, they do represent a minor unavoidable Class III use.

It is concluded on the basis of data presented by the market administrator that a distributing plant primarily engaged in the processing of fluid milk products reasonably could have unavoidable Class II and Class III uses up to 10 percent of its Class I disposition. Such factor recognizes that an efficiently operated distributing plant may experience unavoidable Class II and Class III uses of approximately 7 percent of its Class I disposition and in addition require an amount approximating 3 percent of the plant's Class I disposition to cover ending inventory variation and milk that for quality reasons is necessarily dumped or returned to manufacturing plants for processing during the month. This allowance of 10 percent will accommodate unavoidable surplus uses experienced at efficiently operated distributing plants for which a handler should recover transportation costs. Accordingly, the order should be amended to provide that transfers between pool plants shall be assigned Class I disposition at the transferee-plant only to the extent that 110 percent of Class I disposition at the transferee-plant exceeds the sum of receipts at such plant from producers and cooperative associations in their role as a handler of bulk tank milk and the volume assigned as Class I to receipts from other order plants and unregulated supply plants.

The effect on the blend price of either order by assigning location adjustment credits to all supply plant shipments which did not receive location credit during the August through January period would be minimal, even if it is assumed that all such receipts originated at the most distantly located supply plant serving each market. Thus, it is concluded that the recommended provisions provided herein would not place any handler in a position of being noncompetitive in procuring a supply of milk.

The provisions providing for location adjustment credit in both orders should be further modified to prevent the assignment of location credit to transfers of fluid cream items. This modification was requested by one of the proponent cooperative associations. The revision is appropriate since location adjustment credit should be applicable only on shipments necessary to meet the market's fluid milk needs. Fluid cream items are not a Class I use under either order. Both orders' provisions recommended herein are modified accordingly.

Cooperative associations filed exceptions to the provisions of the recommended decision which would base location adjustment credit under the two orders on 110 percent of a distributing plant's Class I sales. They reiterated their request that a factor of 115 percent be utilized in computing the volume of supply plant shipments eligible to receive location adjustment credit.

One cooperative contends that in establishing the 110 percent limit the recommended decision failed to take into account the unavoidable Class II and Class III uses that occur solely as a consequence of utilizing only direct-shipped milk at distributing plants. Exceptor held that an additional unavoidable surplus use representing between 5.2 and 14.1 percent of a plant's Class I disposition occurs in a distributing plant which receives only direct-shipped milk. He contends that this added surplus use occurs because a plant receiving only direct-shipped milk must arrange for a supply of milk in excess of its average bottling

needs in order to have sufficient milk available on days of the week when the plant's needs for milk in bottling uses are greatest. For that reason the cooperative requested that the location adjustment factor provided in the recommended decision be increased to 115 percent in recognition of such additional surplus uses.

The unavoidable Class II and Class III uses recognized in this decision are based on data representative of actual plant marketing experiences. Proponent's request for an increase in location adjustment credit, on the other hand, is based on data relative to hypothetical plant operations in which the sole source of plant receipts is direct-shipped milk. However, a distributing plant utilizing only supply plant receipts would not have such additional hypothesized surplus uses. Thus, if proponent's suggested modification were adopted, a distributing plant receiving only supply plant milk would receive location adjustment credit on a volume of milk in excess of that required to cover the unavoidable surplus uses at the distributing plant. For that reason proponent's request must be denied.

A further exception by a cooperative to the use of a factor of 110 percent is based upon exceptor's conclusion that the use of such factor would necessitate the receipt of 91 percent of a plant's total receipts directly from producers in order to provide location adjustment credit on supply plant receipts. Such conclusion is an error. A plant shipping milk to a distributing plant that has 91 percent of its receipts distributed in Class I will receive location adjustment credit on all such shipments, regardless of the relative volumes of milk received directly from producers and supply plants.

Certain of the exceptors, requesting that the location adjustment factor adopted in the recommended decision be increased, contend that any deterrent to the shipment of supply plant milk for uses other than Class I is inappropriate since the order provides no similar deterrent to the receipt of direct-shipped milk from distant points. The Agricultural Marketing Agreement Act of 1937, as amended, provides that "no marketing agreement or order applicable to milk and its products in any marketing area shall prohibit or in any manner limit, in the case of the products of milk, the marketing in that area of any milk or product thereof produced in any production area of the United States". Accordingly, a federal milk order may not contain provisions denying any producer, wherever located access to a Federal order market if such producer finds a handler willing to accept his milk f.o.b. the location of the handler's plant.

Under most circumstances the operator of a distant plant who has the choice of shipping to an alternative market will not find it to his advantage to ship milk to the central market unless he can by some means recover the transportation cost on all of the milk involved. It is to his benefit, therefore, to seek a buyer who has essentially only Class I use. In many circumstances the potential buyer, however, is interested in obtaining milk for other than Class I use. To allow location credit to a handler on milk other than that which is essential for Class I use would unnecessarily reduce the monetary value of the pool per se and, hence, returns to all producers. Milk not necessary for Class I use most reasonably should be retained and processed near the point of origin to minimize transportation costs and to maximize returns to producers generally. To the extent that a handler needs milk for other than Class I use he must expect to bear the transportation costs in moving it to the city, unless he can attract individual producers on a direct-shipped basis whose alternative markets are less attractive. In such case the individual producers involved pay the cost of moving the milk to the market.

It is not germane that the bulk of producers in this market are affiliated with proponent cooperatives, as exceptor points out. Even if there were but a single nonmember producer, such producer would merit the same consideration in protection of his returns against the use of pool funds for unnecessary transportation costs as in the case of a market with a varied producer representation.

2. *Whether an emergency exists to warrant the omission of a recommended decision with respect to issue No. 1.* Cooperative associations requested that a decision be issued as expeditiously as possible. No information of a compelling nature, however, was presented to conclude that the issuance of a recommended decision should be omitted. Consequently the request for emergency action, which was opposed by a witness representing a handler regulated under the Southern Illinois order, is denied.

Rulings on Proposed Findings and Conclusions

Briefs and proposed findings and conclusions were filed on behalf of certain interested parties. These briefs, proposed findings and conclusions and the evidence in the record were considered in making the findings and conclusions set forth above. To the extent that the suggested findings and conclusions filed by interested parties are inconsistent with the findings and conclusions set forth herein, the requests to make such findings or reach such conclusions are denied for the reasons previously stated in this decision.

General Findings

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of each of the aforesaid orders and of the previously issued amendments thereto, and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

The following findings are hereby made with respect to each of the aforesaid tentative marketing agreements and orders:

(a) The tentative marketing agreement and the order, as hereby proposed to be amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(b) The parity prices of milk as determined pursuant to section 2 of the Act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the marketing area, and the minimum prices specified in the tentative marketing agreement and the order, as hereby proposed to be amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in public interest;

(c) The tentative marketing agreement and the order, as hereby proposed to be amended, will regulate the handling of milk in the same manner as, and will be applicable only to persons in the respective classes of industrial and commercial activity specified in, a marketing agreement upon which a hearing has been held.

Rulings on Exceptions

In arriving at the findings and conclusions, and the regulatory provisions of this decision, each of the exceptions received was carefully and fully considered in conjunction with the record evidence. To the extent that the findings and conclusions, and the regulatory provisions of this decision are at variance with any of the exceptions, such exceptions are hereby overruled for the reasons previously stated in this decision.

Marketing Agreement and Order

Annexed hereto and made a part hereof are two documents, a marketing agreement regulating the handling of milk, and an order amending the orders regulating the handling of milk in the Southern Illinois and St. Louis-Ozarks marketing areas, which have been decided upon as the detailed and appropriate means of effectuating the foregoing conclusions.

It is hereby ordered, That this entire decision, except the attached marketing agreement, be published in the Federal Register. The regulatory provisions of the marketing agreement are identical with those contained in the order as hereby proposed to be amended by the attached order which is published with this decision.

Determination of Producer Approval and Representative Period

June 1975 is hereby determined to be the representative period for the purpose of ascertaining whether the issuance of the orders, as amended and as hereby proposed to be amended, regulating the handling of milk in the Southern Illinois and St. Louis-Ozarks marketing areas, is approved or favored by producers, as defined under the terms of each of the orders as amended and as hereby proposed to be amended, who during such representative period were engaged in

the production of milk for sale within the respective marketing areas.

Signed at Washington, D.C., on August 25, 1975.

RICHARD L. FELTNER,
Acting Secretary.

ORDER[1] AMENDING THE ORDERS, REGULATING THE HANDLING OF MILK IN THE SOUTHERN ILLINOIS AND ST. LOUIS-OZARKS MARKETING AREAS

FINDINGS AND DETERMINATIONS

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of each of the aforesaid orders and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

The following findings are hereby made with respect to each of the aforesaid orders:

(a) *Findings.* A public hearing was held upon certain proposed amendments to the tentative marketing agreements and to the orders regulating the handling of milk in the Southern Illinois and St. Louis-Ozarks marketing areas. The hearing was held pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure (7 CFR Part 900).

Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order as hereby amended regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

Order relative to handling. It is therefore ordered that on and after the effective date hereof the handling of milk in the Southern Illinois and St. Louis-Ozarks marketing areas shall be in conformity to and in compliance with the terms and conditions of each of the orders, as amended, and as hereby amended, as follows:

The provisions of the proposed marketing agreements and order amending each of the specified orders contained in the recommended decision issued by the Acting Administrator on July 2, 1975 and published in the FEDERAL REGISTER on July 8, 1975 (40 FR 28618) shall be and are the terms and provisions of this order, amending the orders, and are set forth in full herein.

1. In the Southern Illinois order, § 1032.52, paragraph (b) is revised to read as follows:

§ 1032.52 Plant location adjustments for handlers.

* * * * *

(b) For purposes of calculating such adjustment, transfers between pool plants shall be assigned Class I disposition at the transferee-plant only to the extent that 110 percent of Class I disposition at the transferee-plant exceeds the sum of receipts at such plant from producers and handlers described in § 1032.9(c), and the volume assigned as Class I to receipts from other order plants and unregulated supply plants, such assignment to be made first to receipts of fluid milk products from pool plants at which no location adjustment credit is applicable and then in sequence beginning with the plant at which the least location adjustment would apply.

* * * * *

2. In the St. Louis-Ozarks order, § 1062.52, paragraph (f) is revised to read as follows:

§ 1062.52 Plant location adjustments for handlers.

* * * * *

(f) For purposes of calculating such adjustment, transfers between pool plants shall be assigned Class I disposition at the transferee-plant only to the extent that 110 percent of Class I disposition at the transferee-plant exceeds the sum of receipts at such plant from producers and handlers described in § 1062.9(c), and the volume assigned as Class I to receipts from other order plants and unregulated supply plants, such assignment to be made first to receipts of fluid milk products from pool plants with plus location adjustment, then to receipts from plants with no location adjustment, and then in sequence to receipts from plants at which the smallest minus adjustments apply.

* * * * *

[FR Doc.75-22915 Filed 8-27-75;8:45 am]

[1] This order shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders have been met.

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 71]

[Airspace Docket No. 75-NW-20]

VOR FEDERAL AIRWAY

Proposed Extension

The Federal Aviation Administration (FAA) is considering an amendment to Part 71 of the Federal Aviation Regulations that would extend V-269 from the Pocatello, Idaho, VORTAC direct to the Salmon, Idaho, VOR/DME to be established at Lat. 45°01'17"N., Long. 114°05'00"W.

Interested persons may participate in the proposed rule making by submitting such written data, views or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Northwest Region, Attention: Chief, Air Traffic Division, Federal Aviation Administration, FAA Building, Boeing Field, Seattle, Wash. 98108. All communications received on or before September 29, 1975 will be considered before action is taken on the proposed amendment. The proposal contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the Chief Counsel, Attention: Rules Docket, AGC-24, 800 Independence Avenue, SW., Washington, D.C. 20591. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

The proposed amendment would extend V-269 from Pocatello, to Salmon. This airway would permit flight above and be written to exclude the Arco, Idaho, restricted area R-3201. It is in addition to the airways proposed in Airspace Docket No. 74-NW-27 NPRM published in 40 FR 6510, which would also be predicated on the Salmon VOR.

This amendment is proposed under the authority of Sec. 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348(a)) and sec. 6(c) of the Department of Transportation Act (49 U.S.C. 1655(c)).

Issued in Washington, D.C., on August 22, 1975.

WILLIAM E. BROADWATER,
Chief, Airspace and Air Traffic Rules Division.

[FR Doc.75-22829 Filed 8-27-75;8:45 am]

FEDERAL COMMUNICATION COMMISSION

[47 CFR Part 73]

[Docket No. 19824; RM-2060; FCC 75-967]

FM BROADCAST STATIONS, (SUN VALLEY, IDAHO)

Table of Assignment; Memorandum Opinion and Order

1. The Commission has before it the Notice of Proposed Rule Making (38 FR 26380) and the Further Notice of Proposed Rule Making (39 FR 22160), in this proceeding as well as the filings of Sun Valley Radio, Inc., ("SVR") and Leisure Time Communications, Inc., ("LTC")[1] both applicants for the only current Sun Valley FM assignment.

2. At present, Sun Valley has a single Class A assignment, and this proceed-

[1] LTC's request for leave is granted to permit the acceptance of its supplemental comments.

ing was intended to explore whether additional or extended service might be needed and if so whether to substitute a Class C channel or to add a second Class A channel. Before the Commission can proceed to resolve this issue, there is an impediment which would need to be removed. From all available information, there appears to be only one mountaintop site which could be used by any FM station or stations, but there is a question about its being available for this purpose especially for use by a Class C station. Further information, particularly from the Forest Service, Department of Agriculture, which has control over the land use, is needed.

3. Since the site use information may not be available for some time we think it appropriate to defer action on our own motion for a reasonable period. If the matter cannot be resolved by January 1, 1976, we will have no choice but to take action based on the information in hand, which at the moment would compel a termination of the proceeding, denying both alternatives. Information may be filed anytime during this period. In addition to the site availability question, we would expect the parties to address (1) the matter of their willingness to proceed if a second FM assignment is made and (2) the average population figure for Sun Valley during the tourist season. Comments from other parties will be accepted only upon a showing of good cause of the reasons why it had not been possible to participate before the time for filing comments or replies had expired.

4. Accordingly, *it is ordered*, on the Commission's own motion that the current proceeding is held in abeyance until January 2, 1976 and as described above submissions by interested parties may be filed on or before that date.

Adopted: August 14, 1975.

Released: August 20, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

[FR Doc.75-22842 Filed 8-27-75;8:45 am]

[47 CFR Part 73]

[Docket No. 20583; RM-2431]

TELEVISION BROADCAST STATIONS (EUFAULA, OKLAHOMA)

Table of Assignment; Notice of Proposed Rule Making and Order To Show Cause

1. The Commission has under consideration a petition for rule making filed by the Oklahoma Educational Television Authority ("OETA"). The petition seeks amendment of § 73.606(b) of the Commission's rules, the Television Table of Assignments, to assign Channel 3 to Eufaula, Oklahoma, and to reserve it for noncommercial educational use.

2. OETA, the licensee of KETA-TV (Channel *13), Oklahoma City, and KOED-TV (Channel *11), Tulsa, is the Oklahoma governmental agency charged with making educational television available to the citizens of that State. It informs us that approximately 85% of the population of the State receives service from its Oklahoma City and Tulsa stations (either over the air or by means of CATV), but, in spite of this, that significant areas of the State remain unserved. It has determined that the southeast portion of Oklahoma contains the greatest unserved population and that Channel 3 may be assigned to Eufaula in order to offer educational television service to persons located in this area.

3. Eufaula (pop. 2,355) is the seat of McIntosh County (pop. 12,472) and is located approximately 110 miles east of Oklahoma City. OETA estimates that a station operating on Channel 3 at Eufaula would serve approximately 266,271 persons of which the majority live in the unserved southeastern part of the State.

4. OETA proposes a site approximately 15 miles southeast (north latitude: 35°10'55"; west longitude: 95°20'15") of Eufaula which meets the Commission's mileage separation requirements to all pertinent co-channel and adjacent channel stations and unoccupied channel assignments. The proposal, however, requires changes in the carrier offsets of a number of assignments under the plan submitted by the petitioner. This plan proposes that the Eufaula station operate with zero carrier offset which it states will require a change in the offset designation for two unoccupied channels and for the modification of the carrier offset for operating stations, as follows:

Station	Station Location	Assignment and offset designation	
		Existing	Modified
(Unoccupied)	Alamosa, Colo	3−	3+
WEAR-TV	Pensacola, Fla	3−	3+
KATC	Lafayette, La	3	3−
KTBS-TV	Shreveport, La	3−	3+
WLBT	Jackson, Miss	3+	3
KENW	Portales, N. Mex	3+	3−
KBTX-TV	Bryan, Tex	3+	3
KACB-TV	San Angelo, Tex	3−	3+
KFDX	Wichita Falls, Tex	3	3−
(Unoccupied)	Vernal, Utah	3+	3−

5. The Commission, however, has determined that the OETA plan may be refined so that, assuming zero carrier offset for the proposed Eufaula station, the number of affected assignments may be reduced to the following four:

Station	Station location	Assignment and offset designation	
		Existing	Modified
KATC	Lafayette, La	3	3+
WLBT	Jackson, Miss	3+	3
KBTX-TV	Bryan, Tex	3+	3
KFDX	Wichita Falls, Tex	3	3+

6. OETA indicates its willingness to provide reimbursement for the reasonable costs of modifying the carrier offsets which it estimates would range between $1,500 and $2,000 per station, and, if precision carrier offset is utilized, the cost of such operation might be as high as $10,000.

7. On this basis it appears that the petitioner has made a sufficient public interest showing to merit further consideration of its proposal in a rule making proceeding. Therefore, we propose to consider the following revisions in the Television Table of Assignments (Section 73.606(b) of our Rules), with respect to the cities listed below:

City	Channel No.	
	Present	Proposed
Lafayette, La	3, 10, 15, *24	3+, 10, 15, *24.
Jackson, Miss	3+, 12+, 16, *29+, 40+.	3, 12+, 16, *29+, 40+.
Eufaula, Okla		*3.
Bryan, Tex	3+, *15−	3, *15−.
Wichita Falls, Tex.	3, 6−, 18−, *24	3+, 6−, 18−, *24.

8. *It is ordered*, that pursuant to section 316 of the Communications Act of 1934, as amended:

(a) Acadian Television Corporation, licensee of Station KATC(TV), Lafayette, Louisiana, shall show cause why its license should not be modified to specify operation on Channel 3+ instead of Channel 3 if the Commission in this proceeding finds it in the public interest to assign Channel *3 to Eufaula, Oklahoma, and to substitute Channel 3+ for Channel 3 at Lafayette, Louisiana; this Order being made with the understanding that the permittee of Channel *3 at Eufaula, Oklahoma, will pay reasonable reimbursement of expenses incurred in the change of channel offset of Station KATC(TV) at Lafayette, Louisiana.

(b) Pursuant to § 1.87 of the Commission's rules and regulations the licensee of Station KATC(TV), Lafayette, Louisiana, may, not later than October 17, 1975, request that a hearing be held on the proposed modification. Pursuant to § 1.87(f), if the right to request a hearing is waived, Acadian Television Corporation, may, not later than October 17, 1975, file a written statement showing with particularity why its license should not be modified as proposed in the Order to Show Cause. In this case, the Commission may call on Acadian Television Corporation to furnish additional information, designate the matter for hearing, or issue without further proceedings, an Order modifying the license as provided in the Order to Show Cause. If the right to request a hearing is waived and no written statement is filed by the date referred to above, Acadian Television Corporation will be deemed to consent to modification as proposed in the Order to Show Cause and a final Order will be issued by the Commission, if the channel changes mentioned above are found to be in the public interest.

9. *It is further ordered*, That pursuant to section 316 of the Communications Act of 1934, as amended:

(a) Communications Improvement, Inc., operator of Station WLBT(TV), Jackson, Mississippi, shall show cause why its authority should not be modified to specify operation on Channel 3 instead of Channel 3+ if the Commisison in this proceeding finds it in the public interest

to assign Channel *3 to Eufaula, Oklahoma, and to substitute Channel 3 for Channel 3+ at Jackson, Mississippi; this Order being made with the understanding that the permittee of Channel *3 at Eufaula, Oklahoma, will pay reasonable reimbursement of expenses incurred in the change of channel offset of Station WLBT(TV) at Jackson, Mississippi.

(b) Pursuant to § 1.87 of the Commission's rules and regulations, the operator of Station WLBT(TV), Jackson, Mississippi, may, not later than October 17, 1975, request that a hearing be held on the proposed modification. Pursuant to Section 1.87(f), if the right to request a hearing is waived, Communications Improvement, Inc., may, not later than October 17, 1975, file a written statement showing with particularity why its authority should not be modified as proposed in this Order to Show Cause. In this case, the Commission may call on Communications Improvement, Inc. to furnish additional information, designate the matter for hearing, or issue without further proceedings, an Order modifying the authority as provided in the Order to Show Cause. If the right to request a hearing is waived and no written statement is filed by the date referred to above, Communications Improvement, Inc. will be deemed to consent to modification as proposed in the Order to Show Cause and a final Order will be issued by the Commission, if the channel changes mentioned above are found to be in the public interest.

10. *It is further ordered*, That pursuant to section 316 of the Communications Act of 1934, as amended:

(a) Brazos Broadcasting Co., licensee of Station KBTX-TV, Bryan, Texas, shall show cause why its license should not be modified to specify operation on Channel 3 instead of Channel 3+ if the Commission in this proceeding finds it in the public interest to assign Channel *3 ot Eufaula, Oklahoma, and to substitute Channel 3 for Channel 3+ at Bryan, Texas; this Order being made with the understanding that the permittee of Channel *3 at Eufaula, Oklahoma, will pay reasonable reimbursement of expenses incurred in the change of channel offset of Station KBTX-TV at Bryan, Texas.

(b) Pursuant to § 1.87 of the Commission's rules and regulations the licensee of Station KBTX-TV, Bryan, Texas, may, not later than October 17, 1975, request that a hearing be held on the proposed modification. Pursuant to § 1.87 (f), if the right to request a hearing is waived, Brazos Broadcasting Co., may, not later than October 17, 1975, file a written statement showing with particularity why its license should not be modified as proposed in this Order to Show Cause. In this case, the Commission may call on Brazos Broadcasting Co. to furnish additional information, designate the matter for hearing, or issue without further proceedings, an Order modifying the license as provided in the Order to Show Cause. If the right to request a hearing is waived and no written statement is filed by the date referred to above, Brazos Broadcasting Co. will be deemed to consent to modification as proposed in the Order to Show Cause and a final Order will be issued by the Commission, if the channel changes mentioned above are found to be in the public interest.

11. *It is further ordered*, That pursuant to section 316 of the Communications Act of 1934, as amended:

(a) Clay Broadcasting Corporation of Texas, licensee of Station KFDX(TV), Wichita Falls, Texas, shall show cause why its license should not be modified to specify operation on Channel 3+ instead of Channel 3 if the Commission in this proceeding finds it in the public interest to assign Channel *3 to Eufaula, Oklahoma, and to substitute Channel 3+ for Channel 3 at Wichita Falls, Texas; this Order being made with the understanding that the permittee of Channel *3 at Eufaula, Oklahoma, will pay reasonable reimbursement of expenses incurred in the change of channel offset of Station KFDX-TV at Wichita Falls, Texas.

(b) Pursuant to § 1.87 of the Commission's rules and regulations, the licensee of Station KFDX(TV), Wichita Falls, Texas, may, not later than October 17, 1975, request that a hearing be held on the proposed modification. Pursuant to § 1.87(f), if the right to request a hearing is waived, Clay Broadcasting Corporation of Texas, may, not later than October 17, 1975, file a written statement showing with particularity why its license should not be modified as proposed in this Order to Show Cause. In this case, the Commission may call on Clay Broadcasting Corporation of Texas to furnish additional information, designate the matter for hearing, or issue without further proceedings, an Order modifying the license as provided in the Order to Show Cause. If the right to request a hearing is waived and no written statement is filed by the date referred to above, Clay Broadcasting Corporation of Texas will be deemed to consent to modification as proposed in the Order to Show Cause and a final Order will be issued by the Commission, if the channel changes mentioned above are found to be in the public interest.

12. *It is directed*, That the Secretary of the Commission shall send a copy of this Order by certified mail, return receipt requested, to Acadian Television Corporation, Lafayette, Louisiana; Communications Improvement, Inc., Jackson, Mississippi; Brazos Broadcasting Co., Bryan, Texas; and Clay Broadcasting Corporation of Texas, Wichita Falls, Texas, the parties to whom the Order to Show Cause is directed.

13. The Commission's authority to institute rule making proceedings, showings required, cut-off procedures, and filing requirements are contained in the attached Appendix and are incorporated by reference herein.

14. Interested parties may file comments on or before October 17, 1975, and reply comments on or before November 6, 1975.

Adopted: August 20, 1975.

Released: August 22, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] PAUL WM. PUTNEY,
Acting Chief, Broadcast Bureau.

1. Pursuant to authority found in sections 4(i), 5(d)(1), 303(g) and (r), and 307(b) of the Communications Act of 1934, as amended, and § 0.281(b)(6) of the Commission's rules, it is proposed to amend the TV Table of Assignments, § 73.606(b) of the Commission's rules and regulations, as set forth in the notice of proposed rulemaking to which this Appendix is attached.

2. *Showings required.* Comments are invited on the proposal discussed in the Notice of Proposed Rule Making to which this Appendix is attached. In initial comments, proponent(s) will be expected to answer whatever questions are presented in the Notice. The proponent(s) of the proposed assignment(s) is expected to file comments even if it only resubmits or incorporates by reference its former pleadings. It should also restate its present intention to apply for the channel if it is assigned, and, if authorized, to build the station promptly. Failure to file may lead to denial of the request.

3. *Cut-off procedures.* The following procedures will govern the consideration of filings in this proceeding.

(a) Counterproposals advanced in this proceeding itself will be considered, if advanced in initial comments, so that parties may comment on them in reply comments. They will not be considered, if advanced in reply comments. (See § 1.420(d) of Commission rules.)

(b) With respect to petitions for rule making which conflict with the proposal in this Notice, they will be considered as comments in the proceeding, and Public Notice to this effect will be given as long as they are filed before the date for filing initial comments herein. If filed later than that, they will not be considered in connection with the decision in this docket.

4. *Comments and reply comments; service.* Pursuant to applicable procedures set out in §§ 1.415 and 1.420 of the Commission's rules and regulations, interested parties may file comments and reply comments on or before the dates set forth in the Notice of Proposed Rule Making to which this Appendix is attached. All submissions by parties to this proceeding or persons acting on behalf of such parties must be made in written comments, reply comments, or other appropriate pleadings. Comments shall be served on the petitioner by the person filing the comments. Reply comments shall be served on the person(s) who filed comments to which the reply is directed. Such comments and reply comments shall be accompanied by a certificate of

service. (See § 1.420 (a), (b) and (c) of the Commission rules.)

5. *Number of copies.* In accordance with the provisions of § 1.419 of the Commission's rules and regulations, an original and fourteen copies of all comments, reply comments, pleadings, briefs, or other documents shall be furnished the Commission.

6. *Public inspection of filings.* All filings made in this proceeding will be available for examination by interested parties during regular business hours in the Commission's Public Reference Room at its headquarters, 1919 M Street, N.W., Washington, D.C.

[FR Doc.75-22841:Filed 8-27-75;8:45 a.m.]

[47 CFR Part 97]

[Docket 20282; RM-1016, etc.]

AMATEUR RADIO SERVICE

Order Extending Time To File Reply Comments

In the Matter of Amendment of Part 97 of the Commission's Rules concerning operator classes (40 FR 26048) privileges and requirements in the Amateur Radio Service; RM-1016, RM-1363, RM-1454, RM-1456, RM-1516, RM-1521, RM-1526, RM-1535, RM-1568, RM-1572, RM-1602, RM-1615, RM-1629, RM-1633, RM-1656, RM-1724, RM-1793, RM-1805, RM-1841, RM-1920, RM-1947, RM-1976, RM-1991, RM-2030, RM-2043, RM-2030, RM-2149, RM-2150, RM-2162, RM-2166, RM-2216, RM-2219, RM-2256, RM-2284, RM-2449.

1. Mr. Jeffrey M. Bixby has requested that the time for filing reply comments in the above captioned matter be extended to September 16, 1975.

2. The original date set for filing of reply comments was July 16, 1975, and in response to a request from the ARRL, this date was set back to August 18, 1975, by order of the Commission on June 12, 1975.

3. In support of his request, Mr. Bixby states that he needs additional time to analyze the comments filed by the ARRL, inasmuch as he and other interested parties only received copies of the comments very recently.

4. We find that the reasons stated by Mr. Bixby in his Petition constitute good cause to extend the date for filing reply comments, however, because of the 30 day extension previously granted, we do not believe that another full 30 day postponement is warranted.

5. Accordingly, *it is ordered*, pursuant to §§ 0.131, 0.331, and 1.46 of the Commission rules and regulations that the time for filing reply comments in the above-captioned matter, be extended from August 18, 1975, to September 1, 1975.

Adopted: August 18, 1975.

Released: August 20, 1975.

[SEAL] CHARLES A. HIGGINBOTHAM,
Chief, Safety and Special Radio Services Bureau.

[FR Doc.75-22843 Filed 8-27-75;8:45 am]

FEDERAL TRADE COMMISSION

[16 CFR Part 445]

LABELING AND ADVERTISING OF ROOM AIR CONDITIONERS

Proposed Trade Regulation Rule

Notice is hereby given that the Federal Trade Commission, pursuant to the Federal Trade Commission Act, as amended, 15 U.S.C. section 41 et seq., the provisions of Part 1, Subpart B of the Commission's Procedures and Rules of Practice, 16 CFR 1.11, et seq., and section 553 of subchapter II, Chapter 5, U.S. Code (Administrative Procedure) has initiated a proceeding for the promulgation of a Trade Regulation Rule for the Labeling and Advertising of Room Air Conditioners.

In accordance with the above notice the Commission proposes the following Trade Regulation Rule and to amend Subchapter D, Trade Regulation Rules, Chapter I of 16 CFR by adding a new Part 445:

PART 445—LABELING AND ADVERTISING OF ROOM AIR CONDITIONERS

Sec.

445.1 Scope.
445.2 Definitions.
445.3 Product testing and rating.
445.4 Labeling.
445.5 Advertising disclosures.
445.6 Record keeping.
445.7 Prohibitions.
445.8 Exemption.
445.9 Effect on State laws and municipal ordinances.

AUTHORITY: 38 Stat. 717, as amended (15 U.S.C. 41, et seq.).

§ 445.1 Scope.

(a) This part shall apply to the manufacture, distribution, sale, offer for sale, advertising and labeling of room air conditioners, as hereinafter defined in § 445.2, in or affecting commerce, as "commerce" is defined in the Federal Trade Commission Act, as amended, 15 U.S.C. 41, et seq.

(b) It is an unfair or deceptive act or practice within the meaning of section 5 (a)(1) of the Federal Trade Commission Act, for any manufacturer, distributor, seller or advertiser of room air conditioners to violate any applicable provision of this part.

§ 445.2 Definitions.

(a) The term "manufacturer" means any person engaged in the fabrication, production, or assembling of room air conditioners in the United States, or in the importing of such products for sale or resale, or any person whose brand or trademark appears on such products who owns such brand or trademark and has authorized its use on such product, if the brand or trademark of the person actually manufacturing or assembling the product does not appear on the product.

(b) The term "room air conditioner" means an encased assembly designed as a unit primarily for mounting in a window or through a wall for the purpose of providing delivery of conditioned air to an enclosed space. It includes the prime source of refrigeration and means for circulating and cleaning air and may include means for ventilating and heating.

(c) The term "basic model" means all room air conditioners actually manufactured or assembled by one manufacturer and having the identical wattage and amperage ratings, and Btu per hour rating. Derivatives of a basic model may differ in details that do not affect performance as measured by the standards specified in § 445.3. Acceptable differences include, but are not limited to, variations in trim, color, mounting method, sales model number and brand name.

(d) The term "cooling capacity" means the quantity of heat, in Btu's, a room air conditioner is capable of removing from a room in one hour's time, as measured under the conditions specified under § 445.3(a).

(e) The term "Energy Efficiency Ratio (EER)" means the quotient obtained by dividing the cooling capacity output in Btu/hr. by the electrical power input (watts) during cooling and represents the relative electrical efficiency of room air conditioners. For the purpose of this part, this quotient shall be rounded to the nearest 0.1.

(f) The term "cooling capacity range" refers to the range shown in the right hand column in the chart below to be applicable for all room air conditioners whose rated cooling capacities fall within specified limits.

Limits of rated cooling capacity British thermal units per hour	*Applicable cooling capacity range British thermal units per hour*
Up to 4,799	Up to 5,000.
4,800 to 5,199	4,500 to 5,500.
5,200 to 5,799	5,000 to 6,000.
5,800 to 6,199	5,500 to 6,500.
6,200 to 6,799	6,000 to 7,000.
6,800 to 7,199	6,500 to 7,500.
7,200 to 7,799	7,000 to 8,000.
7,800 to 8,199	7,500 to 8,500.
8,200 to 8,799	8,000 to 9,000.
8,800 to 9,199	8,500 to 9,500.
9,200 to 9,799	9,000 to 10,000.
9,800 to 10,199	9,500 to 10,500.
10,200 to 10,799	10,000 to 11,000.
10,800 to 11,199	10,500 to 11,500.
11,200 to 11,799	11,000 to 12,000.
11,800 to 12,199	11,500 to 12,500.
12,200 to 12,799	12,000 to 13,000.
12,800 to 13,199	12,500 to 13,500.
13,200 to 13,799	13,000 to 14,000.
13,800 to 14,199	13,500 to 14,500.
14,200 to 14,799	14,000 to 15,000.
14,800 to 15,199	14,500 to 15,500.
15,200 to 15,799	15,000 to 16,000.
15,800 to 16,499	15,500 to 16,800.
16,500 to 17,499	16,200 to 17,800.
17,500 to 18,499	17,200 to 18,800.
18,500 to 19,499	18,200 to 19,800.
19,500 to 20,499	19,200 to 20,800.
20,500 to 21,499	20,200 to 21,800.
21,500 to 22,499	21,200 to 22,800.
22,500 to 24,499	22,000 to 25,000.
24,500 to 26,499	24,000 to 27,000.
26,500 to 28,499	26,000 to 29,000.
28,500 to 30,499	28,000 to 31,000.
30,500 to 33,499	30,000 to 34,500.
33,500 to 36,000	32,500 to 36,000.

(g) The term "EER range" means the EER ratings of all room air conditioners

with cooling capacities falling within the applicable cooling capacity range as defined under paragraph (f) of this section. The present EER ranges for all cooling capacity ranges are listed by the U.S. Department of Commerce in 39 FR 15202, pursuant to the Voluntary Energy Conservation Specification No. 1–74, for Room Air Conditioners, and shall be updated and published in the FEDERAL REGISTER on an annual basis in January of each year.

(h) The term "advertising" refers to any written or verbal statement, illustration, or depiction, which is designed to effect the sale of room air conditioners, or to create interest in the purchasing of such product, whether the same appears in a newspaper, magazine, leaflet, circular, mailer, book insert, catalog, billboard, public transit card, point-of-purchase display, or in a radio or television broadcast or in any other media.

(i) The term "clear and conspicuous" means disclosing information in a manner which can be easily understood (and in the case of television and print advertising, also easily seen and read) by the casual observer, listener, or reader among members of the consuming public and which conforms, for advertising in any media, in all relevant respects to the Commission's Statement of Enforcement Policy, October 21, 1970 (See Vol. 2, CCH Trade Regulation Reporter, para. 7569.09): *Provided, however,* That the explanatory statement specified in § 445.5 (a) need not be included in the audio portion of television advertising.

(j) The term "ultimate purchaser" means any person who purchases primarily for personal or business use and not for the purpose of resale.

§ 445.3 Product testing and rating.

(a) In determining the cooling capacity rating and the electrical power requirement rating for a given model of room air conditioner, sufficient units of such model to provide a valid basis for determining ratings shall be tested in accordance with the following standards:

(1) American National Standard Z234.-1–1972, Room Air Conditioners, Sections 4, 6.1 and 6.5.

(2) American Society of Heating, Refrigerating, and Air Conditioning Engineers (ASHRAE), Standard 16–69, Method of Testing for Rating Room Air Conditioners.

(b) Test results obtained in the testing of one derivative of a basic model of room air conditioner may be accepted as applicable to all derivatives of that model.

(c) Models having dual ratings shall be separately tested at each design voltage.

(d) Manufacturers shall maintain such quality control programs, to include testing, as are necessary to insure that the performance of manufactured models of room air conditioners is within the tolerances specified below for the purpose of complying with the labeling requirements in § 445.4 and any applicable advertising requirements in § 445.4:

(1) The value for the electrical power requirement rating shall not be greater than one hundred and ten percent (110 percent) of the value of the requirement used as part of the computation in determining the Energy Efficiency Ratio (EER).

(2) The value for the cooling capacity rating shall not be less than ninety-five percent (95 percent) of the value shown on the label.

§ 445.4 Labeling.

(a) Manufacturers shall affix to all room air conditioners a label, in the manner prescribed in paragraph (c) of this section, which shall clearly and conspicuously disclose, in the order listed below:

(1) Cooling capacity of the model in Btu/hr., using the form:

1. Cooling capacity—this unit: _____ Btu/hr.

(2) Cooling capacity range in Btu/hr. and the following statement, using the form:

2. Comparable units: All air conditioners in the cooling capacity range of _____ to _____ Btu/hr. will cool the same area approximately as well.

(3) Energy Efficiency Ratio (EER) of the model, using the form:

3. Energy Efficiency Ratio (EER)—this unit: _____.

(4) Energy Efficiency Range (EER Range) for models within the cooling capacity range applicable to the model, and the following statement, using the form:

4. EER's of comparable units: Air conditioners in this cooling capacity (Btu/hr.) range are available with EER's of _____ to _____.

Remember: For comparable units, higher EER means: Greater efficiency, less cost to use.

(Example: A unit with an EER of 5 costs about twice as much to use as a unit in the same cooling capacity range with an EER of 10.)

Do not buy a unit with too many Btu/hr. for your needs just because it has a high EER.

(b) For models having dual ratings, only one EER range shall be shown on the label. The highest cooling capacity rating shall be used to select the applicable cooling capacity range in the chart specified in § 445.2(f) to determine the EER range.

(c) The label shall be affixed to or hung as a tag on the front or "room" side of each model in a clear and conspicuous location. However, if the design of the front or "room" side of a model is such as to make affixing of the label thereto impractical, the label may be affixed on the top of such a model in a position adjacent to the front.

§ 445.5 Advertising disclosures.

(a) *Model identification.* In any advertisement in which one or more models is identified by either cooling capacity (Btu/hr.) or Energy Efficiency Ratio (EER), then both the cooling capacity (Btu/hr.) and the Energy Efficiency Ratio (EER) shall be clearly and conspicuously disclosed for each model or models so identified, in the following form: _____ Btu/hr., EER _____; and the following statement (hereinafter "explanatory statement") must be made once in each such advertisement disseminated within one (1) year after the effective date of this part:

IMPORTANT: For comparable units, higher EER means: Greater efficiency, less cost to use.

Provided, however, That where an advertisement merely states the range of available models in terms of cooling capacity (Btu/hr.) (e.g., "Brand X room air conditioners from 5,000 to 20,000 Btu/hr."), the requirements of this paragraph shall not apply. If the advertisement refers to "energy efficiency ratio" rather than to "EER," the explanatory statement must include "Energy Efficiency Ratio" in parentheses following "EER."

(b) *Energy efficiency claims.* In any advertisement in which a claim or claims is made relating to energy usage or efficiency (other than simply figures for Energy Efficiency Ratio (EER), cooling capacity (Btu/hr.), operating costs, wattage, amperage, or voltage ratings), the following information shall be clearly and conspicuously disclosed in the form below for each model or models, or for all individual models within a model line for which the claim or claims is made:

_____ Btu/hr.
EER _____
EER's of comparable units: _____ to _____

IMPORTANT: For comparable units, higher EER means: Greater efficiency, less cost to use.

Provided, however, That the explanatory statement need only be included during the one year period specified in § 445.5(a) and that for each model having a dual rating, only one EER range shall be disclosed. The higher cooling capacity rating shall be used to select the applicable cooling capacity range in the chart as defined in § 445.2(f) to determine the EER range.

NOTE: Examples of energy efficiency claims include, but are not limited to: "High Efficiency Model;" "Watt-Wise;" "Save Energy;" "Save Electricity;" "Conserve Power;" "Thrifty-Watt;" "Model X has a high EER;" "Low Amps—Save Energy;" "Low Annual operating cost;" "Model X is efficient."

(c) *Energy efficiency comparisons.* Representations in advertising which compare an advertised model(s) or model line(s) with another model(s) or model line(s) with respect to energy usage or efficiency including, but not limited to, Energy Efficiency Ratios (EER's), operating cost, or electrical consumption shall not be made unless:

(1) Both the advertised model(s) or model line(s) and the compared model(s) or model line(s) are within the same cooling capacity range as defined in § 445.2(f); and

(2) Both the advertised model(s) or model line(s) and the compared model(s) or model line(s) are disclosed so that the comparative representation is not in the form of a dangling comparative; and

(3) The disclosures required by § 445.5 (b) are made for each advertised model(s) or model line(s).

NOTE: Examples of comparative claims which will be subject to the requirements of this paragraph, include, but are not limited to: "Model X may save you up to 40 percent in annual operating costs;" "Save up to 25 percent more electricity than with a normal model;" "Model X has a higher EER than other models;" "Model X is more economical to run than an ordinary model;" "Model X costs 40 percent less to operate."

(d) *Averages.* No advertisement shall state the Energy Efficiency Ratio (EER), operating cost or electrical consumption in terms of an average of models unless:

(1) Every model comprising such average is within the same cooling capacity range, as defined in § 445.2(f); and

(2) With regard to such averages that are included in any energy efficiency claim or energy efficiency comparison, disclosures required by § 445.5(b) are made: *Provided, however,* That the disclosure of cooling capacity and EER may be stated in terms of the cooling capacity range and the average EER, respectively, of the models constituting such average.

§ 445.6 Record keeping.

Manufacturers shall maintain records of the test results and calculations on which the ratings required by § 445.3(a) are based, and records of the test results and calculations used to verify that the performance of manufactured units is within the tolerances specified in § 445.3 (d). Test data relating to a given model shall be preserved for a period of two (2) years after production of that model has been terminated.

§ 445.7 Prohibitions.

(a) No person other than the ultimate purchaser of any air conditioner shall remove the label required by § 445.4.

(b) No claim, express or implied, shall be made which would tend to give the impression that the Federal Trade Commission has either approved or endorsed any room air conditioner as to the accuracy of any disclosure made pursuant to this part.

§ 445.8 Exemption.

This part shall not apply to room air conditioners intended for export.

§ 445.9 Effect on State laws and municipal ordinances.

(a) It is the express intent of the Federal Trade Commission that this part supersede any and all laws of the States or political subdivisions thereof which pertain to disclosures in the labeling and/or advertising of room air conditioners regarding energy consumption, energy efficiency, energy efficiency ratio, or annual operating cost.

(b) However, upon petition by any State or political subdivision thereof, the Commission may, after notice and opportunity for presentation of views, exempt from the provision of paragraph (a) of this section, under such conditions as it may impose, any State or local law that (1) affords benefit to consumers greater than that provided by the Commission Rule, and (2) does not unduly burden commerce.

(c) The Commission shall maintain continuing jurisdiction with respect to those States or political subdivisions thereof which are specifically exempted under paragraph (b) of this section. Any such exemption granted by the Commission may be withdrawn by it whenever it is determined that such exemption is no longer in the public interest.

STATEMENT OF REASON FOR THE PROPOSED RULE

It is the Commission's purpose, in issuing this statement, to set forth its reason for proposing this Trade Regulation Rule with sufficient particularity to allow informed comment. For the purpose of assisting persons interested in commenting on the Proposed Rule, as well as the Commission's deliberations on the Proposed Rule, the Commission invites interested persons to direct their attention to the list of questions that follow this Statement in the section under the heading of "Invitation to Comment on the Proposed Rule." It should be emphasized that this listing of questions is solely intended to focus discussion on areas of importance to the Commission's decision and is not to be construed as a limitation upon the scope, form, or content of permissible comment by interested parties. Nor should these questions be interpreted as designating disputed issues of specific fact. Such designations shall be made by the Commission or its duly authorized presiding official pursuant to the Commission's procedures and rules of practice.

This Rule is being proposed after a staff investigation into the methods used by the room air conditioner industry for labeling and advertising its products with respect to energy consumption. During the course of its investigation the staff has consulted with the National Bureau of Standards which has developed and implemented a voluntary labeling program for room air conditioners (39 FR 15191) as part of the Department of Commerce's Voluntary Labeling Program for Household Appliances and Equipment to Effect Energy Conservation (15 CFR Part 9). The Commission has also taken into consideration a petition of Consumers' Help on Individual Conservation (CHOICE), filed in June of 1974, requesting that the Commission institute a rulemaking proceeding regarding the labeling and advertising of room air conditioners.

The proposed Rule reflects the Commission's judgment that there is substantial reason to believe that the failure to disclose in labeling the relative electrical consumption of room air conditioners and the making, without adequate qualification, of certain claims in advertising relating to the cooling capacity, energy consumption or operating cost constitutes an unfair or deceptive practice within the meaning of Section 5 of the Federal Trade Commission Act, 15 U.S.C. § 45 (1970).

During the course of its investigation, the Commission has learned that the energy consumption of room air conditioners varies substantially. In fact, for models of comparable cooling capacity, the least efficient models may use nearly twice as much electricity as the most efficient models. These differences already may translate into hundreds of dollars over the average life of a room air conditioner and the cost of operation will increase as the price of electricity increases. Moreover, room air conditioners account for a substantial portion of residential electrical consumption, especially during the summer months. Thus consumers who purchase relatively efficient room air conditioners may benefit themselves by reducing their family electric bill; they will also benefit society as a whole by conserving existing energy resources. Unless consumers have ready access to information concerning the energy consumption of room air conditioners they will not be able to exercise, in any meaningful manner, a choice between air conditioners based upon differences in energy consumption.

The proposed Rule would require that energy consumption information be disclosed on all room air conditioners by means of an Energy Efficiency Ratio (EER). The EER represents the quotient of a room air conditioner's cooling capacity (expressed in Btu/hr.), and the unit's electrical consumption (expressed in watts). While the EER does not itself provide an absolute measure of energy consumption, it permits a simple comparison between the relative electrical consumption of air conditioners of comparable cooling capacity. The EER form of disclosure is already widely used by manufacturers and has been adopted by the Department of Commerce for use in its voluntary labeling program (Voluntary Energy Conservation Specification No. 1-74, for Room Air Conditioners, 39 FR 15191). The additional labeling disclosures that would be required by the proposed Rule: Btu/hr., the range of EER's available in models of comparable cooling capacity, and the cooling capacity range, together with a brief statement explaining the significance of an EER, are intended to facilitate the use of EER's by consumers as a means of comparing the energy consumption of otherwise comparable room air conditioners.

The proposed Rule would also require that certain disclosures be made in advertising in order to qualify what might otherwise be misleading claims concerning cooling capacity, energy efficiency or consumption, or operating costs. These disclosures include the disclosure of both cooling capacity and EER, when either item is disclosed; and the disclosure of both EER and the range of EER's available in units of comparable cooling capacity, whenever an implicit or explicit comparison, based on energy efficiency, consumption, or operating cost, is made.

ENVIRONMENTAL AND ECONOMIC IMPACT OF PROPOSED RULE

The Commission's staff has reviewed the potential environmental impact of

the proposed Rule, and based on this review which has been included as part of the public record of this proceeding, the Commission has concluded that a formal environmental impact statement is unnecessary. As previously noted, one of the purposes of the proposed Rule is to afford consumers an opportunity to purchase more efficient room air conditioners and thereby reduce their family electric bills. Consequently, the economic impact of the proposed Rule on consumers should be beneficial. Moreover, the conservation of existing energy resources through the purchase of energy-efficient models should also have a beneficial economic impact over the long run.

INVITATION TO PROPOSE ISSUES OF FACT FOR CONSIDERATION IN PUBLIC HEARINGS

All interested persons are hereby given notice of opportunity to propose any disputed issues of fact which are material and necessary to resolve. The Commission, or its duly authorized presiding official, shall, after reviewing submissions hereunder, identify any such issues in a Notice which shall be published in the FEDERAL REGISTER. Such issues shall be considered in accordance with section 18(c) of the Federal Trade Commission Act as amended by Public Law 93-637, and rules promulgated thereunder. Proposals shall be accepted until not later than October 27, 1975, by the Special Assistant Director for Rulemaking, Federal Trade Commission, Washington, D.C. 20580. A proposal should be identified as a "Proposal Identifying Issues of Fact—Labeling and Advertising of Room Air Conditioners," and, when feasible and not burdensome, submitted in five (5) copies. The times and places of public hearing will be set forth in a later Notice which will be published in the FEDERAL REGISTER.

INVITATION TO COMMENT ON THE PROPOSED RULE

All interested persons are hereby notified that they may also submit to the Special Assistant Director for Rulemaking, Federal Trade Commission, Washington, D.C. 20580, data, views or arguments on any issue of fact, law or policy which may have some bearing upon the Proposed Rule. Written comments, other than proposals identifying issues of fact, will be accepted until 45 days before commencement of public hearings, but at least until October 27, 1975. To assure prompt consideration of a comment, it should be identified as a "Proposed Room Air Conditioner Rule Comment," and, when feasible and not burdensome, submitted in five (5) copies.

The data, views, arguments and comments received concerning the Proposed Rule and any issues related thereto, together with the transcript of hearings, will be available for examination during regular business hours in the Commission's Division of Legal and Public Records, Room 130, Federal Trade Commission, Washington, D.C. 20580. All such data, views, arguments and comments will be considered by the Commission before final action is taken in this matter.

Comments are invited with respect to any aspect of this proposed rulemaking. Whenever possible, comments should be directed at and should refer to specific sections of the Proposed Rule or to issues related thereto. The Commission invites comment particularly with respect to the following:

(a) Are there alternative methods of stating energy consumption which will be easier for the consumer to understand than the EER concept? Consider, for example, whether disclosures based on a unit's wattage is such an alternative, or whether an estimated yearly operating cost can be developed and conveyed to consumers in an accurate, concise and meaningful fashion on the national level, despite regional variances in climatic conditions and utility rates.

(b) What lead-time provision, if any, should be made for the printing and substitution of new tags should the EER ranges be revised in the annual Department of Commerce EER range listings in the FEDERAL REGISTER?

(c) Do the listings published in the quarterly edition of the Association of Home Appliance Manufacturers (AHAM) Directory of Certified Room Air Conditioners accurately represent the actual cooling capacity and electrical consumption of each listed unit? If not, how many of such listings are inaccurate, and by what means should revised information concerning the cooling capacity or EER of any air conditioning unit be communicated to the consumer? In this connection, consider that the Department of Commerce has determined to use the Directory as the basis for its annual publication of the revised EER ranges.

(d) Will the use of the type sizes and color scheme specified pursuant to the Department of Commerce's Voluntary Energy Conservation Specification No. 1-74, For Room Air Conditioners (39 FR 15, 197), satisfy the "clear and conspicuous" disclosure requirement of § 445.2(i) of the Proposed Rule?

(e) What information exists, in addition to the information provided to the Commission by its staff, concerning the beneficial or detrimental effects of the Proposed Rule on the environment?

(f) What economic effects can the Proposed Rule be expected to have on small business and consumers?

(g) How prevalent are the acts or practices set forth in the Statement of Reason for the Proposed Rule and what is the manner and context in which such acts or practices may or may not be unfair or deceptive?

Issued: August 27, 1975.

Commissioner Nye dissented and filed a dissenting statement.[1] Chairman Engman filed a statement in support of this rulemaking proceeding.[1]

By direction of the Commission.

VIRGINIA M. HARDING,
Acting Secretary.

[FR Doc.75-22689 Filed 8-27-75;8:45 am]

[1] Copies of the statements filed with the original document and are available upon request.

notices

This section of the FEDERAL REGISTER contains documents other than rules or proposed rules that are applicable to the public. Notices of hearings and investigations, committee meetings, agency decisions and rulings, delegations of authority, filing of petitions and applications and agency statements of organization and functions are examples of documents appearing in this section.

DEPARTMENT OF THE TREASURY

Office of the Secretary

[Dept. Circ.; Public Debt Series—No. 27–75]

TREASURY NOTES OF SERIES F–1979

Dated and Bearing Interest From August 7, 1975

AUGUST 22, 1975.

The Secretary of the Treasury announced on August 21, 1975, that the interest rate on the notes described in Department Circular—Public Debt Series—No. 27–75, dated August 7, 1975, will be 8½ percent per annum. Accordingly, the notes are hereby redesignated 8½ percent Treasury Notes of Series F–1979. Interest on the notes will be payable at the rate of 8½ percent per annum.

DAVID MOSSO,
Fiscal Assistant Secretary.

[FR Doc.75–22795 Filed 8–27–75;8:45 am]

DEPARTMENT OF DEFENSE

Defense Communications Agency

DCA SCIENTIFIC ADVISORY GROUP

Closed Meeting

The DCA Scientific Advisory Group will hold a closed meeting on October 9 and 10, 1975 in the Defense Communications Agency, Director's Conference Room at Headquarters, Defense Communications Agency, 8th Street and South Courthouse Road, Arlington, Virginia.

The agenda items will be How DCS is Managed, How Change Occurs in the DCS, Performance Measurement in the DCS, ADP Security, DSCS, and group discussion.

Any person desiring information about the advisory group may telephone (area code 202—692–1765) or write Chief Scientist—Associate Director, Technology, Headquarters, Defense Communications Agency, 8th Street and South Courthouse Road, Arlington, Virginia 22204.

This meeting is closed because the material to be discussed is classified requiring protection in the interest of National Defense. (Freedom of Information Act, 5 U.S.C. 552(b)(1)).

EUGENE F. CORKERY,
Lt. Colonel, USAF, Acting Committee Management Officer.

[FR Doc.75–22798 Filed 8–27–75;8:45 am]

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Wyoming 52139]

WYOMING

Application

AUGUST 21, 1975.

Notice is hereby given that pursuant to Section 28 of the Mineral Leasing Act of 1920, as amended (30 U.S.C. 185), Northwest Pipeline Corporation has applied for a natural gas pipeline right-of-way across the following lands:

SIXTH PRINCIPAL MERIDIAN, WYOMING

T. 26 N., R. 113 W.,
Sec. 21, lot 3 and E½NW¼.

The pipeline will convey natural gas from the South Hogsback Well #21–21 in section 21, T. 26 N., R. 113 W., to the applicant's existing gathering system in Lincoln County, Wyoming.

The purpose of this notice is to inform the public that the Bureau will be proceeding with consideration of whether the application should be approved and, if so, under what terms and conditions.

Interested persons desiring to express their views should send their name and address to the District Manager, Bureau of Land Management, P.O. Box 1869, Rock Springs, Wyoming 82901.

PHILIP C. HAMILTON,
Chief, Branch of Lands and Minerals Operations.

[FR Doc.75–22799 Filed 8–27–75;8:45 am]

[Colorado 22858]

NORTHWEST PIPELINE CORP.

Pipeline Application

AUGUST 18, 1975.

Notice is hereby given that, pursuant to Section 28 of the Mineral Leasing Act of 1920 (41 Stat. 449), as amended (30 U.S.C. 185), Northwest Pipeline Corporation, P.O. Box 1526, Salt Lake City, Utah 84110, has applied for a right of way for a 4½-inch O.D. natural gas gathering pipeline totaling approximately 0.614 mile in length across the following lands in Rio Blanco County, Colorado:

T. 2S., R. 101 W. 6th P.M.,
Sec. 4, S½SE¼;
Sec. 3, SW¼SW¼.

The facility will enable applicant to attempt to meet the increasing demands for an adequate supply of natural gas in the gathering lines service area.

The purposes of this notice are: to inform the public that the Bureau of Land Management will be proceeding with the preparation of environmental and other analyses necessary for determining whether the application should be approved and, if so, under what terms and conditions; to allow interested parties to comment on the application, and to allow any persons asserting a claim to the lands or having bona fide objections to the proposed natural gas gathering pipeline right of way to file their objections in this office. Any person asserting a claim to the lands or having bona fide objections must include evidence that a copy thereof has been served on the applicant.

Any comment, claim, or objections must be filed with the Chief, Branch of Land Operations, Bureau of Land Management, Colorado State Office, Room 700, Colorado State Bank Building, 1600 Broadway, Denver, Colorado 80202, as promptly as possible after publication of this notice.

RODNEY A. ROBERTS,
Acting Chief, Branch of Land Operations.

[FR Doc.75–22892 Filed 8–27–75;8:45 am]

[ORV–0206–01–C]

OREGON

Closure of Lands to Motorized Vehicles

AUGUST 20, 1975.

Notice is hereby given relating to the use of off-road vehicles on national resource lands and by authority of regulations under 43 CFR Part 6010, the following described lands under administration of the Bureau of Land Management are temporarily closed to off-road motorized vehicles.

The area affected by this closure notice aggregates approximately 160 acres and is located approximately 25 miles south of Burns in Harney County, Oregon. It is located to the west of State Highway 205 between mileage markers 25 and 26. The area is more specifically described as:

WILLAMETTE MERIDIAN

T. 27 S., R. 30 E.,
Sec. 11, SE¼NE¼, NE¼SE¼;
Sec. 12, SW¼NW¼, NW¼SW¼.

Closure of this area is necessary to protect a rare and endangered plant species, *Stephanomeria exigua ssp. coronaria*. This plant has given rise to an entirely new species of which only about

250 plants exist. It is an annual herb and a member of the Compositae family.

This notice and land closure becomes effective August 28, 1975.

The exterior boundary of the area is posted and fenced. A map of the closed area is posted in the District Office, Bureau of Land Management, Burns, Oregon, and on file in the Bureau of Land Management, State Office, Portland, Oregon.

E. J. PETERSEN,
Acting State Director.

[FR Doc.75-22893 Filed 8-27-75;8:45 am]

National Park Service

[Order 84, Amdt. 2]

MANAGER, DENVER SERVICE CENTER

Delegation of Authority

Order No. 84, approved April 8, 1974, and published in the FEDERAL REGISTER of April 18, 1974 (39 FR 13904), and Amendment No. 1, published October 29, 1974 (39 FR 38118), is hereby amended to add the following subsections (a) and (b) to Section 1 as follows:

Section 1. Delegation. (a) * * *

* * * * *

(b) The Manager, Denver Service Center and the Chief, Contract Administration and officials designated by him to serve in an acting capacity, are authorized to execute, administer, and approve all contracts for construction, supplies, equipment, and services for the National Visitor Center.

* * * * *

Dated: August 25, 1975.

RUSSELL E. DICKERSON,
Acting Director,
National Park Service.

[FR Doc.75-23018 Filed 8-27-75;8:45 am]

DEPARTMENT OF AGRICULTURE

Forest Service

FRESHWATER BAY TIMBER SALE

Draft Environmental Statement; Extension of Time

This draft environmental statement, USDA-FS-DES(Adm)R10-75-09, was filed with CEQ on May 30, 1975. Sixty days were allowed for review and comment. The review period is now extended to 120 days.

The due date for comments to be received is now September 30, 1975. Comments concerning the proposed action and requests for additional information should be addressed to Richard M. Wilson, Forest Supervisor, Chatham Area, Tongass National Forest, Box 757, Sitka, Alaska 99835.

C. E. TIPTON,
Acting Regional Forester,
Alaska Region.

AUGUST 22, 1975.

[FR Doc.75-22797 Filed 8-27-75;8:45 am]

DIXIE NATIONAL FOREST; PROPOSED TIMBER MANAGEMENT PLAN

Availability of Draft Environmental Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, the Forest Service, Department of Agriculture, has prepared a draft environmental statement for the Proposed Timber Management Plan, Dixie National Forest, Utah. The Forest Service report number is USDA-FS-DES (Adm) R4-76-2.

The purpose of this environmental statement is to evaluate the overall effects of implementation of the timber management plan on the environment, society, and the economy. Alternative courses of action are presented.

Basically, the timber management plan establishes the level of harvest for the Forest and allocates this harvest to individual areas on the Ranger Districts.

This draft environmental statement was transmitted to CEQ on August 20, 1975.

Copies are available for inspection during regular working horus at the following locations:

USDA, Forest Service, South Agriculture Bldg., Room 3230, 12th St. and Independence Ave., SW., Washington, D.C. 20250.

Regional Planning Office, USDA, Forest Service, Federal Building, Room 4403, Ogden, Utah 84401

Forest Supervisor, Dixie National Forest, 500 South Main Street, Cedar City, Utah 84720.

A limited number of single copies are available upon request to Forest Supervisor Merlin I. Bishop, Dixie National Forest, 500 South Main Street, Cedar City, Utah 84720.

Copies of the environmental statement have been sent to various Federal, State, and local agencies as outlined in the CEQ Guidelines.

Comments are invited from the public and from Sate and local agencies which are authorized to develop and enforce environmental standards, and from Federal agencies having jurisdiction by law or special expertise with respect to any environmental impact involved for which comments have not been requested specifically.

Comments concerning the proposed action and requests for additional information should be addressed to Forest Supervisor Merlin I. Bishop, Dixie National Forest, 500 South Main Street, Cedar City, Utah 84720. Comments must be received by October 19, 1975, in order to be considered in the preparation of the final environmental statement.

Dated: August 20, 1975.

P. M. REES,
Director,
Regional Planning and Budget.

[FR Doc.75-22887 Filed 8-27-75;8:45 am]

MODOC NATIONAL FOREST GRAZING ADVISORY BOARD

Meeting

The Modoc National Forest Grazing Advisory Board will meet at 10 a.m., October 7, 1975 in the Forest Supervisor's Office, 441 N. Main, Alturas, California.

The purpose of this meeting is to revise Bylaws, status of Advisory Board, discuss Wildhorse Management Program, Ten Year Term Permits, Grazing Analysis System and other items related to grazing on the Modoc National Forest.

The meeting will be open to the public. Persons who wish to attend should notify Kenneth C. Scoggin, Box 611, Alturas, California 96101, Telephone 916-233-3521. Written statements may be filed with the committee before or after the meeting.

The committee has established the following rules for public participation: Public members may speak up at meeting after the regular board meeting is completed.

KENNETH C. SCOGGIN,
Forest Supervisor.

AUGUST 21, 1975.

[FR Doc.75-22888 Filed 8-27-75;8:45 am]

Packers and Stockyards Administration

APPLING STOCKMANS FEEDER PIG SALE, BAXLEY, GEORGIA, ET AL.

Proposed Posting of Stockyards

The Chief, Registrations, Bonds, and Reports Branch, Packers and Stockyards Administration, United States Department of Agriculture, has information that the livestock markets named below are stockyards as defined in Section 302 of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 202), and should be made subject to the provisions of the Act.

GA-182	Appling Stockmans Feeder Pig Sale, Baxley, Ga.
GA-181	C. L. Smith Horse Sales Company, Sumner, Ga.
MO-240	Farmer's Auction Co., Mountain View, Mo.
PA-149	Stockton's Livestock Auction, Union City, Pa.
TX-313	Childress Livestock Commission, Childress, Tex.

Notice is hereby given, therefore, that the said Chief, pursuant to authority delegated under the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), proposes to issue a rule designating the stockyards named above as posted stockyards subject to the provisions of the Act as provided in Section 302 thereof.

Any person who wishes to submit written data, views, or arguments concerning the proposed rule, may do so by filing them with the Chief, Registrations, Bonds, and Reports Branch,

Packers and Stockyards Administration, United States Department of Agriculture, Washington, D.C. 20250, on or before September 13, 1975.

All written submissions made pursuant to this notice shall be made avialable for public inspection at such times and places in a manner convenient to the public business (7 U.S.C. 1.27(b)).

Done at Washington, D.C., this 25th day of August 1975.

EDWARD L. THOMPSON,
Chief, Registrations, Bonds, and Reports Branch, Livestock Marketing Division.

[FR Doc.75-22811 Filed 8-27-75;8:45 am]

DEPARTMENT OF COMMERCE

National Oceanic and Atmospheric Administration

PROPOSED KEY LARGO CORAL REEF SANCTUARY

Public Hearing

Notice is hereby given that the National Oceanic and Atmospheric Administration (NOAA), U.S. Department of Commerce, will hold a public hearing for the purpose of receiving comments on the nomination for establishing a Key Largo Coral Reef Sanctuary. NOAA received a nomination for the designation of a marine sanctuary for the coral reef tract seaward of John Pennekamp State Park in the State of Florida. This nomination was received January 23, 1975 pursuant to Title III of the Marine Protection, Research and Sanctuaries Act of 1972 (Pub. L. 92-532). The public hearing will be held at:

NORTH KEY LARGO ELEMENTARY SCHOOL
KEY LARGO, FLORIDA 33037

between the hours of 7:30 p.m. to midnight on September 30, 1975.

All interested persons are invited to present their views. Both written and oral statements will be accepted. Presentations will be scheduled on a first-come, first serve basis, but priority will be given to those who have prepared statements. Time will be allotted at the end of the meeting for those without prepared statements who wish to be heard. In order that the maximum opportunity will be afforded all those who wish to be heard, presentations will be limited to ten minutes. No audiovisual equipment will be available. The National Oceanic and Atmospheric Administration staff may wish to question speakers.

Persons or organizations wishing to be heard on this matter should contact the National Oceanic and Atmospheric Administration, as soon as possible in order that a meeting schedule may be drawn up and definite times established for presentation. The address is Marine Sanctuary Coordinator, Office of Coastal Zone Management, National Oceanic and Atmospheric Administration, Rockville, Maryland 20852. Telephone 301/496-8391.

Written comments may also be submitted by mail to the Office of Coastal Zone Management. Such written comments must be received before October 3, 1975 in order to be considered for inclusion in the final statement.

Copies of the nomination are available from the Office of Coastal Zone Management.

Comments should address the adequacy of the nomination as well as the desirability of the proposed action.

No verbatim transcript of the meeting will be maintained, but staff present will record the general thrust of extemporaneous remarks.

Following consideration of the comments received at the meeting, as well as written comments submitted to the National Oceanic and Atmospheric Administration (NOAA), a final designation statement of a marine sanctuary will be published according to the Marine Protection, Research and Sanctuaries Act of 1972 and implementing NOAA Program Guidelines (15 CFR 922).

T. P. GLEITER,
Assistant Administrator for Administration.

[FR Doc.75-23011 Filed 8-27-75;8:45 am]

National Technical Information Service

PAPER COPY

Pricing Policy

Notice is hereby given of the following pricing schedule adopted by the National Technical Information Service (NTIS). The NTIS provides government and public availability of federally sponsored business, economic, scientific and technical reports.

PAPER COPY

Effective January 1, 1976 NTIS will adopt a new paper copy price schedule as follows:

Page range	Domestic price	Foreign price
001 to 025	$3.50	$6.00
026 to 050	4.00	6.50
051 to 075	4.50	7.00
076 to 100	5.00	7.50
101 to 125	5.50	8.00
126 to 150	6.00	8.50
151 to 175	6.75	9.25
176 to 200	7.50	10.00
201 to 225	7.75	10.25
226 to 250	8.00	10.50
251 to 275	9.00	11.50
276 to 300	9.25	11.75
301 to 325	9.75	12.25
326 to 350	10.00	12.50
351 to 375	10.50	13.00
376 to 400	10.75	13.25
401 to 425	11.00	13.50
426 to 450	11.75	14.25
451 to 475	12.00	14.50
476 to 500	12.50	15.00
501 to 525	12.75	15.25
526 to 550	13.00	15.50
551 to 575	13.50	16.00
576 to 600	13.75	16.25
601 and up	[1]	[2]

[1] Add $2.50 for each additional 100 page increment from 601 to 1,000 pages; add $4.50 for each additional 100 page increment over 1,000 pages.
[2] Add $2.50 per copy for foreign price.

WILLIAM T. KNOX,
Director, National Technical Information Service.

[FR Doc.75-22807 Filed 8-27-75;8:45 am]

Center for Disease Control

OCCUPATIONAL SAFETY AND HEALTH

Request for Information on Safety Procedures

Section 22(d)(1) of the Occupational Safety and Health Act of 1970 [29 U.S.C. 671(d)(1)] provides that the Director of the National Institute for Occupational Safety and Health is authorized to conduct such research and experimental programs as he determines are necessary for the development of criteria for new and improved occupational safety and health standards. The Institute is currently collecting information and data concerning safety procedures and equipment for logging (felling to first haul).

The information and data collected will be analyzed and evaluated relative to the following areas:

1. Warning devices and labels which should be required for the prevention of injury to workers.
2. The need for medical examinations for workers, the frequency of such examinations, the specific diagnostic tests which should be used, and the rationale.
3. Engineering control, taking into account weather considerations, and the technical feasibility of such control.
4. Specifications for the conditions under which personal protective devices should be required.
5. Work practices for prevention of injury under normal conditions and those which may be instituted under emergency conditions.
6. The types of records concerning workers that employers should be required to maintain.
7. The type and specifications for tools and equipment, safety devices, and protective equipment necessary for safe operations.
8. Injury data from the lack of safe procedures or devices.
9. Training recommendations for workers.

Any person having information or data which is not readily available in the open literature on this subject or any other area which the person considers relevant to the establishment of a safe and healthful workplace involving logging is invited to submit two (2) copies of such information, with accompanying documentation, to the Director for Research and Standards Development, National Institute for Occupational Safety and Health, 5600 Fishers Lane, Rockville, Maryland 20852, on or before November 26, 1975.

All information received will be available for public inspection after the development of the respective recommended standards, research analysis report or criteria document.

Dated: August 8, 1975.

JOHN F. FINKLEA,
Director, National Institute for Occupational Safety and Health.

[FR Doc.75-22909 Filed 8-27-75;8:45 am]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Education

THE NATIONAL ADVISORY COUNCIL ON EXTENSION AND CONTINUING EDUCATION

Meeting

Notice of Public Meeting of the National Advisory Council on Extension and Continuing Education.

Notice is hereby given, pursuant to the Federal Advisory Committee Act, Pub. L. 92-463 that the next meeting of the National Advisory Council on Extension and Continuing Education will be held September 23-25, 1975, in the Key Room of the Biltmore Hotel, Madison Avenue at 43rd Street, New York, N.Y. The meetings will begin at 9:00 a.m. each day. On the first day of the meeting, September 23, the Council will leave The Biltmore at 10:00 a.m. to meet at the Belmont Plaza Hotel with State Title I Administrators and State Advisory Council Representatives to discuss NACEC's Title I Evaluation and its legislative recommendations. Also from 3:30 p.m. to 4:45 p.m. on that day the Council will meet with the Title I group for further discussion.

The National Advisory Council on Extension and Continuing Education is authorized under Public Law 89-329. The Council is directed to advise the Commissioner of Education in the preparation of general regulations and with respect to policy matters arising in the administration of Title I, and to report to the President and to the Secretary of Health, Education and Welfare on the administration and effectiveness of all federally supported extension and continuing education programs, including community service programs.

The meeting of the Council will be open to the public. On the second and third days, September 24-25, the sessions will be devoted to meetings of the various Council Committees and reports of their deliberations; review of the status of the reauthorization of Title I of the Higher Education Act; and discussion of plans for future Council activities. All records of Council proceedings are available for public inspection at the Council's Staff Office located in Suite 529, 425 13th Street, NW., Washington, D.C.

LLOYD H. DAVIS,
Executive Director.

AUGUST 22, 1975.

[FR Doc.75-22890 Filed 8-27-75;8:45 am]

ADVISORY COUNCIL ON WOMEN'S EDUCATIONAL PROGRAMS

Meeting

Notice of Public Meeting of the Advisory Council on Women's Educational Programs.

Notice is hereby given, pursuant to Public Law 92-463, that the next meeting of the Advisory Council on Women's Educational Programs will be held from 8:30 a.m. to 4:30 p.m. on September 18, 19 and 20, 1975, in the Presidential Room of the Holiday Inn at 1501 Rhode Island Avenue, NW., Washington, D.C. and that the full Council meeting will be preceded by a meeting of the Council's Executive Committee to be held from 10:00 a.m. to 5:00 p.m. on September 17 in the Council's Offices at Suite 710, 1325 G Street, NW., Washington, D.C., and by a meeting of the Council's Public Information Committee from 7:00 p.m. to 9:00 p.m. at the Pepper Pot restaurant in the Holiday Inn at 1501 Rhode Island Avenue, NW., Washington, D.C. If there is a need to discuss Council operating policy, there will also be an Executive Committte meeting in the Presidential Room of the same Holiday Inn from 4:30 p.m. to 6:30 p.m. on September 20, 1975.

The Advisory Council on Women's Educational Programs is established pursuant to Public Law 93-380 Section 408(f)(1). The Council is mandated to (a) advise the Commissioner with respect to general policy matters relating to the administration of the Women's Educational Equity Act of 1974; (b) advise and make recommendations to the Assistant Secretary concerning the improvement of educational equity for women; (c) make recommendations to the Commissioner with respect to the allocation of any funds pursuant to Section 408 of Public Law 93-380, including criteria developed to insure an appropriate geographical distribution of approved programs and projects throughout the Nation; and (d) develop criteria for the establishment of program priorities.

The meeting of the Public Information Committee shall be open to the public. The meeting of the full Council shall be open to the public from 8:30 a.m. to 1:30 p.m. and from 3:30 p.m. to 4:30 p.m. on September 18, and from 8:30 a.m. to 4:30 p.m. on September 19 and 20. If there is a need for an Executive Committee meeting from 4:30 p.m. to 6:30 p.m. on September 20, it shall also be open to the public.

Under the authority of Section 10(d) of the Federal Advisory Committee Act (Pub. L. 92-463), and clause (6) of subsection (b) of Section 552 of Title 5 of the United States Code, the meeting of the Executive Committee on September 17 and the meeting of the full Council from 1:30 p.m. to 3:30 p.m. on September 18 will be closed to the public. Closure of these meetings is to allow a free and frank discussion of the qualifications of candidates for the office of Executive Director of the Council. To conduct such discussions in open meeting would constitute "a clearly unwarranted invasion of personal privacy," which is exempt from disclosure under 5 U.S.C. 552(b)(6).

The agenda for the Public Information Committee meeting will include (1) adoption of a Committee statement of purpose; (2) adoption of a Committee plan of activities for 1975-76; and (3) other business.

The agenda for the September 17 Executive Committee meeting will include (1) review of applications of candidates for the office of Executive Director; (2) interviews of these candidates; (3) discussions of respective qualifications of candidates after the interviews; and (4) choice of the final two or three candidates to be presented to the full Council.

The agenda for the Council meeting of September 18, 19 and 20 will include (1) discussion of functions and responsibilities of Council committees; (2) committee reports; (3) interviews of candidates and selection of an Executive Director for the Council; (4) discussion of the proposed regulation for the Women's Educational Equity Act of 1974; (5) summary of pending legislation; (6) discussion of Council operating policies; (7) discussion of scheduling for future Council meetings; and (8) new business.

Records shall be kept of all Council proceedings and shall be available to the public in the Council's temporary offices at Suite 710, 1325 G Street, NW., Washington, D.C.

Signed at Washington, D.C. on August 19, 1975.

KATHLEEN MAURER,
Administrative Officer.

[FR Doc.75-22910 Filed 8-27-75;8:45 am]

NATIONAL ADVISORY COUNCIL ON VOCATIONAL EDUCATION

Meeting

Amendment to notice of meeting Vocational Education appearing in August 18, 1975, issue of the FEDERAL REGISTER, p. 34624.

Notice is hereby given in accordance with provisions in Section 10(d), Federal Advisory Committee Act, Pub. L. 92463, and Title 5, U.S. Code, Section 552 (b)(2) and (6), that a portion of the meeting of the National Advisory Council on Vocational Education will be closed to the public from 2:00 p.m. to 5:00 p.m., local time, on September 5, 1975, at the Quality Inn, Thomas Circle, Washington, D.C. The purpose of this portion of the meeting is to review and discuss applications for the Executive Director staff vacancy and documents will be presented which, if open to the public, would constitute a clearly unwarranted invasion of personal privacy.

This Notice is not within the 15-day time requirement because subsequent to previous Notice, the Council has culled applications down to a select few and may make a final decision on filling such vacancy.

A summary of activities of the meeting shall be kept and shall be available for public inspection at the Office of the Council's Executive Director located at 425 13th Street, NW., Suite 412, Washington, D.C., 20004.

Signed at Washington, D.C. on August 19, 1975.

REGINALD PETTY,
Acting Executive Director.

[FR Doc.75-23010 Filed 8-27-75;8:45 am]

Food and Drug Administration

ADVISORY COMMITTEES

Meetings

Correction

In FR Doc. 75-21862 appearing at page 36403 in the issue of Wednesday, August 20, 1975 the name appearing in the first line of page 36404 should be corrected to read "L. D. Caulk Co."

[Docket Nos. 75N-0008, FDC-D-708]

INTRAMAMMARY INFUSION PRODUCTS FOR TREATING MASTITIS

Order Denying Request for Hearing and Withdrawing Approvals of Fort Dodge Laboratories

The Commissioner of Food and Drugs is withdrawing approval of new animal drug applications for fixed combination intramammary infusion drug products for treating mastitis held by Fort Dodge Laboratories and is denying a hearing on the withdrawal.

The Commissioner, in the FEDERAL REGISTER of August 30, 1974 (39 FR 31678), issued a notice of opportunity for hearing for certain intramammary infusion products for treating mastitis. Included in that notice were products manufactured by numerous companies, including Fort Dodge Laboratories, Division of American Home Products Corp., Fort Dodge, IA 50501, hereinafter referred to as Fort Dodge. The following is a list of Fort Dodge products subject to that notice, identified by the new animal drug application number assigned to the drug product, the formula name, the labeled active ingredients, the milliliters per dose, and the applicable monograph regulation, which reflects recodification published in the FEDERAL REGISTER of March 27, 1975 (40 FR 13802):

NADA 65-341: Soxipent; Procaine penicillin G 100,000 units, Dihydrostreptomycin 100 mg, Sulfisoxazole 750 mg; 10 ml; § 540.274e (21 CFR 540.274e, formerly 21 CFR 146a.57).

NADA 65-342: Soxipent II; Procaine penicillin G 100,000 units, Dihydrostreptomycin 100 mg, Hydrocortisone acetate 20 mg, Sulfisoxazole 750 mg; 10 ml; § 540.274e (21 CFR 540.274e, formerly 21 CFR 146a.57).

Pursuant to the August notice, this order withdraws any other approvals held by Fort Dodge for combination products used for intramammary treatment of mastitis not listed and not identified by Fort Dodge.

The notice stated that the Commissioner proposed to issue an order under section 512(e) of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 360b(e)) withdrawing approvals of the products subject to the notice. New information before him regarding the drug products, evaluated together with evidence available to him at the time of the products' approval, showed a lack of substantial evidence that the drug products have the effect they purport or are represented to have under the conditions of use prescribed, recommended, or suggested in the labeling, in that there is a lack of substantial evidence that the products are effective as combinations in accordance with the requirements of § 514.1(b)(8)(v) (21 CFR 514.1(b)(8)(v), formerly 21 CFR 135.4a(b)(8)(v)). The notice also addressed the legal issues of the action.

A lengthy and complex series of developments led to the August notice of opportunity for hearing. The Food and Drug Administration (FDA), in a notice published in the FEDERAL REGISTER of April 24, 1970 (35 FR 6602), evaluated reports from the National Academy of Sciences-National Research Council (the Academy), Drug Efficacy Study Group on intramammary infusion products for treating mastitis and concurred with the Academy's findings. The agency was unable to conclude that the information provided contained substantial evidence of effectiveness of the drug products for their intended use. The Academy and the agency stated that data were necessary to establish that the addition of one antimicrobial agent to another will not result in less than an additive action with regard to inhibition of bacterial multiplication. The data did not establish the drugs to be effective as a combination in accordance with the requirements set forth in § 514.1(b)(8)(v). Holders of approvals for these drug products were allowed 6 months to submit adequate documentation to support the labeling. No adequate data were received. The FDA, upon a finding that there was a lack of substantial evidence of effectiveness, could have then begun proceedings to withdraw approvals of these drug products. The agency, however, did not do this. Believing that further testing of these drug products might produce the required evidence of effectiveness, the agency provided for a transition period, similar to the 2-year statutory transition in the Drug Amendments of 1962, which allowed development, through interim marketing procedures, of effectiveness data for drugs then on the market.

The Commissioner proposed in the FEDERAL REGISTER of June 18, 1971 (36 FR 11742), the interim procedures. Firms marketing combination antibiotic mastitis drug products were given 1 year to submit effectiveness data. At the same time, the number of permissible combinations was reduced by revoking some monographs and by amending others so that a maximum of four active ingredients would be permitted in these products. The Commissioner also announced that the available information failed to provide substantial evidence of effectiveness for these combination drug products and that all intramammary infusion products containing certifiable antibiotics must meet the standards set by the Academy.

After a period for public comment, the monograph changes were published in the FEDERAL REGISTER of December 1, 1971 (36 FR 22829), to become effective 40 days after the publication date. Persons adversely affected were allowed 30 days to file proper objections and to request a hearing. One group of manufacturers did object, but the Commissioner, in a regulation published in the FEDERAL REGISTER of May 9, 1972 (37 FR 9317), rejected their request for a hearing because they presented no factual issue on which a hearing could be held.

On December 5, 1972, the agency assembled a group of experts on mastitis to consider the status of these products, and they advised the agency that more time was needed to complete the studies of effectiveness. Therefore, although not obliged to do so, the Commissioner issued, in the FEDERAL REGISTER of June 1, 1973 (38 FR 14423), a notice of extension of time for submission of data to January 10, 1974, for those manufacturers who had studies underway. The Commissioner repeated the planned revocation of the affected regulations and stated that no further extensions of time would be granted on this matter for any reason. "The failure to submit adequate data to show the effectiveness of each ingredient in a combination by the end of this time period will be adequate grounds for proceeding to withdraw the certification privileges and to revoke the corresponding regulations."

The August 30, 1974, notice of opportunity for hearing gave specific notice to the holders of approvals that insufficient data had been submitted. Specifically, greater effectiveness of the fixed combination products compared with the effectiveness of the individual active ingredients and demonstration of the other requirements for fixed combination drugs, as set forth in section 512 of the act and § 514.1(b)(8)(v), had not been shown. The other requirements include the requirement that the most effective level of each component be used, and in the case of drug combinations for concurrent therapy, the requirement of effectiveness specifies that each component is safe and effective in combination for a population of significant size specifically described in the labeling as requiring such concurrent therapy.

The notice also clearly specified that the Commissioner's withdrawal of approvals was based on his evaluation that adequate and well-controlled investigations conducted by experts qualified by scientific training and experience to meet the requirements were lacking.

Fort Dodge, as required by § 514.200 (21 CFR 514.200, formerly 21 CFR 135.-15), filed a written appearance and request for hearing within the 30-day period provided for.

The August notice provided all holders of approvals with specific notice that under § 514.200(b) the written appearance must give the reason why the approval should not be withdrawn, together with a well-organized and full-factual analysis of the clinical and other investigational data in support of the opposition to the Commissioner's proposal.

The regulations require that the request for a hearing may not rest upon mere allegations or denials, but must set forth specific facts showing that there is

a genuine and substantial issue of fact that requires a hearing. When it clearly appears from the data in the application and from the reasons and a factual analysis in the request for the hearing that no genuine and substantial issue of fact precludes the withdrawal of approval of the application, the Commissioner will enter an order on this data stating his findings and conclusions.

The notice further specified that the requisite well-organized and full-factual analysis of the clinical and other investigational data necessary to demonstrate that a genuine and substantial issue of fact exists, be submitted in accordance with the requirements of § 314.200 (c) (2) and (d) (21 CFR 314.200 (c) (2) and (d)). The overall poor quality of requests for hearing, prior to adopting that format, showed the need for standard procedural rules designed to limit the submitted material to those tests that have clear relevance to the hearing's justification and to require the material to be submitted in a clear, concise, and meaningful way.

The Supreme Court held in *Weinberger* v. *Hynson, Westcott & Dunning, Inc.*, 412 U.S. 609 (1973), that the FDA may exercise administrative summary judgment on a request for hearing when it is clear from the face of the submission that the data do not meet the required standards. The Court stated:

> There can be no question that to prevail at a hearing an applicant must furnish evidence stemming from "adequate and well-controlled investigations." We cannot impute to Congress the design of requiring, nor does due process demand, a hearing when it appears conclusively from the applicant's "pleadings" that the application cannot succeed.
>
> . . . The drug manufacturers have full and precise notice of the evidence they must present to sustain their NDA's, and under these circumstances we find FDA hearing regulations unexceptionable on any statutory or constitutional ground.

412 U.S. at 620, 622. The Court upheld the validity of the form of notice used in the withdrawal proceedings involving a lack of substantial evidence of effectiveness based on the NAS–NRC review. Thus, if the submission does not contain adequate and well-controlled investigations, as defined in the regulations, or if the submission does not purport to demonstrate what is required to be shown, then administrative summary judgment may be exercised, and approval of the drug withdrawn.

Fort Dodge has submitted no adequate and well-controlled investigations to demonstrate that its combination drug products for the treatment of mastitis are effective as fixed combinations in accordance with the requirements of section 512 of the act and § 514.1(b)(8)(v). In fact, Fort Dodge submitted no data whatsoever with its request for hearing to demonstrate that the drug products covered by NADA's 65–341, 65–342, and any other new animal drug application that it holds for a fixed combination mastitis product, are effective as combinations.

In lieu of submitting statutorily required substantial evidence of effectiveness data with the requisite well-organized and full-factual analysis, Fort Dodge has responded with allegations regarding the agency's requirements for demonstrating that the drug products are effective as combinations.

The NAS–NRC policy on combination drugs, adopted by the FDA, may be explained as follows:

> It is a basic principle of medical practice that more than one drug should be administered for the treatment of a given condition only if the physician is persuaded that there is substantial reason to believe that each drug will make a positive contribution to the effect he seeks. Risks of adverse drug reactions should not be multiplied unless there be overriding benefit. Moreover, each drug should be given at the dose level that may be expected to make its optimal contribution to the total effect, taking into account the status of the individual patient and any synergistic or antagonistic effects that one drug may be known to have on the safety or efficacy of the other. On these grounds, multiple therapy using fixed dose ratios determined by the manufacturer and not by the physician is, in general, poor practice.

National Academy of Sciences, Drug Efficacy Study: Final Report to the Commissioner of Food and Drugs (Washington, D.C. 1969); see *American Cyanamid Co.* v. *Richardson*, 456 F. 2d 509, 510 n.1 (1st Cir. 1971). The policy on the effectiveness of combination drugs was expressly approved in *Pfizer, Inc* v. *Richardson*, 434 F. 2d 536, 548 (2d Cir. 1970) and implicitly expressed in *Upjohn Co.* v. *Finch*, 422 F. 2d 944 (6th Cir. 1970), and these requirements are delineated for human drugs in § 300.50 (21 CFR 300.50, formerly 21 CFR 3.86) and § 330.10(a)(4)(iv) (21 CFR 330.10(a)(4)(iv)) and for animal drugs in § 514.1(b)(8)(v). Compliance with the combination drug policy is especially important for these mastitis products because they are sold over-the-counter to laymen who lack the medical expertise to evaluate the uses of fixed dose therapy.

Fort Dodge, in its request for a hearing, does not deny that it has no data meeting the statutory requirement of effectiveness. Instead, it contends that the agency has not followed its own intrepretation of the conclusions made by the NAS–NRC and has introduced new requirements in the 4½ years from the April 24, 1970 publication of the NAS–NRC evaluation to the August 30, 1974 notice of opportunity for hearing. It further contends that the agency is to blame for this lack of data because it did not tell Fort Dodge until November 1973 that it would be required to produce evidence on the effectiveness of the penicillin and dihydrostreptomycin components individually.

Although the agency, for a time, erroneously informed Fort Dodge and the entire veterinary drug industry that penicillin-streptomycin and penicillin-dihydrostreptomycin combinations would be reviewed as a single entity, Fort Dodge admits that the agency informed it that this policy was no longer in effect in November 1973 and at that time it was given a copy of the agency's policy on veterinary combination drugs. The notice of opportunity for hearing was published in the FEDERAL REGISTER of August 30, 1974, and Fort Dodge filed its written appearance electing to avail itself of a hearing on September 25, 1974, almost 1 year after the agency clarified its erroneous position on penicillin-streptomycin and penicillin-dihydrostreptomycin combination drug products. Fort Dodge, therefore, had nearly 1 year to generate, or to begin to generate, data demonstrating that the penicillin and dihydrostreptomycin ingredients made a contribution to the effect of the drug product in the manner claimed. Fort Dodge does not contend that a penicillin-dihydrostreptomycin combination is not a combination. Rather, it requests a hearing and additional time based solely on the erroneous prior determination of the FDA that the combination be treated as a single entity. There is no provision of the act that requires the sale of a drug product to be permtited while studies to demonstrate its effectiveness are conducted. Furthermore, there is no allegation that this change of policy on penicillin-dihydrostreptomycin drugs was dictated by a desire to harm Fort Dodge. The agency simply corrected what was initially a poor judgment. As the court in *Bell* v. *Goddard*, 366 F. 2d 177, 181 (7th Cir. 1966) stated, "The fact that the re-evaluation may have been inspired by a change in administrative policy is irrelevant."

In addition, Fort Dodge submitted no data from adequate and well-controlled investigations to demonstrate the effectiveness of the sulfisoxizole ingredient in its combination drug products. There has never been any question about the requirement to submit data to demonstrate that the sulfisoxizole ingredient makes a contribution to the effect of the drug combination in the manner claimed in the labeling, or in a manner better than either component alone, in accordance with the regulations.

Additionally, Fort Dodge has submitted no data from adequate and well-controlled investigations to demonstrate that these drug products comply with the other elements of the agency's combination drug policy, also clearly set forth in the August notice. There are no data whatsoever to demonstrate that the most effective level of each component was used or that the combination product is effective for a population of significant size specifically described in the labeling. Fort Dodge has merely submitted allegations that these drug products have been proved safe and effective in the treatment of bovine mastitis through their continued market usage. The Commissioner rejects this anecdotal evidence on its face. These combination antibiotic drug products are marketed under agency approvals, and the statute is clear. The effectiveness of these drug products must be demonstrated by substantial evidence, evidence consisting of adequate and well-controlled investigations, in-

cluding field investigation, by qualified experts. Fort Dodge has submitted no such evidence.

Fort Dodge alleges that withdrawal of approvals of these drug products may result in a lack of competitiveness in the market and the development of "homemade" and "self-manufactured" infusion products. The Commissioner rejects these allegations. The act is clear that approvals of applications of drugs without substantial evidence to demonstrate effectiveness must be withdrawn. These allegations are not only without basis in fact, they are completely irrelevant to the failure to demonstrate the effectiveness of the fixed combination product.

The Commissioner concludes that at no time did the petitioner adhere to the mandate of the statute and the regulations promulgated pursuant to it. The petitioner failed to file a well-organized full-factual analysis of the data it sought to prove in support of its opposition to the withdrawal of approval of its drug products. Therefore, the Commissioner finds that Fort Dodge has not submitted the adequate and well-controlled studies to demonstrate that the drug products covered by NADA's 65-341 and 65-342 are effective as combination products as required by section 512 of the act and § 514.1(b)(8)(v).

Accordingly, the Commissioner finds, on the basis of new information before him evaluated together with the evidence available to him when each such drug was approved, that there is lack of substantial evidence that the drugs will have the effect purported or represented under the conditions of use prescribed, recommended, or suggested in the labeling thereof.

Since this order withdraws approval of the drug products, no further certification of batches will be made. This termination of certification services applies to batches submitted for certfication but not yet certified, as well as to batches not yet submitted.

Therefore, under the Federal Food, Drug, and Cosmetic Act (secs. 409, 507, 512, 701, 52 Stat. 1055-1056 as amended, 59 Stat. 463 as amended, 72 Stat. 1785-1788 as amended, 82 Stat. 343-351 (21 U.S.C. 348, 357, 360b, 371)) and the transitional provisions of the Animal Drug Amendments of 1968 (sec. 108(b), 82 Stat. 353 (21 U.S.C. 360b note)) and under authority delegated to him (21 CFR 2.120), the Commissioner hereby orders, based on the findings stated above:

1. That the requests for hearing on withdrawal of approval of the following drug products, identified by the assigned new animal drug application numbers, be and they hereby are denied: NADA's 65-341 and 65-342.

2. That approvals of the following drug products, identified by assigned new animal drug application numbers, be and they hereby are withdrawn: NADA's 65-341 and 65-342.

3. That any approval held by any sponsor for any fixed combination intramammary infusion drug product for treating mastitis under 21 CFR 540.274c (formerly § 146a.45), 21 CFR 540.274e (formerly § 146a.57), 21 CFR 540.874c (formerly § 146a.62), or 21 CFR 540.874b (formerly § 146a.128), which was not named in the notice of opportunity for hearing published in the FEDERAL REGISTER of August 30, 1974 (39 FR 31678) be and it is hereby withdrawn.

This order shall become effective at such time as certification services are terminated for those products of Masti-Kure Products Co., Inc., whose withdrawal of approvals (Docket No. FDC-D-708) is under review by the United States Court of Appeals for the District of Columbia Circuit in No. 75-1231.

Dated: August 22, 1975.

A. M. SCHMIDT,
Commissioner of Food and Drugs.

[FR Doc.75-22812 Filed 8-27-75;8:45 am]

Health Resources Administration

HOSPITAL AND NURSING HOME SERVICES

Payments to States Participating in the Capital Expenditure Review Program

Pursuant to section 1122(c) of the Social Security Act, the Secretary is required to pay States participating in the capital expenditure review program under section 1122 for the reasonable cost of performing the functions specified in section 1122(b). The manner of calculating the amounts of these payments is set forth at 42 CFR 100.110. Subsection 100.110(a)(3) specifies that "The percentage for each State obtained by dividing the total amount of Federal expenditures for hospital and nursing home services under Titles V, XVIII and XIX of the Act in such State by the total amount of all expenditures for hospital and nursing home services in such State for each fiscal year will be published in the FEDERAL REGISTER as soon as practicable following the beginning of such fiscal year."

Subsection 100.110(a)(2) specifies that the Secretary shall determine the latest fiscal year for which data are available. The publication of percentages for fiscal year 1975 appeared at 39 FR 30853, and was based on data for fiscal year 1969.

The determination hereby made that data for fiscal year 1969 are the latest available and accordingly, the percentages set forth below are identical to those utilized in fiscal year 1975. These percentages shall be utilized in determining payments to States in fiscal year 1976.

Dated: August 20, 1975.

JAMES A. WALSH,
Acting Administrator,
Health Resources Administration.

PAYMENTS TO STATES PARTICIPATING IN EXPENDITURE REVIEW PROGRAM

	Percent		Percent
REGION I			
Connecticut	30	New Hampshire	28
Maine	30	Rhode Island	36
Massachusetts	34	Vermont	33
REGION II			
New Jersey	25	Puerto Rico	14
New York	41	Virgin Islands	17
REGION III			
Delaware	17	Pennsylvania	27
Dist. of Col.	13	Virginia	18
Maryland	23	West Virginia	24
REGION IV			
Alabama	21	Mississippi	21
Florida	33	North Carolina	21
Georgia	23	South Carolina	21
Kentucky	29	Tennessee	21
REGION V			
Illinois	29	Minnesota	35
Indiana	26	Ohio	25
Michigan	29	Wisconsin	37
REGION VI			
Arkansas	33	Oklahoma	39
Louisiana	23	Texas	26
New Mexico	21		
REGION VII			
Iowa	29	Missouri	26
Kansas	30	Nebraska	27
REGION VIII			
Colorado	24	South Dakota	33
Montana	36	Utah	22
North Dakota	31	Wyoming	17
REGION IX			
Arizona	20	Hawaii	24
California	42	Nevada	26
Guam	04		
REGION X			
Alaska	08	Oregon	29
Idaho	30	Washington	31

[FR Doc.75-22891 Filed 8-27-75;8:45 am]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Federal Disaster Assistance Administration

[FDAA-479-DR, NFD-282]

FLORIDA

Notice of Major Disaster and Related Determinations

Pursuant to the authority vested in the Secretary of Housing and Urban Development by the President under Executive Order 11795 of July 11, 1974, and delegated to me by the Secretary under Department of Housing and Urban Development Delegation of Authority, Docket No. D-74-285; and by virtue of the Act of May 22, 1974, entitled "Disaster Relief Act of 1974" (88 Stat. 143); notice is hereby given that on August 22, 1975, the President declared a major disaster as follows:

I have determined that the damage in certain areas of the State of Florida resulting from heavy rains and flooding beginning about July 28, 1975, is of sufficient severity and magnitude to warrant a major disaster declaration under Public Law 93-288. I therefore declare that such a major disaster exists in the State of Florida.

Notice is hereby given that pursuant to the authority vested in the Secretary of Housing and Urban Development

under Executive Order 11795, and delegated to me by the Secretary under Department of Housing and Urban Development Delegation of Authority, Docket No. D-74-285, I hereby appoint Mr. Thomas P. Credle, HUD Region IV, to act as the Federal Coordinating Officer for this declared major disaster.

I do hereby determine the following areas of the State of Florida to have been adversely affected by this declared major disaster:

The Counties of:

Bay	Santa Rose
Gulf	Wakulla
Holmes	Walton
Okaloosa	Washington

(Catalog of Federal Domestic Assistance No. 14.701, Disaster Assistance)

Dated: August 21, 1975.

WILLIAM E. CROCKETT,
Acting Administrator, Federal Disaster Assistance Administration.

[FR Doc. 75-22849 Filed 8-27-75;8:45 am]

Office of Interstate Land Sales Registration

[Docket No. N-75-419]

GREAT HARBOR CAY

Notice of Proceedings and Opportunity for Hearing

In the matter of Great Harbor Cay Land Sales Enforcement Division File No. Y-1031IS.

Notice is hereby given that: On May 15, 1975, the Department of Housing and Urban Development, Office of Interstate Land Sales Registration, attempted to serve upon John C. Lynskey, President, Roberts Realty of the Bahamas, Ltd., P.O. Box N-1324, Nassau, Bahamas, a Notice of Proceedings and Opportunity for Hearing by certified mail and service of process was not possible since the addressee could not be located. Accordingly, pursuant to 15 U.S.C. 1706(d) and 24 CFR 1710.45(b)(1), the Notice of Proceedings and Opportunity for Hearing is being issued as follows:

I. The Secretary in administering the Interstate Land Sales Full Disclosure Act of 1968, 15 U.S.C. 1701, et seq., and its Regulations finds the public files disclose that:

A. Respondent is a corporation organized under the laws of the Commonwealth of the Bahama Islands and has its principal office in Nassau, Bahamas.

B. John C. Lynskey is president of the Respondent.

C. The last known mailing address of Respondent is Roberts Realty of the Bahamas, Ltd., P.O. Box N-1324, Nassau, Bahamas.

D. The Respondent, Roberts Realty of the Bahamas, Ltd., filed a Statement of Record and Property Report for Great Harbour Cay, located in the Commonwealth of the Bahama Islands, which became effective on November 13, 1969 and is still effective.

II. The Office of Interstate Land Sales Registration (OILSR) from its records or from other sources has obtained information which tends to show, and it so alleges, that the Statement of Record and Property Report of the subdivision caption above omits provisions in certain documents required by law affecting the rights of purchasers and notifying purchasers of said rights; which provisions are required to be included in said Statement of Record and Property Reports not only to meet such requirements but also to make the said Statement of Record and Property Report not misleading, to wit:

Failure to file the revised first page of the Property Report and revised form of contract in the form and with the language as prescribed by Regulation 24 CFR 1710.110, Part B, 2, 4, 5 and 6 and 24 CFR 1710.105, Part VI C 1 or 24 CFR 1710.120 Section II B, as amended, to disclose and conform to the amendments made in the Interstate Land Sales Full Disclosure Act (15 USC 1701 et seq.) by subsection 812(c)(1) of the Housing and Community Development Act of 1974 (Public Law 93-383) which subsection became effective October 21, 1974, to wit:

1. Contract voidance and revocation language is not correct.

2. Revised face page of Property Report not submitted as required.

III. In view of the allegations contained in Part II above, the Secretary will provide an opportunity for a public hearing to determine:

A. Whether the allegations set forth in Part II are true and in connection therewith to afford Respondent an opportunity to establish any defenses to such allegations; and

B. What, if any, remedial action is appropriate in the public interest and for the protection of purchasers pursuant to the Interstate Land Sales Full Disclosure Act.

IV. If the Respondent desires a hearing, he shall file a request for hearing accompanied by an answer within fifteen days after service of this Notice of Proceedings. Respondent is hereby notified that if he fails to file an answer, motion or other appropriate response within 15 days after service of this Notice of Proceedings, Respondent shall be deemed in default, and the proceedings shall be determined against him, the allegations of which shall be determined to be true, and an order suspending the Statement of Record and Property Report hereinabove identified shall be issued pursuant to 24 CFR 1710.45(b)(1) and 24 CFR 1720.160(c). Such order shall remain in effect until the Statement of Record and Property Report have been amended in accordance therewith, and thereupon the Order shall cease to be effective.

V. Any request for hearing, answer, motion, amendment to pleadings, offer of settlement or correspondence forwarded during the pendency of this proceeding shall be filed with the General Counsel's Clerk for Administrative Proceedings, Room 10150, HUD Building, 451 Seventh Street, S.W., Washington, D.C. 20410. All such papers shall clearly identify the type of matter and the docket number as set forth in this Notice of Proceedings.

VI. It is hereby ordered that upon request of the Respondent a public hearing for the purpose of taking evidence on the questions set forth in Part III hereof be held before Administrative Law Judge James W. Mast or such other Judge as may be designated, in Room 7146, HUD Building, 451 Seventh Street, S.W., Washington, D.C. 20410, at 10 a.m. on the 30th day after receipt of the answer or at such other time as the Secretary or his designee may fix by further order.

This Notice of Proceeding shall be served upon the Respondent pursuant to 24 CFR 1720.440.

By the Secretary.

Dated: August 20, 1975.

JOHN R. MCDOWELL,
Authorized Designee.

[FR Doc.75-22851 Filed 8-27-75;8:45 am]

[Docket No. N-75-418]

LAKE HANNIBAL ESTATES

Notice of Hearing

In the matter of Lake Hannibal Estates, OILSR No. 0-2894-29-131 Docket No. 75-81-IS, Pursuant to 15 U.S.C. 1706(d) and 24 CFR 1720.160(d).

Notice is hereby given that: 1. Lake Hannibal Estates Corporation, Tommy W. Hulse, Authorized Agent, its officers and agents, hereinafter referred to as "Respondent," being subject to the provisions of the Interstate Land Sales Full Disclosure Act (Pub. Law 90-448) (15 U.S.C. 1701 et seq.), received a Notice of Proceedings and Opportunity for Hearing issued June 9, 1975, which was sent to the developer pursuant to 15 U.S.C. 1706(d), 24 CFR 1710.45(b)(1) and 1720.125 informing the developer of information obtained by the Office of Interstate Land Sales Registration alleging that the Statement of Record and Property Report for Lake Hannibal Estates, located in Ralls County, Missouri, contain untrue statements of material fact or omit to state material facts required to be stated therein or necessary to make the statements therein not misleading.

2. The Respondent filed an Answer received June 25, 1975, in response to the Notice of Proceedings and Opportunity for Hearing.

3. In said Answer the Respondent requested a hearing on the allegations contained in the Notice of Proceedings and Opportunity for Hearing.

4. Therefore, pursuant to the provisions of 15 U.S.C. 1706(d) and 24 CFR 1720.160(d), it is hereby ordered that a public hearing for the purpose of taking evidence on the questions set forth in the Notice of Proceedings and Opportunity for Hearing will be held before Judge James W. Mast, in Room 7146, Department of HUD, 451 7th Street, S.W., Washington, D.C., on September 5, 1975, at 10 a.m.

The following time and procedure is applicable to such hearing: All affidavits and a list of all witnesses are requested to be filed with the Hearing Clerk, HUD Building, Room 10150, Washington, D.C. 20410 on or before August 29, 1975.

6. The Respondent is hereby notified that failure to appear at the above scheduled hearing shall be deemed a default and the proceedings shall be determined against Respondent, the allegations of which shall be deemed to be true, and an order Suspending the Statement of Record, herein identified, shall be issued pursuant to 24 CFR 1710.45(b)(1).

This Notice shall be served upon the Respondent forthwith pursuant to 24 CFR 1720.440.

Dated: August 21, 1975.

By the Secretary.

JAMES W. MAST,
Administrative Law Judge.

[FR Doc.75-22850 Filed 8-27-75;8:45 am]

[Docket No. N-75-417]

RINCO RESORTS OF COSTA RICA

Order of Suspension

In the matter of Rinco Resorts of Costa Rica OILSR No. 0-3280-60-102, Land Sales Enforcement Division Docket No. Y-1039.

Notice is hereby given that: On or about November 15, 1974, the Department of Housing and Urban Development, Office of Interstate Land Sales Registration, mailed by certified mail to Donald Philip (Peterson) Allen, President, Rincon Resorts, S.A., Calle 30, No. 145, San Jose, Costa Rica, Central America, c/o OSA, a letter requesting certain documents and that the return receipt requested was returned showing delivery had been made; that the requested documents were not furnished and on or about March 3, 1975, the Department attempted to serve upon Donald Philip (Peterson) Allen, President, Rincon Resorts, S.A., an Order of Suspension by certified mail and service of process was not possible. Accordingly, pursuant to 15 U.S.C. 1706(e) and 24 CFR 1710.45(b)(2), the Order of Suspension is being issued as follows:

ORDER OF SUSPENSION

1. The Developer, having filed a Statement of Record for the above captioned subdivision pursuant to the provisions of the Interstate Land Sales Full Disclosure Act, 15 U.S.C. 1701 *et seq.* and the Rules and Regulations lawfully promulgated thereto pursuant to 15 U.S.C. 1718, had its Statement of Record become effective pursuant to 24 CFR 1710.21 of the Interstate Land Sales Regulations. Said Statement is still in effect.

2. As authorized by 15 U.S.C. 1715, the authority and responsibility for administration of the Interstate Land Sales Full Disclosure Act has been delegated to the Interstate Land Sales Administrator.

3. Pursuant to 15 U.S.C. 1706(e) and 24 CFR 1710.45(b)(2), the Interstate Land Sales Administrator may make an examination to determine whether a Suspension Order should be issued under 15 U.S.C. 1706(d), and if a developer or any agents thereof shall fail to cooperate, or shall obstruct or refuse to permit the making of an examination, such conduct shall be proper ground for the issuance of an order suspending the Statement of Record.

4. Under the authority of 15 U.S.C. 1706(e) and 24 CFR 1710.45(b)(2), a letter dated *on or about November 15, 1974*, was sent to the Developer, the body of said letter being in the form and substance of the form letter attached hereto and made part hereof as Exhibit A. The Developer has failed to comply with the request for the documents referred to in the third paragraph of said letter.

5. Therefore, pursuant to the provisions of 15 U.S.C. 1706(e) and 24 CFR 1710.45(b)(2), the Statement of Record filed by the Developer covering its subdivision is hereby suspended, effective as of the date of the receipt of this Order of Suspension by the Said Developer. This Order of Suspension shall remain in full force and effect until the Developer has complied with the requirements of the order.

6. If the Developer desires a hearing in this matter, he shall file a request for hearing accompanied by an answer and three copies thereof within fifteen days after service of this order pursuant to 24 CFR 1720.145 and 24 CFR 1720.165. Any request for hearing, answer, motion, amendment to pleading, offer of settlement or correspondence during the pendency of this proceeding shall be filed with the General Counsel's Clerk for Administrative Proceedings, Room 10150, HUD Building, 451 Seventh Street, SW., Washington, D.C. 20410. All such papers shall clearly identify the subdivision, the type of matter and the docket number as set forth in this order.

Issued in Washington, D.C.

Dated: August 20, 1975.

By the Secretary.

JOHN R. MCDOWELL,
Insterstate Land Sales Administrator (Acting).

EXHIBIT A

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

OFFICE OF INTERSTATE LAND SALES REGISTRATION

Washington, D.C. 20410

Subject: Submission of property reports and contracts.

GENTLEMEN: On or about September 12, 1974, you were advised by letter from this Office of the necessity for mailing to us, not later than midnight, October 20, 1974, revised Property Report cover pages and lot sales or lease contract revisions. The revisions were, as explained in that letter, caused by the amendments by Congress to Section 1404 (b) of the Interstate Land Sales Full Disclosure Act which extended the 48 hour rescission period to 3 business days and also abolished the provisions for waiver of this time by purchasers. These amendments were signed into law August 22 and became effective October 21, 1974. They apply to all sales or leases made on or after that date.

As of today the required revisions to your Property Report and contracts have not been received by us as required by the above referenced letter and the amended Regulations, published October 29, 1974, in the FEDERAL REGISTER on pages 38098-38101. Therefore, we are conducting an examination to determine what further action is warranted by us pursuant to Section 1407(e) of the Interstate Land Sales Full Disclosure Act. You will note that Section 1407(e) also provides "If the developer or any agents shall fail to cooperate, or shall obstruct or refuse to permit the making of an examination, such conduct shall be proper ground for the issuing of an order suspending the Statement of Record."

You are hereby requested to send to this Office, within 15 days of the receipt of this letter (1) a copy of the Property Report or Reports presently on file in your office and used in your lot sales or leasing program, and (2) a copy of the sales or lease contract or agreement presently on file in your office and used in your lot sales or leasing program.

Failure to respond as requested will result in issuance of an order suspending your Statement or Statements of Record with our Office under the authority of Section 1407(e) of the Interstate Land Sales Full Disclosure Act (15 USC 1706(e)).

In your response, please put your OILSR file number or numbers on your letter and copies of the Property Report and contract.

Sincerely,

GEORGE K. BERNSTEIN,
Interstate Land Sales Administrator.

[FR Doc.75-22852 Filed 8-27-75;8:45 am]

ENVIRONMENTAL PROTECTION AGENCY

[FRL 421-4; OPP-33000/308+309]

RECEIPT OF APPLICATIONS FOR PESTICIDE REGISTRATION

Data To Be Considered in Support of Applications

On November 19, 1973, the Environmental Protection Agency (EPA) published in the FEDERAL REGISTER (38 FR 31862) its interim policy with respect to the administration of Section 3(c)(1)(d) of the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA), as amended. This policy provides that EPA will, upon receipt of every application for registration, publish in the FEDERAL REGISTER a notice containing the information shown below. The labeling furnished by each applicant will be available for examination at the Environmental Protection Agency, Room EB-31, East Tower, 401 M Street, SW., Washington, D.C. 20460.

On or before October 28, 1975, any person who (a) is or has been an applicant, (b) believes that data he developed and submitted to EPA on or after October 21, 1972, is being used to support an application described in this notice, (c) desires to assert a claim for compensation under section 3(c)(1)(D) for such use of his data, and (d) wishes to preserve his right to have the Administrator determine the amount of reasonable compensation to which he is entitled for such use of the data, must notify the Administrator and

the applicant named in the notice in the FEDERAL REGISTER of his claim by certified mail. Notification to the Administrator should be addressed to the Information Coordination Section, Technical Services Division (WH-569), Office of Pesticide Programs, 401 M Street, SW., Washington, D.C. 20460. Every such claimant must include, at a minimum, the information listed in the interim policy of November 19, 1973.

Applications submitted under 2(a) or 2(b) of the interim policy will be processed to completion in accordance with existing procedures. Applications submitted under 2(c) of the interim policy cannot be made final until the 60 day period has expired. If no claims are received within the 60 day period, the 2(c) application will be processed according to normal procedure. However, if claims are received within the 60 day period, the applicants against whom the claims are asserted will be advised of the alternatives available under the Act. No claims will be accepted for possible EPA adjudication which are received after October 28, 1975.

Dated: August 21, 1975.

JOHN B. RITCH, Jr.,
Director, Registration Division.

APPLICATIONS RECEIVED (OPP-33000/308)

EPA File Symbol 35980—E. Atlantic & Pacific Research Inc., Box 14366, N. Palm Beach FL 33408. CHOKEM. Active Ingredients: Polybutene 70%. Method of Support: Application proceeds under 2(a) of interim policy. PM11

EPA File Symbol 3342-OL. Cape Fear Chemicals, Inc., PO Box 695, Elizabethtown NC 28377. WORM WHIPPER BRAND. Active Ingredients: Bacillus Thuringiensis, Berliner, Potency of 320 International Units per mg. (at least 0.5 billion viable spores per gm.) 0.064%. Method of Support: Application proceeds under 2(c) of interim policy. PM17

EPA File Symbol 35143-R. Cougar Chem., 51 N.W. 71st St., Miami FL 33150. SELECTROL-W. Active Ingredients: Atrazine (2-chloro - 4 - ethylamino-6-isopropylamino-s-triazine 76%; Related Compounds 4%. Method of Support: Application proceeds under 2(c) of interim policy. PM25

EPA Reg. No. 3772-33. Earl May Seed & Nursery Co., Shenandoah IA 51603. ZINEB 75W FUNGICIDE. Active Ingredients: Zineb (zinc ethylene bisdithiocarbamate) 75%. Method of Support: Application proceeds under 2(c) of interim policy. PM24

EPA File Symbol 35947-R. Hart Enterprises Systems Inc., 738 N.W. 9th Ave., Ft. Lauderdale FL 33310. MARINER WATER PURIFIER. Active Ingredients: Silver 0.75%. Method of Support changed from 2(c) to 2(a) of interim policy. PM33

EPA Reg. No. 201-157. Shell Chemical Co., 1025 Conn. Ave., N.W., Washington DC 20036. AZODRIN 5 INSECTICIDE. Active Ingredients: Dimethyl phosphate of 3-hydroxy - N - methyl-cis-crotonamide 55%. Method of Support: Application proceeds under 2(c) of interim policy. Republished: Added uses. PM16

EPA Reg. No. 201-278. Shell Chemical Co., 1025 Conn. Ave., N.W., Washington DC 20036. AZODRIN 3.2 INSECTICIDE. Active Ingredients: Dimethyl phosphate of 3-hydroxy - N - methyl-cis-crotonamide 39.1%. Method of Support: Application proceeds under 2(c) of interim policy. Republished: Added uses. PM16

EPA Reg. No. 400-75, Uniroyal Chemical, Div. of Uniroyal Inc., Amity Rd., Bethany CT 06526. DYANAP. Active Ingredients: Sodium N-1-naphthylphthalamate 22.3%; Sodium Salt of dinoseb (2-sec-butyl-4,6-dinitrophenol) 11.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM25

CORRECTED ITEM

The following is a correction to the list of Applications Received previously published in the FEDERAL REGISTER.

EPA File Symbol 6659-L. Knight Oil Corp., 251 N. Comre Ave., Johnstown NY 12095. KNIGHT'S BACT-X-DISINFECTANT FUNGICIDE. Active Ingredients: n-Alkyl (60% C14, 30% C16, 5% C12, 5% C18) dimethyl benzyl ammonium chlorides 2.25% (originally published as n-Alkyl [60% C14, 30% C16, 5% C12, 5% C13]). PM31 (40 FR 33284)

APPLICATIONS RECEIVED

EPA Reg. No. 464-205. Dow Chemical U.S.A., PO Box 1706, Midland MI 48640. ESTERON 245 HERBICIDE. Active Ingredients: 2,4,5-Trichlorophenoxyacetic Acid Propylene Glycol Butyl Ether Esters 69.2%. Method of Support: Application proceeds under 2(c) of interim policy. PM23

EPA Reg. No. 464-34. Dow Chemical U.S.A., PO Box 1706, Midland MI 48640. DOWFUME 75 FUMIGANT. Active Ingredients: Ethylene Dichloride 70.0%; Carbon Tetrachloride 30.0%. Method of Support: Application proceeds under 2(c) of interim policy. Republished: Added use. PM11

EPA File Symbol 1990-GIN. Farmland Industries, Inc., PO Box 7305, Kansas City MO 64118. COOP WEED-OUT 2,4,5-T B.P. ESTER 4 POUND. Active Ingredients: 2,4,5-Trichlorophenoxyacetic acid, butoxy propyl esters 69.2%. Method of Support: Application proceeds under 2(c) of interim policy. PM23

EPA File Symbol 6993-LA. Germain's, Inc., 4820 E. 50th St., Los Angeles CA 90058. GERMAIN'S 25% DIAZINON CUTWORM AND LAWN INSECT SPRAY. Active Ingredients: 0,0-diethyl 0-(2-isopropyl-6-methyl-4-pyrimidinyl) phosphorothioate 25.00%; Aromatic Petroleum Derivative Solvent 65.98%. Method of Support: Application proceeds under 2(c) of interim policy. PM15

EPA File Symbol 2460-LA. Howerton Gowen Chemicals, Inc., PO Box 278, Roanoke Rapids NC 27870. ALKILL SWIMMING POOL ALGAECIDE. Active Ingredients: Alkyl (C14 60%, C12 25%, C16 15%) Dimethyl Benzyl Ammonium Chloride 10%. Method of Support: Application proceeds under 2(b) of interim policy. PM24

EPA File Symbol 1266-RAR. Malter International Corp., International Headquarters: Box 6099, New Orleans LA 70114. BANISH (III) RESIDUAL INSECT SPRAY. Active Ingredients: Petroleum Distillates 91.20%; 2-Butoxyethanol 15.74%; o-Isopropoxyphenyl Methylcarbamate 0.77%; 2,2-Dichlorovinyl Dimethyl Phosphate 0.34%; Related Compounds 0.02%; Essential Oils 0.52%. Method of Support: Application proceeds under 2(c) of interim policy. PM13

EPA File Symbol 5967-RUL. Moyer Chemical Co., 1310 Bayshore Highway, PO Box 945, San Jose CA 95108. M.A.D. SPECIAL MOSQUITOCIDE. Active Ingredients: 0,0-Dimethyl 0-[4-(methylthio)-*m*-tolyl]phosphorothioate 70.5%; Aromatic Petroleum Distillate 18.2%. Method of Support: Application proceeds under 2(c) of interim policy. PM15

EPA File Symbol 37260-R. Sheldon Lumber Co., 16385 Brewer Rd., Dundee MI 48131. SHEL-CHLOR. Active Ingredients: Sodium Hypochlorite 12.5%. Method of Support: Application proceeds under 2(c) of interim policy. PM34

CORRECTED ITEMS

The following is a correction to the list of Applications Received previously published in the FEDERAL REGISTER.

EPA File Symbol 2498-IT. Blackhawk Chemical Corp., 4090 E. Washington Blvd., Los Angeles CA 90023. PYRRODIAZOLE TECHNICAL. (Originally published with incorrect file symbol). PM25 (40 FR 33705)

[FR Doc.75-22935 Filed 8-27-75;8:45 am]

FEDERAL COMMUNICATIONS COMMISSION

[Canadian List No. 344]

CANADIAN STANDARD BROADCAST STATIONS

Table of Assignments; Notification List

AUGUST 15, 1975.

List of new stations, proposed changes in existing stations, deletions, and corrections in assignments of Canadian standard broadcast stations modifying the assignments of Canadian broadcast stations contained in the Appendix to the Recommendations of the North American Regional Broadcasting Agreement Engineering Meeting January 30, 1941.

Call letters	Location	Power kW	Antenna	Schedule	Class	Antenna height (feet)	Ground system: Number of radials	Ground system: Length (feet)	Proposed date of commencement of operation
		570 kHz							
CKSW (P.O. 1400 kHz, 1 kW D/0.25 kW N, ND).	Swift Current, Saskatchewan, N. 50°09'-09", W. 107°48'58".	10	DA-2	U	III				E.I.O. 8-15-76.
		1400 kHz							
CKOB (now in operation)	Renfrew, Ontario, N. 45°26'56", W. 76°-40'45".	0.25	ND-180	U	IV	135	120	250	

[SEAL]

NEAL K. MCNAUGHTEN,
Acting Chief, Broadcast Bureau, Federal Communications Commission.

[FR Doc.75-22848 Filed 8-27-75;8:45 am]

[Docket Nos. 20305, 20306; File Nos. BRCT-53, BPCT-4580; FCC 75R-317]

POST-NEWSWEEK STATIONS, FLORIDA, INC. (WJXT) AND ST. JOHNS TELEVISION CO.

Memorandum Opinion and Order

1. The above captioned applications were designated for consolidated hearing by Order, 40 FR 1301, published January 7, 1975. Presently before the Review Board is a fourth petition to enlarge issues, filed June 27, 1975, by Post-Newsweek Stations, Florida, Inc. (WJXT) (Post-Newsweek), (40 F.R. 34639) seeking the addition of the following issue against St. Johns Television Company (St. Johns):[1]

To determine the facts and circumstances surrounding the cash payment from St. Johns' principal Jacob Bryan, III and other officials of his insurance company to the Insurance Commissioner of the State of Florida while Mr. Bryan's company had an application for special permission pending before the Commissioner, and, in light of the evidence adduced, the effect on St. Johns' basic and comparative qualifications.

2. Post-Newsweek bases its request on the following allegations. Jacob F. Bryan, III, a stockholder and director of St. Johns,[2] is President and Chairman of the Board of Independent Life and Accident Insurance Company of Jacksonville (Independent Life). In October 1971, Independent Life requested a hearing to obtain the consent of Thomas D. O'Malley, Insurance Commissioner and Treasurer of the State of Florida, for the company to exceed a state imposed limitation on investment in real estate, and a hearing was held on November 18, 1971. During the fall of 1971, O'Malley instructed one of his employees, E. A. Faircloth, to solicit a financial contributon from Bryan, and in response Bryan, after contributing $100 himself, directed J. H. Stanley, an employee of Independent Life, to solicit contributions from other employees. A sum between $800 and $1,000 was collected by Stanley and in December 1971, Stanley delivered these cash funds in an envelope to Faircloth, who in turn delivered the envelope to O'Malley. Subsequently in February 1972, O'Malley issued an order granting Independent Life its waiver request to exceed the limitation on real estate investment. Later in February 1972, O'Malley filed a report on contributions received during the period July 1, 1971 to December 31, 1971, but omitted any reference to the contribution from Bryan and his associates. The activities of O'Malley became the subject of an investigation by the Florida House of Representatives and on June 2, 1975, the Florida House adopted Articles of Impeachment against O'Malley. Articles I, II, and III, which refer to the solicitation of funds from Bryan, allege that the funds were solicited and received during the pendency of a reqeust to obtain waiver consent, that the contribution was not compensation as provided by law, that the contribution was not reported as required by law, and that the contribution was accepted by O'Malley "as a gift or favor that did reasonably tend improperly to influence him in the discharge of his official duties" in violation of Florida law.

3. Post-Newsweek asserts that "Bryan willingly agreed to, directed, and himself contributed a highly irregular payoff to a state regulatory official." Such conduct, continues post-Newsweek, during the pendency of an adjudicatory proceeding involving Bryan's interest establishes, without more, that Bryan cannot meet the Commission's character requirements and raises serious doubts about the qualifications of St. Johns. In support of this assertion, Post-Newsweek relies inter alia, on "WKAT, Inc v. FCC," 111 U.S. App. D.C. 253, 296 F. 2d 375, 29 FCC 216, *cert denied*, 368 U.S. 841, (1961), and Biscayne Television Corp., 31 FCC 237, reconsideration denied, 32 FCC 918, 23 RR 429 (1962), in which extra-adjudicatory influences were dealt with by the Court and the Commission in severe and uncompromising terms. Post-Newsweek notes that the Florida proceeding before O'Malley was adjudicatory in nature and alleges that since Bryan's conduct establishes a willingness to pervert the process of administrative adjudication, the conduct must be regarded as disqualifying, regardless of whether Bryan is prosecuted or convicted for any illegality. The Bureau points out that the cases cited by Post-Newsweek are not controlling here since those cases all involved misconduct on the part of parties to a proceeding before the Commission and the attempts of those parties to subvert or circumvent the Commission's procedures. The Broadcast Bureau, even though recognizing the Commission's reluctance to interfere with alleged violations of law until the authority charged with the responsibility of enforcing the laws has acted, nevertheless, maintains that the Commission is concerned with misconduct such as improper under-the-table payoffs and bribery.[3] Thus, the Bureau concludes that, absent a persuasive factual opposition by St. Johns, the requested issue should be added.

4. St. Johns, in opposition, asserts that Post-Newsweek's allegations concerning the nature of the contribution are speculative and without justification. In support, the applicant submits an affidavit of Bryan in which he claims, inter alia, that the donation was merely a "campaign contribution" to be used to defray past expenses, that the contribution was not made to influence the Commissioner (O'Malley), and, significantly that he (Bryan) has not been charged by the proper authorities in Florida with any misconduct because of the donation. Moreover, St. Johns points out that although O'Malley was impeached for numerous acts of alleged misconduct, he has not been tried by the Senate nor any court. In any event, St. Johns continues, it is the obligation of the donee, rather than the donor, to report a donation. Additionally, St. Johns argues that even assuming that Bryan's conduct was questionable, since Bryan does not own any voting stock and is not a prospective employee, such conduct cannot inure to the detriment of St. Johns. Lastly, St. Johns asserts that the cases relied on by Post-Newsweek are clearly distinguishable inasmuch as they involve ex parte contacts with an FCC Commissioner to influence the outcome of comparative hearings, a situation which is not present here.

5. In reply, Post-Newsweek asserts that the Bryan affidavit does not provide a satisfactory explanation for the payment of the opportunely-timed contribution. To the contrary, petitioner argues, Bryan's explanation runs counter to the weight of sworn testimony of the other participants in the transaction. Further, Post-Newsweek asserts, the questions of whether or not Bryan's conduct was legal or whether or not he is prosecuted cannot be controlling here; rather, petitioner contends, the nature of the alleged misconduct by Bryan displays a continuing indifference to standards of conduct required to maintain the integrity of the administrative processes, an attitude which cannot be countenanced by the Commission.

6. The Review Board will add the requested issue.[4] Articles I and III of the Articles of Impeachment, supra, adopted after extensive investigation and public debate, clearly indicate that serious questions exist relative to the propriety of the Bryan contribution. The Board cannot ignore this impeachment action regardless of the outcome of any possible future trial(s) of any of the parties mentioned in the resolution. Nor can the Board ignore the allegations due to the size and nature of Bryan's stockholdings; he is listed as a director of St. Johns, and the duties and responsibilities of a corporate director counter the argument that his interest in the corporation is inconsequential. Further, the fact that extra-adjudicatory activity occurred outside the Commission's jurisdiction and purview does not preclude the addition of the issue. See Charles W. Jobbins, 8 FCC 2d 206, 9 RR 2d 1247 (1967). It is the conduct of Bryan which is at question and the effect thereof on the applicant's basic or comparative qualifications to be a Commission licensee. The

[1] Also before the Board are the following related pleadings: (a) opposition, filed July 14, 1975, by St. Johns; (b) comments, filed July 14, 1975, by the Broadcast Bureau; and (c) reply, filed July 24, 1975, by Post-Newsweek.

[2] Mr. Bryan is listed in amendments filed through September 24, 1974 as the owner of 2000 shares of class B stock and a director of the applicant.

[3] See, Dubuque Communications Corp. FCC 71-1113, 36 FR 21619, published November 11, 1971, and Look Television Corp., FCC 71-1114, 36 FR 21619, published November 11, 1971.

[4] Although the petition is late filed, the Board is of the view that it warrants consideration given the serious public interest question raised therein. See, The *Edgefield-Saluda Radio Company*, 5 FCC 2d 148, 8 RR 2d 611 (1966).

Board believes that the allegations made herein present serious questions concerning possible surreptitious efforts to influence an official charged with an adjudicatory function.[5] Such conduct cannot be condoned and, indeed, may foreclose an affirmative finding that a grant of St. Johns' application would be in the public interest. Accordingly, an issue will be added to determine the facts and circumstances surrounding the December 1971, donation, and based on the findings, the effect(s), if any, of Bryan's conduct on St. Johns' basic or comparative qualifications.

7. Accordingly, *It is ordered*, That the fourth petition to enlarge issues, filed June 27, 1975, by Post-Newsweek Stations, Florida, Inc. (WJXT) is granted; and that the issues in this proceeding are enlarged to include the following issue:[6]

To determine the facts and circumstances surrounding the cash payment from St. Johns' principal Jacob Bryan, III and other officials of his insurance company to the Insurance Commissioner of the State of Florida while Mr. Bryan's company had an application for special permission pending before the Commissioner, and, in light of the evidence adduced, the effect on St. Johns' basic or comparative qualifications.

8. And, *it is further ordered*, That the burden of proceeding with the introduction of evidence on the issue added herein shall be on Post-Newsweek Stations, Florida, Inc. (WJXT), and the burden of proof shall be on St. Johns Television Company.

Adopted: August 19, 1975.

Released: August 22, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

[FR Doc.75-22844 Filed 8-27-75;8:45 am]

[Docket Nos. 20541, 20542; File No. BPCT-4537, BPCT-4685]

SAULT STE. MARIE BROADCASTING CORP. AND NORTHERN ENTERTAINMENT, INC.

Order Designating Applications for Consolidated Hearing on Stated Issues

1. The Commission, by the Chief, Broadcast Bureau, acting pursuant to delegated authority, has under consideration the above-captioned applications which are mutually exclusive in that each seeks authority to operate on the same channel, channel 8, in Sault Ste. Marie, Michigan. The applications are mutually exclusive in that operation by both applicants as proposed would result in mutually destructive interference. Also before the Commission are a petition to deny the application of Sault Ste. Marie Broadcasting Co. (hereafter SSM) submitted by applicant Northern Entertainment, Inc. (hereafter Northern); an opposition to the petition to deny, submitted by SSM; Northern's reply to the opposition; objections of the Association of Maximum Service Telecasters, Inc. (hereafter AMST); SSM's reply to AMST; and a "Petition to Dismiss One Application and Grant of Remaining Application" filed by Northern.

2. SSM's application was filed with the Commission on June 21, 1972, and Northern's on October 15, 1973. During the nearly three years since the filing of SSM's application, the Commission completed actions which are determinative of some of the issues herein. It is necessary, therefore, to briefly outline the factual background of this case.

3. Northern, licensee of WGTU-TV, channel 29, Traverse City, Michigan, filed its petition to deny SSM's application on July 31, 1972. In addition to alleging inadequate staffing, equipment, and financial proposals by SSM, Northern asserted that a grant of SSM's application ". . . would so adversely affect the ability of WGTU to compete with VHF stations that WGTU may not survive." Furthermore, two rule-making proceedings initiated by Northern (RM-1939 and RM-1975) involving channel 8, Sault Ste. Marie, would, in Northern's view have been rendered moot by a grant to SSM, and a grant to SSM would have denied to Northern a ". . . full and fair consideration of [the rulemaking] proposals upon their merits."

4. Northern's rule-making proposals were denied on the merits in *TV Channel Assignments*, 25 RR 2d 1661 (1972), *reconsideration denied*, 46 F.C.C. 2d 265, 29 RR 2d 1386 (1974). Northern's interest in awaiting the outcome of its proposed rule-making is therefore no longer a point of contention. With regard to Northern's assertion that a grant of SSM's application would have an adverse impact upon UHF broadcasting, it appears that subsequent events have mooted this issue as well. Northern itself has applied for a construction permit in contemplation of operating on channel 8, Sault Ste. Marie. To argue further that a channel 8 operation would have adverse UHF impact, Northern must assert that grant of any application other than its own would not serve the public interest. Moreover, by allocating channel 8 to Sault Ste. Marie in the first place, and by denying Northern's proposed changes in allocations, the Commission has disposed of the question of UHF impact in this case. In *TV Channel Assignments, supra*, 25 RR 2d at 1663, the Commission reasoned as follows:

". . . [I]f favorable action here would cause no harm elsewhere, we might be willing to entertain the proposal. The fact is, however, that much public harm would ensue. [Northern's proposal] would deprive Sault Ste. Marie of its first local service . . . ."

The Commission elaborated on this theme in denying Northern's petition for reconsideration, 29 RR 2d at 1390:

"By any test, an additional service would be a gain for the Sault Ste. Marie area, something that would be all the more important if it would provide the community with its first local originations. Northern's plan would end opportunities at both Sault Ste. Marie and Alpena, consequences that we found, after balancing the conflicting interests involved, would not serve the public interest."

In short, the Commission has determined that an operational channel 8 in Sault Ste. Marie would serve the public interest.

5. Northern also alleges in its petition that "[a] grant of the application would so adversely affect the ability of WGTU to compete with VHF stations that WGTU may not survive." The addition of a Carroll issue[7] as against SSM would appear to be inequitable, on its face, since resolution of that issue in Northern's favor would guarantee that no applicant but Northern could be qualified to be a channel 8 licensee under present market conditions. However, even if Northern were not an applicant, a Carroll issue in this case would be misplaced. SSM's proposed channel 8 operation would be more than 100 miles distant from Northern's Traverse City station. Simply stated, where there are no overlapping service areas, a Sault Ste. Marie station would not compete with one in Traverse City for audience or revenue. Relying mechanistically upon the American Research Bureau's definition of the "Cadillac—Traverse City" market, Northern's allegations do not raise a substantial and material question of fact as to how or why the proposed SSM operation would take revenue from WGTU-TV, Traverse City.

6. With regard to those parts of Northern's petition which allege insufficient staffing and equipment proposals by SSM, the Commission finds that a proposal which contemplates the hiring of 12 full-time employees and part-time employees "as needed" and the buying of certain items of used equipment "if available" is not unreasonable on its face. Northern has not ventured beyond its own judgment in asserting the implausibility of SSM's staffing and equipment proposals. Therefore, we do not formulate an issue as to SSM's staffing and equipment proposals. The Commission, on its own motion, raises financial questions *vis a vis* both applicants, *infra*.

7. AMST's objection to SSM's application is that the proposed transmitter site is short-spaced by approximately one mile from the Iron Mountain, Michigan, channel 8 translator, which translates the signal of WLUC-TV, Marquette, Michigan. The Commission has answered this objection definitively in *WLUC, Inc.*,

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[5] "WKAT v. FCC", 296 F. 2d at 382 (1960).

[6] The Board is aware that the Presiding Judge, by Order, FCC 75D-38, released July 24, 1975, has granted Post-Newsweek's motion for a summary decision, has granted renewal of its license, and has denied the application of St. Johns. A hearing on the issue added herein is contingent on disposition of appeal of the Presiding Judge's decision and will be conducted only if the decision is overruled.

[7] *Carroll Broadcasting Co. v. F.C.C.*, 103 U.S. App. D.C. 346, 258 f. 2d 440, 17 RR 2066 (1958).

13 RR 2d 508 (1968). In waiving section 73.610 of the rules to permit operation of translators in Iron Mountain, Michigan, the Commission stated, after referring to the channel 8 allocation in Sault Ste. Marie.

". . . [I]f interference were to be caused to direct reception, the offending translator would, under the provisions of sec. 74.703(b) of the rules, be required to correct the conditions causing the interference or suspend operation."

In view of this prior decision, AMST's objection will be dismissed.

8. On April 14, 1975, Northern filed a "Petition to Dismiss one Application and Grant of Remaining Application," requesting that the Commission dismiss SSM's application and that Northern's application be granted without hearing. Northern's contention that SSM should be dismissed is premised upon SSM's failure to respond to Commission requests for financial information.

9. In the Broadcast Bureau's view, neither party has submitted sufficient data to demonstrate the requisite financial qualifications. Although it is true that only SSM has not responded to the Commission's most recent request for additional information, both parties have been requested repeatedly since the spring of 1974 to demonstrate the financial ability to construct and operate their respective proposed Sault Ste. Marie stations for a period of one year. The deficiencies of *both* applications will be outlined in detail below. At this point, a petition for dismissal by Northern is misplaced. If a grant of either or neither of these applications will serve the public interest, a comparative hearing is the fairest procedure to make such a determination.

10. As amended, the data submitted in SSM's application shows an estimated cost of construction and one year's operation of $544,383. This estimate may be itemized as follows:

Down payment on equipment	$83,484
13 monthly payments on equipment balance	71,081
13 monthly interest payments on equipment balance	7,188
Land	8,800
Buildings (approx.)	90,000
Misc. items (includes grant fee)	25,500
Working capital requirement (less equipment payment and studio rental)	258,330
	544,383

To meet the above costs, SSM lists the availability of (1) loans totaling $516,045, (2) $679 in cash, and (3) $17,080.69 in prepaid expenses. SSM, therefore, alleges it will have only $533,804.69 to meet minimum first-year expenses of $544,303.

11. In addition to the apparent insufficiency of funds to operate for one year—as enumerated above—the loan commitments by Mssrs. Bradkorb, Blank, and Wagner to SSM have the following apparent deficiencies:

(i) *Bradkorb.* His balance sheet of May 31, 1973, is too old for evaluation. Moreover, the submitted balance sheet does not show sufficient liquidity (excess of current assets over current liabilities) to meet a commitment of $176,250. Further, Bradkorb has an outdated offer (May 25, 1972) to repurchase his interest in Oak Development. Finally, such an offer requires financial information (e.g., balance sheets) to show that Oak Development has funds with which to make the repurchase.

(ii) *Blank.* The submitted balance sheet does not show adequate liquidity to meet the commitment of $103,795. The four loan and mortgage offers, totaling $124,500 are all outdated (March 1972) and have expired by their own terms.

(iii) *Wagner.* The balance sheet of June 9, 1972, is outdated. Even if it were current, however, the liquid assets would not meet the $236,000 commitment.

12. As amended, the data submitted in Northern's application shows an estimated cost of construction and one year's operation of $224,208. This estimate may be itemized as follows:

Down Payment on Land & Buildings	$15,000
Payments on equipment rental ($6,066 × 13)	78,858
Principal payments on mortgage loan	5,625
Interest payment on loan at 10.5%	4,725
Miscellaneous	40,000
Working capital requirement	80,000
	224,208

To meet its estimated requirement, Northern relies upon existing capital, a mortgage loan on land and buildings, cash flow of existing operations, payments on notes receivable, and estimated revenues from the proposed new station.

13. The staff of the Broadcast Bureau notes the following apparent deficiencies in the financial data submitted by Northern:

(1) The balance sheet dated May 3, 1974, was not updated in the amendment submitted April 14, 1975. Moreover, the balance sheet was "untimely filed" on November 4, 1974, because it was more than 90 days old at the time of filing. In any event, this balance sheet shows a liquidity of $16,441 at best. *Cf. Northern Entertainment, Inc.*, FCC 75-460, released May 6, 1975, where the Commission found the same availability of funds in current and liquid assets in excess of current liabilities.

(2) Northern contends that the cash flow from its existing facility should be considered available. However, the cash flow of WGTU in 1974, was minus $148,713. As Northern has not substantiated its claim of a "massive reversal" of its revenues, there appear to be *no* funds available from this source.

(3) The availability of $160,000 from notes receivable has not been demonstrated in accordance with section III, paragraph 4(b) of FCC Form 301. A professional accountant has not attested to the collectability of said notes. Moreover, even where an applicant makes a sufficient demonstration, only three-fourths of the accounts receivable may be treated as liquid. From the supporting documents before the Commission at this time,* there appear to be no funds available to Northern from notes receivable.

(4) Exhibits I and J, balance sheets of two partnerships were submitted by Northern with its April 14, 1975, amendment. However, both balance sheets are dated June 30, 1974, and, therefore, Northern has not complied with the 90-day rule, requiring an audited balance sheet to be dated no more than 90 days prior to submission to the Commission. Also, both balance sheets show current liabilities in excess of current assets. Therefore, there appear to be no funds available to meet each partnership's commitment of $20,000 per quarter.

(5) In view of (3) and (4) above, Northern's argument that only $65,000 is needed from revenues since $160,000 will be available from receivables is unacceptable to the Broadcast Bureau. Furthermore, Northern's estimate of revenues is not acceptable because there is no showing of bona fide offers to advertise. See *Erwin O'Conner Broadcasting Co.*, 25 RR 2d 782 (1972).

(6) Taken together, Northern's application and amendments show only $16,441 to meet a requirement of $224,208.*

14. With the exception of the matters discussed above, both applicants appear otherwise qualified to construct, own and operate a new television broadcast station. Because the applications are mutually exclusive, the Commission is of the opinion they must be designated for hearing in a consolidated proceeding on the issues set forth below.

15. In view of the foregoing, it is ordered, that the petition to deny the application of Sault Ste. Marie Broadcasting Corp., filed by Northern Entertainment, Inc., and the "Petition to Dismiss One Application and Grant of Remaining Application", filed by Northern Entertainment, Inc., are denied.

16. It is further ordered, that the objection filed by the Association of Maximum Service Telecasters is denied.

17. It is further ordered, that, pursuant to section 309(e) of the Communications Act of 1934, as amended, the above-captioned applications of Sault Ste. Marie Broadcasting Corp., and Northern Entertainment, Inc., are designated for hearing in a consolidated proceeding, at a time and place to be specified, upon the following issues:

(1) To determine, with respect to the application of Sault Ste. Marie Broadcasting Co.:

(a) Whether the loan commitments of Bradkorb, Blank, and Wagner will be available to the applicant; and,

(b) Whether, in the event such loans are not available, the applicant has sufficient funds available from other sources to construct and operate the proposed station for one year; and

(c) Whether, in the light of the evidence on the above issues (a) and (b),

* Even this amount is in question since Northern was recently granted a construction permit for a new television broadcast translator station at a projected cost of $6,550. See *Northern Entertainment, Inc., supra.*

the applicant is financially qualified to construct and operate the proposed station for one year.

(2) To determine, with respect to the application of Northern Entertainment, Inc.,

(a) The amount of existing capital available to the applicant.

(b) The estimated cash flow, and the basis therefor.

(c) Whether the two limited partnerships, Broadcast Equipment Leasing Company of Michigan and Broadcast Equipment Leasing Company of Traverse are able to demonstrate the availability of sufficient funds to honor their respective promissory notes to the applicant.

(d) In the light of the evidence on the above issues (a), (b), and (c), whether the applicant is financially qualified to construct and operate the proposed station for new year.

(3) To determine, on a comparative basis, which of the above-captioned applications, if granted, would better serve the public interest.

(4) To determine, in the light of the evidence on issues (1), (2), and (3) above, which, if either, of the applications should be granted.

18. It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants herein, pursuant to section 1.221(c) of the Commission's rules, in person or by attorney, shall, within 20 days of the mailing of this Order, file with the Commission in triplicate a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this Order.

19. It is further ordered, That, the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and section 1.594 of the Commission's rules, give notice of the hearing, either individually or, if feasible and consistent with the rules, jointly, within the time and manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by section 1.594 (g) of the rules.

Adopted: August 7, 1975.

Released: August 22, 1975.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] WALLACE E. JOHNSON,
Chief, Broadcast Bureau.

[FR Doc.75-22845 Filed 8-27-75;8:45 am]

[Docket No. 20581; File No. BAPLH-140; FCC 75-971]

ZENITH RADIO CORP. AND GCC COMMUNICATIONS OF CHICAGO, INC.

Order Designating Applications for Consolidated Hearing on Stated Issues

1. In a Memorandum Opinion and Order released December 21, 1972, the Commission granted the above-captioned application of Zenith Radio Corporation to assign the license of radio station WEFM to GCC Communications of Chicago, Inc., and denied the petition to deny the assignment application filed by the Citizens Committee to Save WEFM. 38 FCC 2d 838. That decision was affirmed on reconsideration. 40 FCC 2d 233 (1973). However, in an *en banc* decision decided October 4, 1974, the United States Court of Appeals for the District of Columbia Circuit set aside the Commission's orders and remanded for further proceedings consistent with its decision. *Citizens Committee to Save WEFM* v. *FCC*, 506 F.2d 246 (D.C. Cir. 1974). Accordingly, this order designates for hearing certain issues as specified in the Court's decision. (*See* 506 F.2d at 263–66.)

2. *Available Alternative Sources of Classical Music.* The license to operate WEFM was first issued to Zenith in 1940. The program format of the station has always been "classical music"—as a noncommercial operation prior to 1965 and after 1965 on a commercial basis. In 1971 Zenith filed an application to assign the license of WEFM to GCC Communications of Chicago, Inc. The Citizens Committee to Save WEFM filed a petition to deny that application primarily because the assignee, GCC proposed to change the program format of the station from "classical music" to popular music.[1] We concluded that since there were two other "classical music" stations serving the Chicago area, WEFM's format was not unique.[2] However, the Court held that our findings with respect to the uniqueness of WEFM's program format were not adequately supported by the record:

> . . . the Commission has an affirmative obligation to establish that WFMT is in fact a reasonable substitute for the service previously offered by WEFM before relying on the affirmative of that proposition to avoid the necessity of weighing the public interest in a change of WEFM's format.

3. The record in this proceeding indicates that there are at least two other stations in the Chicago area that appear to have a program format generally coming within the generic term "classical music"—WNIB and WFMT. In accordance with the Court's mandate, we are designating an issue for hearing to determine to what extent, if any, stations WFMT or WNIB provide an alternative source of "classical music" programming to that which would be lost if GCC should change the program format of WEFM. In this connection the parties' attention is directed to part II.B.2. of the Court's opinion and particularly to footnote 28 in which the Court indicates that the term "classical music" may "be used so broadly as to cover formats that do not substantially overlap." 506 F. 2d at 264 n. 28.

4. In view of the Court's expressed views on this issue, it would appear that specific showings must be made as to what exact programming constituted the "classical music" program formats of stations WEFM, WFMT, and WNIB. It is expected that, at a minimum, the record will reflect, to the extent possible, the specific programming of each of the three stations during comparable periods of time.[3]

5. The parties may also demonstrate, if they deem it useful, the existence, or lack thereof, of "classical music" programming on other broadcast stations in the Chicago area regardless of whether the station provides a full time "classical music" program format.[4]

6. *Zenith's Alleged Losses.* Zenith alleged it had suffered operating losses of nearly two million dollars in its operation of WEFM during the period it had been operated as a commercial station, *i.e.*, 1965–71. The Committee, in its petition to deny, questioned the accuracy of the losses, alleging that they had not considered the fact that Zenith continued to advertise its own products on WEFM. Although the Commission did not consider the losses of "critical significance to our decision" (because of our previous determination that WEFM was not a unique format), we did conclude that "Zenith has suffered continuing and substantial losses while programming classical music . . . ." 40 FCC 2d at 227. The Court found, however, that the record of this proceeding did not reflect:

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[1] In November, 1973 the Citizens Committee also filed a petition to deny the application for renewal of the license of WEFM, raising essentially the same issues as its petition to deny the assignment applications. That petition is still pending and action on renewal of the license has been deferred. Since GCC has continued the classical music format pursuant to the Court's Order of April 23, 1973, and in view of the hearing designated by this Order, action on the petition to deny the renewal application would be premature at this time.

[2] The question of whether the program format that will be lost is "unique" has been, along with the question of the financial viability of that format, a central issue in the "format change" cases. *See* 506 F. 2d at 258–62. *See also, Citizens Comm. to Preserve the Voice of the Arts in Atlanta* v. *FCC*, 141 U.S. App. D.C. 109, 436 F. 2d 263 (1970); *Citizens Comm. to Keep Progressive Rock* v. *FCC*, 156 U.S. App. D.C. 16, 478 F. 2d 926 (1973); *Lakewood Broadcasting Service, Inc.* v. *FCC*, 156 U.S. App. D.C. 9, 478 F. 2d 919 (1973).

[3] If possible, it might be appropriate, for example, for the parties to demonstrate the programming provided by each relevant station during a recent "Composite Week for Program Analysis." On August 12, 1975 there was filed with the Commission a "Request of GCC Communications of Chicago, Inc. For A Ruling Concerning WFMT's Status As A Classical Music Station." The request sought a ruling from the Commission "that no substantial or material questions of fact exist pertaining to the status of Station WFMT as an alternative source of classical music in the Chicago area." The request included a letter from the President and General Manager of WFMT along with other materials in support of the ruling. In view of the language of the Court's decision on this question, we do not believe GCC's request provides us wtih sufficient basis to issue the requested ruling. Accordingly, the request will be denied.

[4] *Cf. Lakewood Broadcasting Service, Inc.* v. *FCC*, 156 U.S. App. D.C. 9, 478 F. 2d 919 (1973).

. . . any evidence . . ., either controverting the Committee's allegations [that Zenith continued to advertise its own products on WEFM, and did not make serious attempts to sell enough advertising to make WEFM self-supporting] or demonstrating that losses resulted despite the use of an accounting method that would give proper recognition to the institutional advertising and other promotional or developmental values derived by Zenith from WEFM.

506 F. 2d at 265. In this regard the Court referred to its holding in *Citizens Committee to Keep Progressive Rock* v. *FCC*, 156 U.S. App. D.C. 16, 478 F. 2d 926 (1973), in which it had "clarified the 'financial viability' constraint on the doctrine of the Atlanta case" [5] (506 F. 2d at 261):

The question is not whether the licensee is in such dire financial straits that an assignment should be granted, but whether the *format* is so economically unfeasible that an assignment encompassing a *format change* should be granted.

156 U.S. App. D.C. at 21, 478 F.2d at 931.

7. Accordingly an issue is designated for hearing to determine the extent and nature of the financial losses incurred by Zenith in the operation of WEFM during the period 1965–71. While we do not feel it appropriate here to specify precisely the evidence that should be elicited, the parties' attention is directed to the following language from the Court's opinion:

. . . [I]t is not sufficient justification for approving the application that the assignor has asserted financial losses in providing the special format; those losses must be attributable to the format itself in order logically to support an assignment that occasions a loss of the format.

506 F.2d at 262.

8. *GCC's Community Leader Survey.* The Committee argued directly before the Commission and indirectly before the Court that GCC had deliberately misled the Commission by its representations that it approached the question of whether the format should be changed with an open mind—that its decision to change the format was made only after it had obtained the results of its community leader survey and its music preference survey. Although it is not entirely clear, the Court seemingly relied upon an apparent discrepancy between statements of individuals interviewed by GCC in its community leader survey and subsequently interviewed by the Committee that indicated GCC had in fact decided to change the format before either of the surveys was completed. *See* 506 F.2d at 266. Although it may be possible to resolve this issue on pleadings and affidavits (*See* Statement of Chief Judge Bazelon as to why he voted to deny rehearing, 506 F.2d at 286.), we note that the Court specifically found that the allegations of misrepresentation presented a question of fact requiring a hearing. Moreover, since the hearing is mandated on other issues in any case, we see no useful purpose to be served in not resolving all relevant factual questions in that proceeding.[6] Accordingly, an issue is designated to determine whether, in connection with its community leader survey and its assertions that it did not determine to change WEFM's format until after it had completed that survey as well as its survey of music preferences, GCC misrepresented any material facts to the Commission.

9. *Relevant Service Areas.* There was one final question raised by the Court's opinion which involved the service areas of WEFM, WNIB and WFMT. *See* 506 F. 2d at 263. Although we suspect that this issue, by itself, would not require an evidentiary hearing for resolution, since a hearing must be held on other issues an additional issue will be designated in order to determine the precise areas served by stations WEFM, WFMT and WNIB. In addition, if the parties introduce evidence with regard to the programming of other than these stations pursuant to paragraph five above, it will be necessary to determine the service area of the additional station(s) as well.

10. Accordingly, it is ordered, That, pursuant to Section 309(e) of the Communications Act of 1934, as amended, the above-captioned applications are designated for expedited hearing at a time and a place to be specified in a subsequent Order, upon the following issues:

(1) To determine the extent to which radio stations WFMT, WNIB or other radio stations serving the same general area provide a comparable alternative source of programming to that provided by WEFM;

(2) To determine the nature and extent of the financial losses alleged to have been incurred by Zenith in the operation of WEFM during the period 1965–1971, and the causal relationship, if any, between WEFM's program format during that period and the alleged financial losses;

(3) To determine all of the facts and circumstances concerning the allegations that GCC Communications of Chicago, Inc. misrepresented material facts to the Commission with respect to its community leader survey;

(4) To determine the precise geographical area served by radio stations WEFM, WFMT, WNIB and any other radio station which may be relevant in light of issue (1);

(5) To determine whether, in light of all the evidence adduced pursuant to the foregoing issues, grant of the above-captioned applications for assignment would serve the public interest, convenience and necessity.

11. It is further ordered, That, the Citizens Committee to Save WEFM is made a party to the hearing ordered herein.

12. It is further ordered, That, in accordance with Section 309(e) of the Communications Act of 1934, as amended, the burden of proceeding with the introduction of evidence with respect to issues (1), (2) and (3) shall be upon the Citizens Committee to Save WEFM, and with respect to issues (4) and (5) shall be upon the applicants. The burden of proof with respect to each issue shall be upon the applicants.

13. It is further ordered, That, the presiding Administrative Law Judge, after affording the parties an opportunity for hearing on the above issues and the filing of proposed findings and conclusions and reply pleadings on all issues, shall prepare a recommended decision which he shall certify to the Commission with the entire record of the proceeding for the Commission's determination of whether, in light of the evidence adduced at the hearing and the recommended decision of the presiding Administrative Law Judge, grant of the subject application would be in the public interest. Any of the parties may file exceptions to the recommended decision within 30 days after the date on which public release of the full text of the recommended decision is made.

14. It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants herein and the parties respondent, in person or by attorney, shall, within five (5) days of the mailing of this Order, file with the Commission in triplicate a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in the Order.

15. It is further ordered, That, Zenith Radio Corporation shall, pursuant to Section 311(a)(2) of the Communications Act of 1934, as amended, and Section 1.594 of the Commission's rules, give notice of the hearing within the time and in the manner prescribed in such rules, and shall advise the Commission of the publication of such notice as required by Section 1.594(g) of the rules.

16. It is further ordered, That, the "Request For A Ruling Concerning Its Com-

[5] *Citizens Comm. to Preserve the Voice of the Arts in Atlanta, supra* note 2.

[6] In this connection we would note that GCC has filed with the Commission a Request For A Ruling Concerning Its Community Leader Survey, that attaches affidavits from certain individuals contradicting the Committee's findings in its survey of those same individuals, which led the Committee to conclude that GCC had made its decision to change the format of WEFM at an earlier date than that it represented to the Commission. Although it would appear from the affidavits supplied by GCC that, as Judge Bazelon noted "certain information on which the Court relied in [its discussion of the misrepresentation issue] may not be valid to support a holding that a substantial question of fact exists on the ascertainment survey" (506 F. 2d at 286), we do not believe, as explained above, that any useful purpose would be served by attempting to resolve this issue outside of the hearing which must be held in any case. Thus, to the extent GCC requests the Commission to issue a ruling that there are not substantial questions of fact requiring a hearing on GCC's Community Leader survey, the request will be denied at this time. However, GCC is hereby authorized to renew its request before the presiding Administrative Law Judge.

munity Leader Survey," and the "Request of GCC Communications of Chicago, Inc. For A Ruling Concerning WFMT's Status As A Classical Music Station" are denied.

Adopted: August 14, 1975.

Released: August 22, 1975.

FEDERAL COMMUNICATIONS COMMISSION
[SEAL] VINCENT J. MULLINS,
Secretary.

[FR Doc.75-22846 Filed 8-27-75;8:45 am]

BROADCASTING-SATELLITE, FIXED-SATELLITE, AND MOBILE (EXCEPT AERONAUTICAL MOBILE) SERVICES IN THE 11.7–12.2 GHZ FREQUENCY BAND

Meeting

AUGUST 25, 1975.

A Joint Industry-Government Committee (JI/GC) was established on June 24, 1975, (40-FR-24554) to assist in preparation of the proposals to be set forth by the United States of America at the 1977 World Administrative Radio Conference (1977 WARC) concerning the use of the frequency band 11.7-12.2 GHz. Six Working Groups (WG) were appointed and designated as follows:

WG-A—Definitions, WG-B—Sharing Principles, WG-C—Sharing criteria, WG-D—Evolution, and WG-E—Law.

In accord with the provisions of Public Law 92-463 Notice is hereby given that the following meetings will be held on matters relating to the use of the frequency band 11.7-12.2 GHz, for the broadcasting, and fixed satellite, and mobile (except aeronautical) services.

JI/GC Working Group A—Definitions—September 12, 1975—1:30 p.m., Room 752, 1919 "M" Street NW., Washington, D.C.

Agenda:

Relationship of WG-A to other Working Groups.

Review definitions of services sharing the 11.7-12.2 GHz band.

Technical definitions to encompass uses of the 11.7-12.2 GHz band.

Preliminary Report on progress and intentions of Working Group.

Other matters.

JI/GC Working Group B—Sharing Principles, September 11, 1975—9:30 a.m., Room 712-A, 1800 "G" Street NW., Washington, D.C.

Agenda:

Orbital use options.

Orbital reuse within Region 2.

Inter-regional Orbit.

Trade offs.

Other matters.

JI/GC Working Group C—Sharing Criteria—September 11, 1975—1:30 p.m., Room 712-A, 1800 "G" Street NW., Washington, D.C.

Agenda:

Sharing Criteria in same band.

Technical standards.

Coordination procedures.

Sharing criteria in adjacent bands.

Other matters.

JI/GC Working Group D—Evolution—September 12, 1975—9:30 a.m., Board Room, National Association of Broadcasters, 1771 "N" Street, NW., Washington, D.C.

Agenda:

Review present terrestrial distribution services for broadcasting and terrestrial/satellite fixed services.

Review the present broadcasting and fixed facilities available to non-government services to determine whether future similar services in the 11.7-12.2 GHz band will augment, complement, or supplement present services.

Review long term time frame for individual and community reception for broadcasting satellites.

Identify potential uses of Fixed-Satellite services for distribution of program material (aural and video).

Other matters.

JI/GC Working Group E—Law—To be announced.

JI/GC Steering Committee—September 16, 1975—1:30 p.m., Room 752, 1919 "M" Street, NW., Washington, D.C.

Agenda:

Report from Working Groups.

Report to FCC and Ad Hoc 143.

Assignment of projects to Working Groups.

Other business.

1977 WARC Joint Industry-Government Committee—September 17, 1975—1:30 pm., Room A-110, 1229 20th Street, NW. (Annex to 1919 "M" Street, NW.), Washington, D.C.

Agenda:

Review of reports from the Steering Committee.

Title change for Working Groups.

Report to FCC Commissioners.

Other business.

Each Working Group is expected to schedule further meetings based upon attendance at the meetings scheduled above, and no FEDERAL REGISTER announcement will be made on these meetings. Scheduled Steering Committee meetings will be announced at each meeting of the working groups, but not in the Federal Register since such meetings are considered to be only fact finding meetings. Meetings of full Joint Committee, where decisions as to United States proposals will be resolved, will be notified in the Federal Register.

In addition to the above meetings, CCIR Study Group 10/11 will meet on September 16, 1975 from 9 a.m. to 1 p.m. in Room A-110, 1229 20th Street, N.W., Washington, D.C., and CCIR Study Group 10/11B will meet all day on September 15, 1975 from 9 a.m. in Room A-110, 1229 20th Street, N.W., Washington, D.C.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] VINCENT J. MULLINS,
Secretary.

[FR Doc.75-22847 Filed 8-27-75;8:45 am]

FEDERAL MARITIME COMMISSION

[No. 75-33]

CSC INTERNATIONAL, INC. AND THE BANK LINE

Filing of Complaint

AUGUST 25, 1975.

Notice is hereby given that a complaint filed by CSC International, Inc. against The Bank Line was served August 25, 1975. The complaint alleges that complainant has been subject to payment of ocean freight rates which are unjust and unreasonable and in violation of section 18(b)(3) of the Shipping Act, 1916.

Hearing in this matter shall commence on or before February 25, 1976.

JOSEPH C. POLKING,
Assistant Secretary.

[FR Doc.75-22925 Filed 8-27-75;8:45 am]

[No. 75-32]

CSC INTERNATIONAL, INC. AND COMBI LINE (HAPAG LLOYD AG)

Filing of Complaint

Notice is hereby given that a complaint filed by CSC International, Inc. against Combi Line (Hapag Lloyd AG) was served August 22, 1975. The complaint alleges that complainant has been subject to payment of ocean freight rates which are unjust and unreasonable and in violation of section 18(b)(3) of the Shipping Act, 1916.

Hearing in this matter shall commence on or before February 22, 1976.

JOSEPH C. POLKING,
Assistant Secretary.

[FR Doc.75-22926 Filed 8-27-75;8:45 am]

IBERIAN/U.S. NORTH ATLANTIC WESTBOUND FREIGHT CONFERENCE

Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, NW., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before September 17, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the

agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:

Stanley O. Sher, Esquire, Billig, Sher & Jones, P.C., Suite 300, 1126 Sixteenth Street, NW., Washington, D.C. 20036.

Agreement No. 9615–17, among the member lines of the above-named conference, modifies the basic agreement by providing that security deposits will be returned ex-members six months after termination of membership or resignation, provided the ex-member has satisfied all indebtedness or liability to the conference.

By order of the Federal Maritime Commission.

Dated: August 25, 1975.

JOSEPH C. POLKING,
Assistant Secretary.

[FR Doc.75-22923 Filed 8-27-75;8:45 am]

MARYLAND PORT ADMINISTRATION AND CHESAPEAKE OPERATING CO., INC.

Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, NW., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California, and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C., 20573, on or before September 17, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:

Gary E. Koecheler, Director of Transportation, Maryland Department of Transportation, 19 South Charles Street, Baltimore, Maryland 21201.

Agreement No. T-3151, between the Maryland Port Administration (Port) and Chesapeake Operating Company, Inc. (COCI), provides for the month-to-month lease to COCI of certain premises at Locust Point, Baltimore, Maryland, to be used for the receipt, delivery, and storage of cargo either unloaded from or to be loaded on to vessels serviced by COCI.

As compensation, Port shall receive a yearly rental of $6,560.10. In addition, the Port shall receive all Port tariff charges with the exception that COCI shall collect, for its own account, all wharfage, demurrage and storage charges on cargoes moving through COCI's leased premises.

By order of the Federal Maritime Commission.

Dated: August 25, 1975.

JOSEPH C. POLKING,
Assistant Secretary.

[FR Doc.75-22921 Filed 8-27-75;8:45 am]

NORTH ATLANTIC FRENCH ATLANTIC FREIGHT CONFERENCE

Agreement Filed; Modification

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, NW., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before September 17, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:

Howard A. Levy, Esquire, Suite 727, 17 Battery Place, New York, New York 10004.

Agreement No. 7770–13, among the member lines of the above-named conference, modifies Article I of the basic agreement by adding the following provision:

Full members of the Conference shall be divided into two categories designated as Class A and Class AA. All full members shall be equally bound to the provisions of the agreement and shall enjoy equal right thereunder; provided, however, that rates and charges published in Section II of the Conference tariff shall be applicable to Class AA members only.

By order of the Federal Maritime Commission.

Dated: August 22, 1975.

JOSEPH C. POLKING,
Assistant Secretary.

[FR Doc.75-22922 Filed 8-27-75;8:45 am]

NORTH ATLANTIC MEDITERRANEAN FREIGHT CONFERENCE

Agreement Filed

Notice is hereby given that the following agreement has been filed with the Commission for approval pursuant to section 15 of the Shipping Act, 1916, as amended (39 Stat. 733, 75 Stat. 763, 46 U.S.C. 814).

Interested parties may inspect and obtain a copy of the agreement at the Washington office of the Federal Maritime Commission, 1100 L Street, NW., Room 10126; or may inspect the agreement at the Field Offices located at New York, N.Y., New Orleans, Louisiana, San Francisco, California and Old San Juan, Puerto Rico. Comments on such agreements, including requests for hearing, may be submitted to the Secretary, Federal Maritime Commission, Washington, D.C. 20573, on or before September 17, 1975. Any person desiring a hearing on the proposed agreement shall provide a clear and concise statement of the matters upon which they desire to adduce evidence. An allegation of discrimination or unfairness shall be accompanied by a statement describing the discrimination or unfairness with particularity. If a violation of the Act or detriment to the commerce of the United States is alleged, the statement shall set forth with particularity the acts and circumstances said to constitute such violation or detriment to commerce.

A copy of any such statement should also be forwarded to the party filing the agreement (as indicated hereinafter) and the statement should indicate that this has been done.

Notice of Agreement Filed by:

Stanley O. Sher, Esquire, Billig, Sher & Jones, P.C., Suite 300, 1126 Sixteenth Street, N.W., Washington, D.C. 20036.

Agreement No. 9548–10, among the members of the above-named conference, amends the basic agreement by sectionalizing the conference into three geographic areas, the French Section, the Italian Section and Section I, covering the balance of the conference's scope. Rates shall be established for each section by those members meeting the minimum service requirements for voting on the rates in a particular section.

By order of the Federal Maritime Commission.

Dated: August 25, 1975.

JOSEPH C. POLKING,
Assistant Secretary.

[FR Doc.75-22924 Filed 8-27-75;8:45 am]

FEDERAL POWER COMMISSION

[Docket No. ER76-64]

ARIZONA PUBLIC SERVICE CO.

Filing of Amendment to Power Coordination Agreement

AUGUST 20, 1975.

Take notice that on August 11, 1975, Arizona Public Service Company (APS) tendered for filing a Service Schedule H of the Power Coordination Agreement between APS and Tucson Gas & Electric Company (TG&E). The Coordination Agreement is APS Rate Schedule FPC No. 32. The filing was made pursuant to § 35.13 although the filing represents a new service. Waiver of the filing requirements is requested to allow an effective date of September 1, 1975.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with §§ 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 12, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-22776 Filed 8-27-75;8:45 am]

[Docket No. ER76-63]

ARIZONA PUBLIC SERVICE INC.

Filing of Supplement Wholesale Power Supply Agreement

AUGUST 20, 1975.

Take notice that on August 11, 1975, Arizona Public Service Company (APS) tendered for filing a supplement to its Wholesale Power Supply Agreement with the Navajo Tribe of Indians. This agreement is APS Rate Schedule FPC No. 6. The agreement calls for a new delivery point. Waiver of the filing requirements is requested to permit an effective date of August 3, 1975.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 12, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-22775 Filed 8-27-75;8:45 am]

[Docket No. ER76-62]

CENTRAL ILLINOIS PUBLIC SERVICE CO.

Statement of Intention To Apply Rate Schedule to City of Casey, Illinois

AUGUST 20, 1975.

Take notice that on August 11, 1975, Central Illinois Public Service Company (Central Illinois) tendered for filing a copy of a letter of notice to the City of Casey, Illinois (Casey), which letter informs Casey of Central Illinois' intention to serve Casey under the former's Rate Schedule W-2 on and after September 13, 1975. Also included in the instant filing are copies of said Rate Schedule W-2.

Central Illinois states that in Docket No. E-9415, the Commission accepted for filing, to become effective June 1, 1975, Rate Schedule W-2 for Wholesale Electric Service to Municipalities and designated the schedule FPC Electric Tariff Original Volume No. 2.

Central Illinois states further that an executed service agreement between itself and Casey is on file with this Commission and has been designated FPC Rate Schedule No. 40.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 2, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-22777 Filed 8-27-75;8:45 am]

[Docket No. ER76-66]

CONSUMERS POWER CO.

Filing of Contract Amendment

AUGUST 20, 1975.

Take notice that Consumers Power Company ("Consumers Power") on August 11, 1975, tendered for filing a Letter Agreement that constitutes an amendment to an Interconnection Agreement dated the 7th day of October, 1970, between Consumers Power and the Board of Water and Light of the City of Lansing, Michigan, designated Consumers Power Company Rate Schedule FPC No. 31.

Consumers Power states that the Letter Agreement changes the manner in which the amount of reserve capacity that the parties are obligated to maintain under the Agreement is determined and would, in most instances, reduce the amount of spinning reserve capacity required. Consumers Power requests waiver of the Commission notice requirements and seeks an effective date of August 1, 1975.

Consumers Power states that copies of the filing were served on the Board of Water and Light of the City of Lansing and on the Michigan Public Service Commission.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 4, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-22778 Filed 8-27-75;8:45 am]

[Docket No. RP72-155, etc.]

EL PASO NATURAL GAS CO.

Extension of Time

AUGUST 18, 1975.

In the matter of El Paso Natural Gas Co.; Docket Nos. RP72-155, RP73-104, RP74-22, RP74-23, RP74-57, and CP74-314, PGA 75-2.

On August 13 and 14, 1975, El Paso Natural Gas Company and Pennzoil Producing Company filed motions to extend the procedural dates fixed by order issued July 16, 1975, in the above-designated matter. The parties in this proceeding have no objection to the extension of the date for filing testimony, but they do not concur in the change of the date of hearing.

Upon consideration, notice is hereby given that the date of filing testimony for all parties is extended from August 19, 1975, to September 2, 1975. Action on the motions to extend the date of hearing in the above matter is deferred until August 29, 1975, pending the expiration of the 15-day period within which to respond to these motions.

MARY B. KIDD,
Acting Secretary.

[FR Doc.75-22765 Filed 8-27-75;8:45 am]

[Docket No. E-9532]

KENTUCKY UTILITIES CO. AND CITY OF FALMOUTH, KY.

Extension of Time

AUGUST 18, 1975.

In the matter of Electric and Water Plant Board of the City of Frankfort, Kentucky and the City of Falmouth, Kentucky and Kentucky Utilities Company.

On August 7, 1975, Kentucky Utilities Company filed a motion for an extension of time within which to answer the complaint filed on July 17, 1975, in the above-designated matter.

Notice is hereby given that the date within which Kentucky Utilities Company must answer the complaint filed in the above matter is extended from August 29, 1975 to September 8, 1975.

MARY B. KIDD,
Acting Secretary.

[FR Doc.75-22766 Filed 8-27-75;8:45 am]

[Docket No. RP73-43; PGA 75-5]

MID LOUISIANA GAS CO.

Proposed Change in Rates

AUGUST 19, 1975.

Take notice that Mid Louisiana Gas Company (Mid Louisiana), on August 11, 1975, tendered for filing as a part of First Revised Volume No. 1 of its FPC Gas Tariff, Substitute Sixteenth Revised Sheet No. 3a and Seventeenth Revised Sheet No. 3a.

Mid Louisiana states that the purpose of the filing is to reflect a Purchased Gas Cost Current Adjustment to Mid Louisiana's Rate Schedules G-1, SG-1, I-1 and E-1 to be effective August 1, 1975, and August 2, 1975, pursuant to Commission Order dated July 31, 1975. Mid Louisiana further states that copies of the filing were served on interested customers and state commissions.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 4, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-22767 Filed 8-27-75;8:45 am]

[Docket No. E-9502]

MINNESOTA POWER & LIGHT CO.

Order Granting Untimely Petition To Intervene

AUGUST 19, 1975.

On June 18, 1975, the Minnesota Power & Light Company (MP&L), tendered for filing proposed increases in its rates and charges to seventeen municipal customers, one privately-owned electric system customer, and two rural electric cooperative customers. Notice of MP&L's filing was issued on June 24, 1975, with comments, protests, or petitions to intervene due on or before July 8, 1975.

On July 23, 1975, Itasca-Mantrap Cooperative Electrical Association (Itasca-Mantrap), a rural electric cooperative customer of MP&L, filed out of time a petition to intervene in the above-captioned proceeding. Itasca-Mantrap states that it did not seek timely intervention in this proceeding because the Notice of Filing was not received until after its monthly Board of Directors meeting whose decision was needed to officially resolve the matter of intervention.

Having reviewed the subject petition, we believe that Itasca-Mantrap's participation in this proceeding will be in the public interest.

The Commission finds. It is desirable and in the public interest to permit Itasca-Mantrap Cooperative Electrical Association to intervene in this proceeding.

The Commission orders. (A) Itasca-Mantrap Cooperative Electrical Association is hereby permitted to intervene in these proceedings subject to the rules and regulations of the Commission; *Provided,* however, That participation of such intervenor shall be limited to matters affecting asserted rights and interests as specifically set forth in the petition to intervene; and *Provided, further,* That the admission of such intervenor shall not be construed as recognition by the Commission that it might be aggrieved because of any order or orders of the Commission entered in this proceeding.

(B) The intervention granted herein shall not be the basis for delaying or deferring any procedural schedules heretofore established for the orderly and expeditious disposition of this proceeding.

(C) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.75-22768 Filed 8-27-75;8:45 am]

[Docket No. CP76-40]

NORTHERN NATURAL GAS CO.

Application

AUGUST 19, 1975.

Take notice that on August 4, 1975, Northern Natural Gas Company (Applicant), 2223 Dodge Street, Omaha, Nebraska 68102, filed in Docket No. CP76-40 an application pursuant to Section 7(c) of the Natural Gas Act for a certificate of public convenience and necessity authorizing the transportation and sale of natural gas to provide 41,645 Mcf per day of temporary storage service demand to certain of its gas utility customers, all as more fully set forth in the application on file with the Commission and open to public inspection.

Applicant states that it has entered into an agreement with Northern Illinois Gas Company (NI-Gas) dated April 15, 1975, that would permit Applicant to reduce its deliveries to NI-Gas by up to 4,200,000 Mcf (annual quantity) during the period December 1, 1975, through March 31, 1976, at a rate of up to 70,000 Mcf per day. The agreement is said to provide that such a reduction in deliveries of gas to NI-Gas can be accomplished through the reduced deliveries to NI-Gas by a third party or through a reduction in deliveries to NI-Gas by Applicant at the existing delivery point near East Dubuque, Illinois. In turn, Applicant would deliver or cause to be delivered to NI-Gas during the period April 1 through October 31, 1976, an amount of gas equal to the total volume of gas by which deliveries to NI-Gas were reduced during the 1975-76 heating season. Applicant would pay to NI-Gas a rescheduling charge of $1.02 per Mcf for the volumes by which Applicant reduces deliveries to NI-Gas during the winter period.

In order to accommodate the delivery of the volumes to Applicant and the subsequent redelivery by Applicant to NI-Gas, Applicant states that it has entered into an agreement dated June 30, 1975, with Natural Gas Pipeline Company of America (Natural) which provides that Natural would deliver to Applicant during the winter period up to 70,000 Mcf per day of such volumes as would otherwise have been delivered to NI-Gas with the total winter period volume not to exceed 4,200,000 Mcf. During the period April 1 through October 31, 1976, Applicant would deliver to Natural a volume of gas equal to that by which Natural reduced deliveries to NI-Gas the preceding winter period. Deliveries by Applicant to Natural, during such period, would not exceed 90,000 Mcf on any day during the month of April, 145,000 Mcf on any day during the month of May, and 200,000 Mcf on any day during the months of June through October. Natural will redeliver such volumes to NI-Gas for the account of Applicant. Applicant would pay Natural 11.5 cents per Mcf of gas delivered to and transported by Natural during the summer of 1976. All deliveries by Natural to Applicant and redeliveries to Natural will be at the existing interconnection of Natural's and Applicant's lines in Mills County, Iowa.

The application states that NI-Gas is a partial requirements customer of Applicant and presently purchases 127,250 Mcf per day of contract demand under Applicant's Rate Schedule PL-1. Applicant states that it has entered into the temporary arrangement with NI-Gas to provide additional wintertime service in an effort to provide Applicant's utility customers with the most reliable and adequate service possible to assist them in meeting their high priority market requirements during the upcoming heating seasons. Thus, Applicant proposes to provide for the 1975-76 heating season only, 41,645 Mcf per day of Temporary Storage Service Demand (TSS-1) to its utility customers in accordance with the provisions of Applicant's proposed new Rate Schedule TSS-1.

This new firm service would be available from November 27, 1975, through February 26, 1976, and would be rendered within specific daily and seasonal limits determined as follows: the daily limit shall be the Temporary Storage Service Volume set forth in the executed TSS–1 Service Agreement; the seasonal limit shall be the daily volume times 60. Applicant's utility customers are said to have contracted for 41,645 Mcf of the 70,000 Mcf per day available as a result of the special arrangement with NI-Gas. Applicants states that the difference between the 70,000 Mcf per day available from NI-Gas and the 41,645 contracted for by Northern customers would be available to meet total system requirements if required.

Applicant proposes to render the TSS–1 service to the following customers:

Customer:	Mcf per day
Central Telephone & Utilities Corp., Sioux Falls, S. Dak	1,000
Circle Pines, Minn., Village of Circle Pines, Minn	84
Crum, Lloyd V., Jr., Racine, Minn	66
Duluth, Minn.—City of Duluth, Minn	1,000
Emmetsburg Municipal Gas Works, Emmetsburg, Iowa	125
Great Plains Natural Gas Co.:	
Dawson, Minn	200
Granite Falls, Minn	100
Marshall, Minn	200
Montevideo, Minn	100
Redwood Falls, Minn	150
Guthrie Center, Iowa; city of Guthrie Center, Iowa	77
Hutchinson, Minn., H.U.C., Hutchinson, Minn	154
Inter-City Gas Ltd.:	
Aurora, Minn	38
Chisholm, Minn	200
Eveleth, Minn	200
Gilbert, Minn	50
Keewatin, Minn	50
Interstate Power Co.:	
Mason City, Iowa	1,500
Albert Lea, Minn	500
Iowa Electric Light & Power Co:	
Rosalie, Nebr	13
Thurston, Nebr	25
Walthill, Nebr	1
Albert City, Iowa	10
Alta, Iowa	41
Ashton, Iowa	57
George, Iowa	179
Laurens, Iowa	140
Marathon, Iowa	31
Sibley, Iowa	210
Sioux Rapids, Iowa	70
Storm Lake, Iowa	753
Ames, Iowa	638
Atlantic, Iowa	572
Carroll, Iowa	1,079
Ellsworth, Iowa	166
Gilbert, Iowa	63
Jewell, Iowa	106
Nevada, Iowa	32
Roland, Iowa	195
Sheldahl, Iowa	57
Stratford, Iowa	121
Belle Plaine, Iowa	163
Belmond, Iowa	150
Britt, Iowa	237
Cambridge, Iowa	61
Colo, Iowa	23
Conrad, Iowa	105
Corwith, Iowa	54
Eldora, Iowa	286
Garner, Iowa	135
Garwin, Iowa	26
Gladbrook, Iowa	18
Holland, Iowa	17
Hubbard, Iowa	87
Huxley, Iowa	26
Iowa Falls, Iowa	1
Kanawha, Iowa	67
LeGrand, Iowa	101
New Providence, Iowa	33
Radcliffe, Iowa	148
Reinbeck, Iowa	7
State Center, Iowa	3
Thorton, Iowa	10
Toledo, Iowa	66
Union, Iowa	44
Wellsburg, Iowa	71
Central City, Iowa	84
Clarence, Iowa	83
Delmar, Iowa	40
Dysart, Iowa	113
Garrison, Iowa	82
Hazleton, Iowa	82
Maryland, Iowa	15
Mechanicsville, Iowa	96
Mount Vernon, Iowa	177
Oelwein, Iowa	448
Olin, Iowa	66
Quasqueton, Iowa	11
Ryan, Iowa	9
Stanwood, Iowa	88
Traer, Iowa	356
Vinton, Iowa	113
Winthrop, Iowa	59
DeWitt, Iowa	231
Fairmont, Minn	349
Iowa Illinois Gas & Electric Co	-----
Iowa Public Service Co.:	
Sioux City, Iowa	2,028
Waterloo, Iowa	2,028
Iowa Southern Utilities Co., Grinnell, Iowa	500
Minnesota Gas Co.:	
Vermillion, S. Dak	450
Jasper, Minn	75
Luverne, Minn	99
Rock Rapids, Iowa	181
Amboy, Minn	44
Belle Plaine, Minn	14
Blue Earth, Minn	100
Chaska, Minn	250
Cleveland, Minn	31
Coates, Minn	245
Eagle Lake, Minn	62
Hastings, Minn	107
Janesville, Minn	31
Jordan, Minn	65
Lake Crystal, Minn	41
LeCenter, Minn	100
Lewisville, Minn	8
Lonsdale, Minn	25
Madelia, Minn	86
Mankato, Minn	138
Medford, Minn	19
Minneapolis, Minn	10,971
Montgomery, Minn	48
Morristown, Minn	7
New Prague, Minn	52
Prior Lake, Minn	324
Randolph, Minn	32
St. James, Minn	97
St. Peter, Minn	117
Savage, Minn	2,047
Shakopee, Minn	83
Sleepy Eye, Minn	76
Waterville, Minn	26
Winnebago, Minn	8
Arlington, Minn	27
Atwater, Minn	20
Brainerd, Minn	27
Cokato, Minn	46
Cold Springs, Minn	35
Cologne, Minn	20
Dassel, Minn	27
Gaylord, Minn	35
Glencoe, Minn	31
Grove City, Minn	20
Howard Lake, Minn	31
Lester Prairie, Minn	35
Litchfield, Minn	14
Little Falls, Minn	55
Long Prairie, Minn	7
Norwood, Minn	41
Olivs, Minn	14
Osakis, Minn	27
Paynesville, Minn	35
Pierz, Minn	17
Plato, Minn	14
Richmond, Minn	14
Rockville, Minn	20
Roscoe, Minn	7
Sauk Centre, Minn	35
Silver Lake, Minn	24
Waconia, Minn	62
Winsted, Minn	27
Winthrop, Minn	17
Albany, Minn	7
Alexandria, Minn	55
Benson, Minn	58
Morris, Minn	35
North Central Public Service Co.:	
Bagley, Iowa	10
Bayard, Iowa	40
Jamaica, Iowa	10
Perry, Iowa	900
Yale, Iowa	20
Algona, Iowa	1,329
Wesley, Iowa	20
North Central Public Service Corp., Monroe, Wis	456
Northwestern Public Service Co., Aberdeen, S. Dak	1,200
Osage, Iowa—City of Osage, Iowa	130
Peninsular Gas Co., Calumet, Mich	450
Ponca, Nebraska—City of Ponca, Nebr	50
Remsen, Iowa—Town of Remsen, Iowa	78
Sioux Center, Iowa, city of Sioux Center, Iowa	115
Virginia, Minnesota, city of Virginia, Minn	150
Viroqua, Wisconsin, city of Viroqua, Wis	95
Waukee, Iowa, town of Waukee, Iowa	75
Western Gas Utilities, Inc.:	
Delano, Minn	57
Watertown, Minn	35
Whittemore, Iowa, town of Whittemore, Iowa	75

Applicant states that no additional facilities are required to accommodate the delivery of the proposed TSS–1 volumes and that Applicant has been able to make the special arrangement as herein described for the 1975–76 heating season only.

Any person desiring to be heard or to make any protest with reference to said application should on or before September 11, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (18 CFR 1.8 or 1.10) and the Regulations under the Natural Gas Act (18 CFR 157.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules.

Take further notice that, pursuant to the authority contained in and subject

to the jurisdiction conferred upon the Federal Power Commission by Sections 7 and 15 of the Natural Gas Act and the Commission's Rules of Practice and Procedure, a hearing will be held without further notice before the Commission on this application if no petition to intervene is filed within the time required herein, if the Commission on its own review of the matter finds that a grant of the certificate is required by the public convenience and necessity. If a petition for leave to intervene is timely filed, or if the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicant to appear or be represented at the hearing.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-22784 Filed 8-27-75;8:45 am]

[Docket No. RP75-89]

NORTHERN NATURAL GAS CO.

Extension of Procedural Dates

AUGUST 20, 1975.

On August 4, 1975, Staff Counsel filed a motion to extend the procedural dates fixed by order issued May 16, 1975, in the above-designated matter.

Upon consideration, notice is hereby given that the procedural dates in the above matter are modified as follows:

Service of Staff Testimony, December 16, 1975.
Service of Intervenor Testimony, January 6, 1976.
Service of Company Rebuttal, January 20, 1976.
Hearing, February 3, 1976 (10 a.m. e.s.t.).

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-22779 Filed 8-27-75;8:45 am]

[Docket No. CP75-250]

NORTHWEST ALASKA CO.

Amendment to Application

AUGUST 19, 1975.

Take notice that on August 6, 1975, Northwest Alaska Company (Applicant), 215 East Second South, Salt Lake City, Utah 84111, filed in Docket No. CP75-250 an amendment to its application filed on March 3, 1975,[1] in the instant docket pursuant to Section 3 of the Natural Gas Act for an order authorizing the exportation of natural gas from the United States to Canada and the importation of gas into the United States from Canada, to include information about the size, location and cost of the facilities to connect Northwest Pipeline Corporation's (Northwest Pipeline) system with that of Interstate Transportation Associates (ARCTIC) (ITAA) to accept the delivery of gas that is proposed to be imported, all as more fully set forth in the amendment to application on file with the Commission and open to public inspection.

Applicant states that Northwest Pipeline would require a 10-inch tap connection on its 22-inch transmission main line near Meacham, Umantilla County, Oregon. The proposed connection would further require approximately 10 feet of 10-inch pipeline to interconnect with the measuring facilities of ITAA. The estimated cost of the proposed facilities is stated to be approximately $10,550.

Any person desiring to be heard or to make any protest with reference to said amendment should on or before September 9, 1975, file with the Federal Power Commission, Washington, D.C. 20426, a petition to intervene or a protest in accordance with the requirements of the Commission's Rules of Practice and Procedure (19 CFR 1.8 or 1.10). All protests filed with the Commission will be considered by it in determining the appropriate action to be taken but will not serve to make the protestants parties to the proceeding. Any person wishing to become a party to a proceeding or to participate as a party in any hearing therein must file a petition to intervene in accordance with the Commission's Rules. Persons who have heretofore filed protests, petitions to intervene, or notices of intervention in the instant docket or in the consolidated proceeding in Docket No. CP75-96, et al., need not file again.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-22769 Filed 8-27-75;8:45 am]

[Docket No. E-8888]

OHIO ELECTRIC CO.

Order Approving Settlement

AUGUST 20, 1975.

On July 3, 1974, as completed on August 19, 1974, Ohio Electric Company (Ohio Electric) tendered for filing as an initial rate schedule a Power Agreement between Ohio Electric and Ohio Power Company (Ohio Power) dated February 1, 1972 to become effective August 5, 1974. The Power Agreement between the parties specified that Ohio Electric would provide its parent Ohio Power with the entire electrical output and that Ohio Power would reimburse Ohio Electric for all of its operating expenses plus sufficient funds to cover interest on indebtedness, required dividends on preferred stock, and a 15% return on common equity. Ohio Electric's filing estimated that the annual revenues it would receive from sales to Ohio Power during the first twelve months following the date of commercial operation of its Gavin Plant #1 would aggregate $147,790,000, an average of approximately $12,316,000 of revenue during each of the months of said period.

Ohio Electric's initial filing was noticed with July 29, 1974 being established as the last date for any protests, comments, and petitions to intervene. Ohio Electric's supplemental filing was noticed with September 20, 1974 as the last date for any protests, comments, or petitions to intervene. No protests, comments, or petitions to intervene were filed with the Commission.

By order issued September 16, 1974, we accepted Ohio Electric's tendered Power Agreement for filing effective August 5, 1974, and instituted a Section 206 investigation on the justness and reasonableness of the proposed rate schedule.

On January 5, 1975, Ohio Electric filed testimony and exhibits in support of the proposed initial rate schedule. During the course of this proceeding several settlement conferences were convened between Ohio Electric and the Commission Staff. Such conferences culminated on July 17, 1975 with the filing by Ohio Electric of a proposed Stipulation and Agreement and an attached Motion For Approval of the Stipulation and Agreement. The Motion was concurred in by Commission Staff Counsel on behalf of the Commission Staff. Public notice of the filing of the proposed Stipulation and Agreement was issued on July 22, 1975, with all comments or protests due on or before July 29, 1975. No comments have been received.

The Stipulation and Agreement includes a proposed supplement to Ohio Electric's Rate Schedule FPC No. 1 for service to Ohio Power. The supplement would modify the initial rate schedule in the following ways:

(1) Ohio Electric's billing to Ohio Power would reflect as a provision for a return on common stock equity an amount equal, after provision for all income taxes, to 12% of the outstanding common stock equity to the extent that such equity does not exceed 45% of the total capitalization of Ohio Electric. If at any time the common stock equity exceeds 45%, no provision is to be made for return on the excess above 45%. The supplement would not, however, preclude Ohio Electric from filing a superseding supplement or rate schedule to effect a change in rate whenever it deems such action to be appropriate.

(2) Billing submitted by Ohio Electric to Ohio Power will itemize the total by FPC account number components. The bill will also include any necessary explanatory information with respect to such components.

(3) Ohio Electric's bills to Ohio Power will show fuel expense as a separate item. Where any fuel has been supplied by an affiliated company, the bill is to be supplemented with additional information adequate to inform Ohio Power of the fuel costing procedures.

The proposed supplement to the rate schedule additionally provides that the supplement will become effective for electric service on and after the later of (a) August 1, 1975, if the Commission approves the proposed Stipulation and Agreement on or before October 31, 1975; and (b) the effective date of the Commission's order of the Commission does not approve the Stipulation and Agreement on or before October 31, 1975.

Upon a review of the entire record in this proceeding, including the proposed

[1] Notice published March 18, 1975 (40 FR 12315).

Stipulation and Agreement and the Commission Staff's concurrence in the motion to approve the Stipulation and Agreement, we are of the opinion that the proposed Stipulation and Agreement represents a just and reasonable resolution of the issues involved in this investigation and that the public interest would be served by our acceptance and approval. We shall therefore accept and approve the Stipulation and Agreement and order Ohio Electric to file with the Commission a supplement to Rate Schedule FPC No. 1 in the form of the Supplement attached as Appendix A to the proposed Stipulation and Agreement.

The Commission finds. (1) The proposed Stipulation and Agreement filed in this proceeding on July 17, 1975, as a settlement of the issues involved herein is reasonable, proper and in the public interest in carrying out the provisions of the Federal Power Act and should be approved.

(2) It is necessary and proper in the public interest and to aid in the enforcement of the Federal Power Act to require Ohio Electric Company, within fifteen (15) days of the issuance of this order, to file a supplement to its Rate Schedule FPC No. 1 in conformance with the terms of the proposed Stipulation and Agreement and Appendix A thereto.

The Commission orders. (A) The proposed Stipulation and Agreement filed in this proceeding on July 17, 1975, as a settlement of the issues involved herein is hereby approved and adopted.

(B) Ohio Electric Company shall file, within fifteen (15) days of the issuance of this order, a supplement to its Rate Schedule FPC No. 1 in conformance with the terms of the proposed Stipulation and Agreement and Appendix A thereto.

(C) The Secretary shall cause prompt publication of this order to be issued in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-22770 Filed 8-27-75;8:45 am]

[Docket No. RP73-108 (AP75-1)]

PANHANDLE EASTERN PIPE LINE CO.

Order Approving Settlement Agreement Subject to Condition

AUGUST 20, 1975.

On May 21, 1975, Panhandle Eastern Pipe Line Company (Panhandle) filed a Stipulation and Agreement dated May 19, 1975, which proposes to settle all issues relating to the advance payments in this proceeding. On December 13, 1974, Panhandle filed to track advance payments pursuant to their tracker provisions in Docket No. RP73-108 in which the Order Approving Rate Settlement was issued August 30, 1974. On January 31, 1975, the Commission ordered that nine of the advance payments, which are subject to Order Nos. 465 and 499, be set for formal hearing, since the advances had not been shown to be reasonably related to producer costs incurred within a reasonable time from the date the advances were proposed to be included in rate base. On April 17, 1975, a settlement conference was held in an effort to resolve the remaining issues. As a result, Panhandle submitted the proposed Stipulation and Agreement which conditions the subject advances to effectively comply with Order Nos. 465 and 499. At the June 19, 1975 hearing the proposed Stipulation and Agreement was received into evidence with exhibits and the prepared testimony of Panhandle's witness offered in support of the settlement. Staff also stated its support of the settlement proposal at the hearing. On June 24, 1975, the Presiding Administrative Law Judge certified to the Commission the proposed settlement agreement.

The Stipulation and Agreement resolves the remaining issues arising out of three of the advances: one under an agreement with Exeter Oil Company, dated August 19, 1974; one under an agreement with Joseph I. O'Neill, Jr., dated August 12, 1974; and one with Panhandle Western Gas Company, dated March 14, 1974. Article I of the Stipulation and Agreement summarizes the advance payments and the proceedings herein. Article II sets forth the advances [1] from which Staff has withdrawn objection, two of which, however, are conditioned in Articles III and IV.

The two advances conditioned under Articles III and IV were made pursuant to agreements with Joseph I. O'Neill, Jr., dated August 12, 1974, and Panhandle Western Gas Company, dated March 14, 1974. Neither agreement provided for repayment of the advance in the event there was no production from the well involved, as required by Order No. 499. The Articles stipulate that the inclusion in Account 166 of the amounts advanced is conditioned so as to require removal of the balance of any advance after five years from the date of each advance if production does not commence from the acreage committed to Panhandle pursuant to the advance payment agreements of August 12, 1974 and March 14, 1974,[2] within five years of the date of that agreement. The conditions are in compliance with the repayment conditions of Order No. 499.

Article V concerns the $2,000,000 advance made on September 24, 1974, to Exeter Oil Company (Exeter) under an agreement dated August 19, 1974. The Exeter agreement provides for repayment from 50 percent of production. If the repayments out of production in a given year do not total $400,000, then the unpaid balance of that amount is due on February 28, beginning February 28, 1975. Complete repayment of the $2,000,000 is assured by February 28, 1979, four and one half years after the advance was made. In addition, Article V permits the inclusion of the $2,000,000 advance in Panhandle's rate base on the condition that Panhandle refund any and all carrying charges collected during the time the advance or any portion of it is included in the rate base which are in excess of 32.425 percent of the amounts actually spent by Exeter on exploration, development and production.

Article VI states that before the Stipulation and Agreement becomes effective the Commission shall enter an order approving and waiving compliance by Panhandle with the Commission's Rules and Regulations as necessary to carry out the agreement. Further, said order shall provide that the rate increases filed on December 13, 1974, be permitted to become effective as of February 2, 1975, without suspension or conditions other than those specified therein.

Article VII states no party shall be bound or prejudiced by the agreement unless it is approved in accordance with Article VI.

Our review of the proposed settlement and the related record indicates that it is a reasonable and appropriate resolution of the issues in this proceeding in the public interest and that, accordingly, it should be adopted as hereinafter ordered and conditioned.

The Commission finds. The proposed settlement of this proceeding, dated May 19, 1975, as filed by Panhandle with the Commission on May 21, 1975, should be approved, as hereinafter ordered and conditioned.

The Commission orders. (A) The proposed settlement, dated May 19, 1975, and filed by Panhandle on May 21, 1975, is incorporated herein by reference and made a part hereof and is approved and adopted to be effective as of February 2, 1975, with a condition that the corrections set forth in footnote 2, supra, be made, as hereinafter ordered in Ordering Paragraph (B).

(B) Article IV of the Stipulation and Agreement, filed May 21, 1975, by Panhandle shall be corrected as follows: the date of the Panhandle Western agreement given as July 12, 1974 shall be changed to read March 14, 1974 and the date five years from the time of the agreement given as July 12, 1979 shall be changed to read March 14, 1979.

(C) This order is without prejudice to any findings or orders which have been made or which may hereafter be made by the Commission and is without prejudice to any claims or contentions which may be made by the Commission, its Staff, Panhandle, or by any other party

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[1] H&L Operating Co., agreement dated January 17, 1974; H&L Operating Co., agreement dated October 11, 1973; Joseph I. O'Neill, Jr., agreement dated August 12, 1974; Panhandle Western Gas Co., agreement dated March 14, 1974; William Gruenerwald, agreement dated May 8, 1974; Zoller & Danneburg, Inc., agreement dated July 16, 1973; W. B. Osborn, Jr., agreement dated August 15, 1973; and May Petroleum, Inc., agreement dated July 12, 1974.

[2] It is noted that under Article IV of the Stipulation and Agreement, the date of the Panhandle Western agreement is given as July 12, 1974. This date is incorrect and should be corrected to read March 14, 1974. Also, under Article IV, July 12, 1979, is given as the time five years after the agreement was dated. This should be corrected to read March 14, 1979.

or person affected by this order in any proceeding now pending or hereinafter instituted by or against Panhandle or any other person or party.

(D) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-22771 Filed 8-27-75;8:45 am]

[Docket Nos. CI75-110 and CI75-145]

PHILLIPS PETROLEUM CO. AND KERR-McGEE CORP.

Order Consolidating Proceedings, Granting Intervention, Establishing Procedures, and Setting Hearing Date

AUGUST 19, 1975.

Phillips Petroleum Company (Phillips) and Kerr-McGee Corporation (Kerr-McGee)—jointly referred to as "Applicants"—request authorizations [1] to abandon their sales of gas to Tennessee Gas Pipeline Company, a Division of Tenneco Inc. (Tennessee) from the Hog Bayou Field, Offshore Cameron Parish, South Louisiana Area.

Petitions to intervene in opposition to the proposed abandonments were filed by Tennessee on September 24, 1974, and October 11, 1974, in Docket Nos. CI75-110 and CI75-145, respectively. Tennessee requests formal hearing, contending that the reserves have been dedicated to it by the February 6, 1953, contract, and that it is in its own interest and in the public interest for these reserves to remain so dedicated. Furthermore, Tennessee states that it has a substantial and direct economic and legal interest that will be affected by the proposals. Columbia Gas Transmission Corporation (Columbia) filed on September 23, 1974(in Docket No. CI75-110), and October 11, 1974 (in Docket No. CI75-145), petitions to intervene requesting formal hearing in Docket No. CI75-145 (it did not request a formal hearing in Docket No. CI75-110), indicating that the subject proceedings may affect gas service to Columbia since it is presently purchasing substantial volumes of gas from Tennessee. On September 24, 1974, and October 11, 1974, Michigan Wisconsin Pipe Line Company (Mich-Wisc) filed in Docket Nos. CI75-110 and CI75-145, respectively, petitions to intervene in support of the applications, stating that the proposed abandonments will not result in the diversion of any gas from the interstate market and that the abandonments should be granted. Mich-Wisc also filed in the subject dockets, on February 18, 1975, motions for expedited hearings for the approval thereof and requested that Tennessee be ordered to restore to Mich-Wisc all gas purchased by Tennessee from the subject reserves involving the shallow depths, on and after November 1, 1974.

Phillips states that it was issued a certificate of public convenience and necessity in Docket No. G-16612 authorizing the sale of natural gas to Tennessee from reservoirs located down to a depth of 10,000 feet below sea level underlying certain leases in the Hog Bayou Field pursuant to the terms of an agreement between it and Niagara Gas Transmission Limited (predecessor in interest to Tennessee) dated February 6, 1953, on file as Phillips' FPC Gas Rate Schedule No. 330. It further states that said agreement expired by its own terms on November 1, 1974. Phillips relates that subsequently its interest in all gas underlying said Hog Bayou Field leases down to a depth of 15,000 feet below sea level was committed to American Louisiana Pipe Line Company—predecessor in interest to Mich-Wisc—subject to the reservation of quantities of gas required to satisfy the prior commitment to Tennessee. Phillips states that the gas is committed to Mich-Wisc by contract dated March 5, 1965, as amended September 27, 1965, on file as its FPC Gas Rate Schedule No. 411.

Kerr-McGee states that the Commission by order accompanying Opinion No. 470 (34 FPC 486) authorized in Docket No. G-16719 the continuation of the sale and delivery of natural gas to Tennessee from reservoirs underlying certain leases in the Hog Bayou Field, pursuant to the terms of an agreement dated February 6, 1953, between Kerr-McGee and the predecessor in interest to Tennessee, on file as Kerr-McGee's FPC Gas Rate Schedule No. 57. According to Kerr-McGee its agreement with Tennessee expired on November 1, 1974, after which the gas subject to said agreement was dedicated to Mich-Wisc under a contract on file as Kerr-McGee's FPC Gas Rate Schedule No. 85. Accordingly, it requests permission and approval to abandon the sale of gas to Tennessee as of November 1, 1974.

Pending Commission action on their proposed abandonment applications, Kerr-McGee and Phillips have entered into agreements dated October 22, 1974, to establish a contractual basis for continuing the sales of gas to Tennessee. The agreements have been accepted for filing as Supplement No. 22 to Kerr-McGee's FPC Gas Rate Schedule No. 57 and Supplement No. 22 to Phillips' FPC Gas Rate Schedule No. 330, effective November 1, 1974.

There is no question in these instant proceedings of gas being removed from the interstate to intrastate markets.

The Commission finds. (1) There is good cause to consolidate these proceedings.

(2) The interventions of the above parties in these proceedings may be in the public interest.

(3) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Natural Gas Act that the issues in these proceedings be scheduled for hearing in accordance with the procedures set forth below.

The Commission orders. (A) The proceedings in Docket Nos. CI75-110 and CI75-145 are hereby consolidated.

(B) The above parties are hereby permitted to intervene in this proceeding, subject to the Rules and Regulations of the Commission; *Provided, however,* That the participation of such interveners shall be limited to matters affecting asserted rights and interests as specifically set forth in said petitions for leave to intervene; and *Provided, further,* That the admission of said interveners shall not be construed as recognition by the Commission that they might be aggrieved by any order or orders of the Commission entered in this proceeding.

(C) Pursuant to the Authority of the Natural Gas Act, particularly Section 7 and 15 thereof, the Commission's Rules of Practice and Procedure, and the Regulations under the Natural Gas Act, a public hearing shall be held on September 23, 1975, at 10 a.m. (e.d.t.) in a hearing room of the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426.

(D) On or before September 8, 1975, all Applicants and any supporting parties shall file with the Commission and serve upon all parties, including Commission Staff, their testimony and exhibits in support of their positions.

(E) An Administrative Law Judge to be designated by the Chief Administrative Law Judge—See Delegation of Authority, 18 CFR 3.5(d)—shall preside at, and control this proceeding in accordance with the policies expressed in the Commisison's Rules of Practice and Procedure and the purposes expressed in this order.

By the Commission.

[SEAL] KENNETH F. PLUMB, *Secretary.*

[FR Doc.75-22772 Filed 8-27-75;8:45 am]

[Docket No. ER76-54]

PUGET SOUND POWER AND LIGHT CO.

Filing of Exchange Agreement

AUGUST 19, 1975.

Take notice that on August 4, 1975, Puget Sound Power and Light Company (Puget Sound), tendered for filing an Exchange Agreement, dated June 1, 1975, between it and Utah Power and Light Company (Utah) in which Puget and Utah will exchange capacity and energy which Puget states will be of equal quantity and value. Under the agreement, Puget will make available to Utah Firm Capacity and Energy of specified amounts during three summer months of each year beginning with 1975 through and including 1979. Utah will make available to Puget the same electrical energy of specified amounts during four winter months of each year beginning with 1975 through and including 1981. Puget states that in addition to the energy exchanged, Utah will compensate Puget for capacity made available at a

[1] Phillips' application in Docket No. CI75-110 was filed August 16, 1974, together with a notice of cancellation dated August 12, 1974, which is tentatively designated as Supplement No. 21 to Phillips' FPC Gas Rate Schedule No. 330. Kerr-McGee's application in Docket No. CI75-145 was filed September 9, 1974, together with a notice of cancellation dated September 5, 1974, which is tentatively designated as Supplement No. 21 to Kerr-McGee's FPC Gas Rate Schedule No. 57.

rate of $2.00 per kilowatt-month, which is a negotiated rate with no special cost-of-service studies prepared in connection with it.

Puget requests that, since service under the Agreement commenced June 1, 1975, the requirement for prior notice be waived and the effective date for service under the Agreement be made retroactive to June 1, 1975.

Any person desiring to be heard or to protest said filing should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, NE., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 1, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-22773 Filed 8-27-75;8:45 am]

[Docket No. ER-76-20]

SUPERIOR WATER, LIGHT AND POWER CO.

Filing and Suspending Proposed Rate Changes, Denying Waiver, Establishing Hearing and Consolidating Proceeding

AUGUST 21, 1975.

On July 23, 1975, Superior Water, Light and Power Company (Superior) tendered for filing a proposed increase in rates[1] to its single sale for resale customer, Dahlberg Light and Power Company (Dahlberg). The proposed rate schedule would increase revenues from Dahlberg by less than $1,000,000 and is sought to recover a proportionate share of the increase in Superior's cost of power purchased from its parent company, Minnesota Power and Light Company (MP&L) due to MP&L's proposed rate increase in Docket No. E-9502,[2] and to raise the rate of return on the investment necessary to serve its jurisdictional customer on an acceptable level.

Public notice of Superior's filing was issued on July 31, 1975, with protests or petitions to intervene due on or before August 12, 1975. To date no responses have been received. Superior requested waiver of Section 35.13(b)(5)(i) and that the proposed rate schedule become effective on August 22, 1975.

We note that Superior states as support for its proposed increase in rates that said increase is necessary to "maintain equity earnings and attract new capital investment at a fair cost to the Company," and "to maintain Superior's financial integrity." Superior states further that the increase is designed to produce a required 10% composite return on rate base "necessary in order to preserve the financial health of Superior and permit the Company to borrow capital at reasonable cost," and that the Company hopes to issue approximately $3,500,000 of first mortgage bonds in the near future, if possible before the end of 1975.

All parties submitting evidence in this case should therefore address the issues raised by the Company's statements, including but not limited to the reasonableness of Superior's alleged financing requirements, how their recommended rate of return will permit Superior to meet those requirements, and the meaning of the phrase "fair cost." Rate of return witnesses in this proceeding should further address themselves to Superior's statements (1) that it requires a minimum return on common equity of 15.5–16.0% producing an overall rate of return on rate base of 10%, (2) that its interest coverage ratio is below minimum to finance $3,500,000 of first mortgage bonds in the near future, (3) that it is a wholly-owned subsidiary of Minnesota Power and Light Company, (4) that it presently has a rate increase to Dahlberg pending before the Commission in Docket No. E-8953, (5) that the test year cost of purchased power from MP&L reprequests an 8% increase over the annualized test year purchased power expense, and (6) that its annualized rate of return from service to Dahlberg is 7.08 percent which Superior seeks to increase to 10.4 percent to cure an alleged revenue deficiency of $81,800.

Cost-of-service witnesses in this proceeding should further address themselves to Superior's (1) direct assignment of transmission facilities and related costs, (2) reclassification of per books transmission facilities and costs to distribution, (3) separation of the transmission function into various subfunctions reflecting voltage or service levels for allocation purposes, and (4) flow-through of additional depreciation for income tax purposes.

By order issued July 18, 1975, the Commission issued an order in Minnesota Power & Light Company, Docket Nos. E-9499 and E-9502 requiring MP&L to file substitute tariff sheets with revised rates to Superior, its subsidiary, reflecting elimination of costs relating to construction work in progress in rate base. Accordingly, we shall require Superior to file substitute tariff sheets reflecting revised rates from its supplier, MP&L.

Our review indicates that the major portion of the proposed rate increase of Superior in the instant submittal is intended to track the recent rate increase filing of its parent company MP&L in Docket No. E-9502. This filing is now pending before the Commission, and since the instant submittal will involve matters similar to those currently pending in Docket Nos. E-9502 and E-9499, it is appropriate that this proceeding be consolidated with Docket Nos. E-9499 and E-9502 for purposes of hearing and decision.

The proposed changes in Superior's existing Rate Schedule W-3 in its sale-for-resale service to Dahlberg Light and Power Company, tendered herein by Superior, have not been shown to be just and reasonable and may be unjust, unreasonable, unduly discriminatory or otherwise illegal. Accordingly, we shall deny Superior's request for waiver, and accept Superior's proposed changes for filing, suspend their effectiveness for a period of five months, and consolidate the investigation herein ordered with proceedings in Docket Nos. E-9499 and E-9502 for purposes of hearing and decision.

The Commission finds. (1) It is necessary and proper in the public interest and to aid in the enforcement of the provisions of the Federal Power Act that the Commission enter upon a hearing concerning the lawfulness of the rates and charges contained in Superior's revised rate schedule proposed in this docket and that the tendered rate schedule be suspended as hereinafter provided.

(2) Good cause exists to consolidate the investigation ordered herein with proceedings in Docket Nos. E-9499 and E-9502.

The Commission orders. (A) An investigation pursuant to Sections 205 and 206 of the Federal Power Act shall be instituted with the instant filing to be consolidated with those now pending before the Commission in Docket Nos. E-9499 and E-9502 for purposes of hearing and decision, with the procedural dates as established therein to govern.

(B) Pending a hearing and a decision thereon, Superior's proposed changes in its rates and charges, tendered on July 23, 1975, are accepted for filing, and suspended for five months, the full statutory term, the use thereof deferred until January 22, 1976, subject to refund, and subject to the condition set forth in Ordering Paragraph D below.

(C) Superior's request for waiver of the notice requirements of the Commission's Regulations is hereby denied.

(D) Superior shall submit within 30 days from the action taken hereon, revised tariff sheets reflecting revised rates from its supplier, MP&L as a result of this Commission's order issued July 18, 1975, in Docket Nos. E-9499 and E-9502.

(E) Nothing contained herein shall be construed as limiting the rights of parties to this proceeding regarding the convening of conferences or offers of settlement pursuant to Section 1.18 of the Commission's Rules of Practice and Procedure.

(F) The Secretary shall cause prompt publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] KENNETH F. PLUMB,
Secretary.

[FR Doc.75-22774 Filed 8-27-75;8:45 am]

[1] Designated as Supplement No. 3 to Rate Schedule FPC No. 12 (supercedes Supplement No. 2 to FPC No. 12).

[2] MP&L's increase was suspended for 30 days to become effective August 18, 1975. See the Commission's Order dated July 14, 1975, in Docket Nos. E-9499 and E-9502.

[Docket No. RP76-6]

UTAH GAS SERVICE CO.

Tariff Change

AUGUST 20, 1975.

Take notice that on August 7, 1975, Utah Gas Service Company (Utah) tendered for filing Original Sheet No. 18A to its FPC Gas Tariff, Original Volume No. 1, to pass through increases in its costs under its gas supply contracts to Northwest Pipeline Corporation (Northwest), served under Special Rate Schedule No. X-1. Utah estimates the annual revenues at the increased rates (including the transportation charge and Btu adjustment) at $245,350.

Utah states that on July 18, 1975, in Docket No. CP74-82, the Commission amended the order issued May 28, 1974, in that docket to permit Utah to pass on increases in costs under its gas supply contracts.

Utah states that deliveries under the limited-term certificate authorization granted by the order issued May 28, 1974, commenced on July 18, 1974. Utah states that prior to that date the Commission issued Opinion No. 699 with an effective date of June 21, 1974. Utah states that Opinion No. 699 was subsequently modified restroactively to June 21, 1974, by Opinion No. 699-H. Utah states that although Opinion No. 699 and Opinion No. 699-H do not apply directly to sellers from whom Utah purchases gas, Utah's gas supply contracts require Utah to increase the prices paid to its suppliers to any higher rate allowed by the Commission for gas delivered in the same area. Utah states that it has been paying such higher rate effective from June 21, 1974. Utah states that the amendment under which the present filing is made is effective only as of the date of the July 18, 1975, order.

Accordingly, Utah proposes an effective date of July 18, 1975, and requests that the Commission waive its rules and regulations to permit such an effective date.

Utah states that a copy of this letter and its enclosures has been mailed to Northwest.

Any person desiring to be heard or to protest said application should file a petition to intervene or protest with the Federal Power Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426, in accordance with Sections 1.8 and 1.10 of the Commission's Rules of Practice and Procedure (18 CFR 1.8, 1.10). All such petitions or protests should be filed on or before September 5, 1975. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a petition to intervene. Copies of this application are on file with the Commission and are available for public inspection.

KENNETH F. PLUMB,
Secretary.

[FR Doc.75-22780 Filed 8-27-75;8:45 am]

GENERAL ACCOUNTING OFFICE

FEDERAL COMMUNICATIONS COMMISSION; REGULATORY REPORTS REVIEW

Receipt of Report Proposals

The following requests for clearance of reports intended for use in collecting information from the public were received by the Regulatory Reports Review Staff, GAO, on August 1, 1975. See 44 U.S.C. 3512(c) & (d). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public of such receipt.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; and the frequency with which the information is proposed to be collected.

Written comments on the proposed FCC forms are invited from all interested persons, organizations, public interest groups, and affected businesses. Because of the limited amount of time GAO has to review the proposed forms, comments (in triplicate) must be received on or before August 29, 1975, and should be addressed to Mr. Carl F. Bogar, Assistant Director, Office of Special Programs, United States General Accounting Office, Room 5216, 425 I Street, NW., Washington, D.C. 20548.

Further information may be obtained from Patsy J. Stuart of the Regulatory Reports Review Staff, 202-376-5425.

FEDERAL COMMUNICATIONS COMMISSION

Request for an extension (no change) of FCC Form 801, Application for Ship Radio Inspection. The use of this form is required by Section 83.46 of the Commission's Rules. FCC Form 801 is required to be filed when applying for the annual inspection of radio stations on board ships subject to the provision of part II of Title III of the Communication's Act or to the radio provisions of the Safety Convention. It is estimated that respondent burden would average five minutes per response. The FCC receives approximately 1400 applications annually.

Request for clearance of an extension (no change) of FCC Form 130-A, Notice of Frequency Assignment to Earth Station-Receiving. The use of this form is required by Section 2.603(a) of the Commission's Rules and ITU Radio Regulation No. 639BA. This form is filed by operators of satellite systems to notify the International Frequency Registration Board of the International Telecommunications Union of the frequency assignment to a receiving earth station. This form is filed if the use of the frequency concerned is capable of causing harmful interference to any service of another administration; if the frequency is to be used for international radiocommunications; or if it is desired to obtain international recognition of the use of the frequency. It is estimated that respondent burden would average one hour per response. The FCC receives approximately 125 notices annually.

Request for clearance of an extension (no change) of FCC Form 130-B, Notice of Frequency Assignment to Space Station—Receiving. The use of this form is required by Section 2.603(a) of the Commission's Rules and ITU Radio Regulation No. 639 BA. This form is filed by operators of satellite systems to notify the International Frequency Registration Board of the International Telecommunications Union of the frequency assignment to a receiving space station. This form is filed if the use of the frequency concerned is capable of causing harmful interference to any service of another administration; if the frequency is to be used for international radiocommunications; or if it is desired to obtain international recognition of the use of the frequency. It is estimated that respondent burden would average one hour per response. The FCC receives approximately 125 notices annually.

Request for clearance of an extension (no change) of FCC Form 130-E, Notice of Frequency Assignment to Earth Station—Transmitting. The use of this form is required by Section 2.603(a) of the Commission's Rules and ITU Radio Regulation No. 639 BA. This form is filed by operators of satellite systems to notify the International Frequency Registration Board of the International Telecommunications Union of the frequency assignment to a transmitting earth station. This form is filed if the use of the frequency concerned is capable of causing harmful interference to any service of another administration; if the frequency is to be used for international radiocommunications; or if it is desired to obtain international recognition of the use of the frequency. It is estimated that respondent burden would average one hour per response. The FCC receives approximately 125 notices annually.

Request for clearance of an extension (no change) of FCC Form 130-S, Notice of Frequency Assignment to Space Station—Transmitting. The use of this form is required by Section 2.603(a) of the Commission's Rules and ITU Radio Regulation No. 639 BA. This form is filed by operators of satellite systems to notify the International Frequency Registration Board of the International Telecommunications Union of the frequency assignment to a transmitting space station. This form is filed if the use of the frequency concerned is capable of causing harmful interference to any service of another administration; if the frequency is to be used for international radiocommunications; or if it is desired to obtain international recognition of the use of the frequency. It is estimated that respondent burden would average one hour per response. The FCC receives approximately 125 notices annually.

Request for clearance of an extension (no change) of FCC Form 401, Application for New or Modified Common Carrier Radio Station Construction Permit under Parts 21 and 25. The use of this form is required by Sections 21.14 and 25.390(d) of the Commission's Rules. FCC Form 401 is required to be filed

when applying for an authorization to construct a new Common Carrier Radio Station, to make changes in a licensed station that require a construction permit, to modify an existing construction permit, and for a developmental class of station in the Communication-satellite service. It is estimated that respondent burden would range from a minimum of one hour when applying for an individual mobile unit authorization to a maximum of 25 hours when applying for a base station authorization. The FCC receives approximately 7,000 applications annually.

Request for an extension (no change) of FCC Form 407, Application for Radio Station Construction Permit for Part 23. The use of this form is required by Section 23.50 of the Commission's Rules. FCC Form 407 is required to be filed when applying for a new or modified radio station construction permit for stations in the International Fixed Public Radiocommunications Services. It is estimated that respondent burden would average 45 minutes per response. The FCC receives approximately 10 applications annually.

Request for an extension (no change) of FCC Form 704, Application for Consent to Transfer of Control of Corporation Holding Common Carrier Radio Station Construction Permit or License. The use of this form is required by Section 21.14(h) of the Commission's Rules. FCC Form 704 is required to be filed when a construction permit or license, or the control of a corporation holding such permit or license, is to be transferred as a result of a voluntary act (contract or other agreement) or an involuntary act (death or legal disability) of the grantee of a permit or station license, or by involuntary assignment of the physical property of the station pursuant to a court decree in bankruptcy proceedings, or other court order, or by operation of law in any other manner. It is estimated that respondent burden would average 8 hours per response. The FCC receives approximately 125 applications annually.

Request for an extension (no change) of FCC Form 753-C, Statement of Immediate Need of Permit for Safety Purposes. This form is to accompany FCC Form 753, Application for Restricted Radiotelephone Operator Permit, when needed immediately for safety purposes pursuant to Section 13.11(b)(ii) of the Commission's Rules. It is estimated that respondent burden would average 6 minutes per response. The FCC receives approximately 30,000 forms annually.

Request for an extension (no change) of FCC Form 753, Application for Restricted Radiotelephone Operator Permit by Declaration. This form is to be filed by applicants when making application for a restricted radiotelephone operator permit pursuant to Section 1.83 of the Commission's Rules. It is estimated that respondent burden would average six minutes per response. The FCC receives approximately 125,000 applications annually.

NORMAN F. HEYL,
Regulatory Reports Review Officer.

[FR Doc.75-22912 Filed 8-27-75;8:45 am]

INTERSTATE COMMERCE COMMISSION; REGULATORY REPORTS REVIEW

Receipt of Report Proposal

The following request for clearance of a report intended for use in collecting information from the public was received by the Regulatory Reports Review Staff, GAO on July 23, 1975. See 44 U.S.C. 3512 (c) & (d). The purpose of publishing this notice in the FEDERAL REGISTER is to inform the public of such receipt.

The notice includes the title of the request received; the name of the agency sponsoring the proposed collection of information; the agency form number, if applicable; and the frequency with which the information is proposed to be collected.

Written comments on the proposed ICC form are invited from all interested persons, organizations, public interest groups, and affected businesses. Because of the limited amount of time GAO has to review the proposed form, comments (in triplicate) must be received on or before August 18, 1975, and should be addressed to Mr. Carl F. Bogar, Assistant Director, Office of Special Programs, United States General Accounting Office, Room 5216, 425 I Street, NW., Washington, D.C. 20548.

Further information may be obtained from the Regulatory Reports Review Officer, 202-376-5425.

INTERSTATE COMMERCE COMMISSION

Request for clearance of a new form for one time use only, ACC-43, Terminal Property and Cargo Loss and Damage Expense Distribution. Form is to be filed by approximately 750 Motor Carriers who derive 75 percent or more of their revenues from the intercity transportation of general commodities, the so-called "Instruction 27 carriers." Data is needed in order for the Commission to allocate properly 1974 annual report data for various terminal activity expenses to other services for cost purposes in Highway Formulas A and B. Reporting by respondents is estimated to require 16 hours.

NORMAN F. HEYL,
Regulatory Reports Review Officer.

[FR Doc.75-22913 Filed 8-27-75;8:45 am]

GENERAL SERVICES ADMINISTRATION

NATIONAL HEALTH RESOURCES ADVISORY COMMITTEE

Meeting

Notice is hereby given, pursuant to the Federal Advisory Committee Act, Pub. L. 92-463, that the next meeting of the Presidentially-appointed National Health Resources Advisory Committee will be held October 16-17, 1975, at the International Hotel, at John F. Kennedy International Airport, Jamaica, New York 11430.

The subject of the meeting will be Airport/Community Emergency Medical Preparedness. It will review the current status nationwide of joint airport/community planning designed to ensure an adequate emergency medical response to the needs created by emergencies at airports and in their environs. This meeting will be a followup on the Committee's initial meeting on this topic which was held at O'Hare Airport in Chicago, Illinois, on October 11-12, 1973. It will evaluate the progress made since that time and will update the findings, conclusions, and recommendations in the Committee's report based on that meeting.

Officials of Federal, State, and local governments will participate in the meeting as well as airport managers, and representatives of airlines and related agencies and associations in the private sector.

The meeting will be open to the public from 9 a.m. to 5 p.m. on October 16-17, 1975. (On October 18, 1975, the JFK Airport will conduct a simulated disaster exercise to which attendees of the National Health Resources Advisory Committee meeting are invited.)

In order to facilitate planning, persons who will attend are asked to notify Fredrick J. Haase, Staff Director, Telephone No. 202/343-4541, as soon as possible.

Dated: August 19, 1975.

LESLIE W. BRAY, Jr.,
Director, Federal Preparedness Agency, General Services Administration.

[FR Doc.75-22889 Filed 8-27-75;8:45 am]

INTERNATIONAL BOUNDARY AND WATER COMMISSION UNITED STATES AND MEXICO

IMPROVEMENTS NEEDED FOR RIO GRANDE CANALIZATION PROJECT, NEW MEXICO AND TEXAS

Completion and Availability of Final Environmental Statement

Pursuant to Section 102(2)(C) of the National Environmental Policy Act of 1969, notice is hereby given that the United States Section, International Boundary and Water Commission, has completed a final statement which discusses environmental considerations relating to the improvements needed for the Rio Grande Canalization Project, New Mexico and Texas.

The final statement, concerning a plan which consists of construction by the United States Section for increasing the height of 14,600 feet of levees, constructing 12,185 feet of new levee, and widening of 12,700 feet of normal flow channel

in Dona Ana County, New Mexico and El Paso County, Texas, was transmitted to the Council on Environmental Quality on August 13, 1975.

A copy of the final statement, along with copies of comments received from other agencies and interested groups, is being placed in the office of the Country Director for Mexico, Room 3906–A, Department of State, 21st Street and Virginia Avenue NW., Washington, D.C., and in the office of the Chief of Planning and Reports, United States Section, International Boundary and Water Commission, 4110 Rio Bravo, El Paso, Texas.

Copies of the final statement, dated August 13, 1975, can be obtained from J. J. Vandertulip, Chief of Planning and Reports, United States Section, International Boundary and Water Commission, Post Office Box 20003, El Paso, Texas 79998.

Copies of the final environmental statement have been sent to various Federal, State and local agencies as outlined in the Council on Environmental Quality Guidelines.

Done at El Paso, Texas, this 20th day of August 1975.

FRANK P. FULLERTON,
Special Legal Assistant.

[FR Doc.75–22897 Filed 8–27–75;8:45 am]

NATIONAL ADVISORY COUNCIL ON THE EDUCATION OF DISADVANTAGED CHILDREN

MEETING

Notice is hereby given, pursuant to Pub. L. 92–463, that the next meeting of the National Advisory Council on the Education of Disadvantaged Children will be held on September 11, 1975, from 4:30 p.m.–7:30 p.m., and on September 12, 1975, from 8:00 a.m.–5:00 p.m. The meeting on September 11, will be held at the Ramada Inn, in Cortez, Colorado. Site visits are scheduled for September 12, in Montezuma Creek, Utah.

The National Advisory Council on the Education of Disadvantaged Children is established under section 148 of the Elementary and Secondary Act (20 U.S.C. 2411) to advise the President and the Congress on the effectiveness of compensatory education to improve the educational attainment of disadvantaged children.

The purpose of the meeting is to discuss the Early Childhood Education Draft and the NIE Compensatory Education Draft. The site visit will include observing Title I Programs on an Indian Reservation.

Because of limited space, all persons wishing to attend should call for reservations by September 5, 1975, Area Code 202/382–6945.

Records shall be kept of all Council proceedings and shall be available for public inspection at the Office of the National Advisory Council on the Education of Disadvantaged Children, located at 425 Thirteenth Street, NW., Suite 1012, Washington, D.C. 20004.

Signed at Washington, D.C., on August 25, 1975.

ROBERTA LOVENHEIM,
Executive Director.

[FR Doc.75–22870 Filed 8–27–75;8:45 am]

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

MUSIC ADVISORY PANEL (COMPOSER/LIBRETTIST)

Meeting

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92–463), notice is hereby given that a meeting of the Music Advisory Panel (Composer/Librettist) to the National Council on the Arts will be held on September 18–21, 1975 at the Columbia Plaza Office building, 2401 E Street, NW., Washington, D.C. On September 18 and 19, the meeting will be held from 9:30 a.m.–5:30 p.m.; on September 20, it will be held from 10:00 a.m.–6:00 p.m.; on September 21, it will be held from 10:00 a.m.–3:00 p.m.

A portion of this meeting will be open to the public on September 19 from 9:30 a.m.–12:30 p.m. on a space available basis. Accommodations are limited. During the open session there will be a policy discussion and discussion on the FY '77 Guidelines.

The remaining sessions of this meeting on September 18, 19, from 1:00 p.m.–5:30 p.m., and September 20, 21 are for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman published in the FEDERAL REGISTER of June 16, 1975, these sessions, which involve matters exempt from the requirements of public disclosure under the provisions of the Freedom of Information Act (5 U.S.C. 552(b), (4) and (5), will not be open to the public.

Further information with reference to this meeting can be obtained from Mrs. Eleanor A. Snyder, Acting Advisory Committee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call (202) 634–6110.

ROBERT M. SIMS,
Administrative Officer, National Endowment for the Arts, National Foundation on the Arts and the Humanities.

[FR Doc.75–22874 Filed 8–27–75;8:45 am]

MUSIC ADVISORY PANEL (CHORAL)

Meeting

Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92–463), notice is hereby given that a meeting of the Music Advisory Panel (Choral) to the National Council on the Arts will be held on September 12, 13, 1975 from 9:30 a.m.–5:30 p.m. in the 14th floor conference room of Columbia Plaza Office building, 2401 E Street, NW., Washington, D.C.

The purpose of this meeting is for a policy discussion on the Choral section. The meeting will be open to the public on a space available basis. Accommodations are limited. Further information can be obtained from Mrs. Eleanor A. Snyder, Acting Advisory Committee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call (202) 634–6110.

ROBERT M. SIMS,
Administrative Officer, National Endowment for the Arts, National Foundation on the Arts and the Humanities.

[FR Doc.75–22875 Filed 8–27–75;8:45 am]

PUBLIC MEDIA ADVISORY PANEL

Meeting

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Public Law 92–463), notice is hereby given that a meeting of the Public Media Advisory Panel to the National Council on the Arts will be held on September 13–15, 1975 at the Columbia Plaza Office building, 2401 E Street, N.W., Washington, D.C. On September 13, the meeting will be held from 9:00 a.m.–5:30 p.m. in the 13th floor conference room; on September 14 and 15, the meeting will be held in the 14th floor conference room.

A portion of this meeting will be open to the public on September 15 from 2:30 p.m.–5:30 p.m. on a space available basis. Accommodations are limited. The open session will be for the purpose of a discussion on the FY 1977 Guidelines.

The remaining sessions of this meeting on September 13, 14 and September 15 from 9:00 a.m.–2:30 p.m. are for the purpose of Panel review, discussion, evaluation, and recommendation on applications for financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by grant applicants. In accordance with the determination of the Chairman published in the FEDERAL REGISTER of June 16, 1975, these sessions, which involve matters exempt from the requirements of public disclosure under the provisions of the Freedom of Information Act (5 U.S.C. 552(b), (4) and (5), will not be open to the public.

Further information with reference to this meeting can be obtained from Mrs. Eleanor A. Snyder, Acting Advisory Committee Management Officer, National Endowment for the Arts, Washington, D.C. 20506, or call (202) 634–6110.

ROBERT M. SIMS,
Administrative Officer, National Endowment for the Arts, National Foundation on the Arts and the Humanities.

[FR Doc.75–22876 Filed 8–27–75;8:45 am]

PLANNING OFFICE PANEL ADVISORY COMMITTEE

Meeting

AUGUST 21, 1975.

Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463) notice is hereby given that a meeting of the Planning Office Panel will meet at Washington, D.C., on October 2 and 3, 1975 from 9:00 a.m. to 5:30 p.m.

The purpose of the meeting is to review Youthgrants in the Humanities applications submitted to the National Endowment for the Humanities for project grant awards.

Because the proposed meeting will consider financial information and personnel and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee Meetings, dated August 13, 1973, I have determined that the meeting would fall within exemptions (4) and (6) of 5 U.S.C. 552(b) and that it is essential to close the meeting to protect the free exchange of internal views and to avoid interference with operation of the Panel.

It is suggested that those desiring more specific information contact the Advisory Committee Management Officer, Mr. John W. Jordan, 806 15th Street, NW., Washington, D.C. 20506, or call area code (202) 382-8301.

JOHN W. JORDAN,
Advisory Committee Management Officer.

[FR Doc.75-22871 Filed 8-27-75;8:45 am]

NATIONAL TRANSPORTATION SAFETY BOARD

[N-AR 75-21]

ANNUAL REPORT TO CONGRESS; ACCIDENT REPORTS; RESPONSES TO SAFETY RECOMMENDATIONS

Notice of Availability and Receipt

The National Transportation Safety Board announces the release last week of the following publications:

The 1974 Annual Report to Congress, released August 19, is the Board's eighth yearly account of its transportation safety activities. The report notes the Board's requests in previous years for complete organizational independence, and the Independent Safety Board Act of 1974 which provided it. Significant safety trends in 1974 transportation statistics are graphically illustrated: downward trends in highway and pleasure boating fatalities and in general aviation accident rates; upward trends in railroad accident rates and in airline fatality rates. The report highlights significant air and surface safety recommendations and summarizes all 1974 recommendations and responses.

On August 20, the Board released 11 compilations of its reports on 1973 civil aviation accidents in various categories of type of accident, aircraft, or operation. Each of the 11 publications incorporates accident "briefs"—the Safety Board's computerized printouts of probable causes, contributing factors, and basic accident facts. Also included are tables statistically analyzing the accident briefs by cause/factor, injury, and type of accident. One publication, "Listing of Aircraft Accidents/Incidents by Make and Model—U.S. Civil Aviation 1973" (NTSB-AMM-75-1), breaks down all 1973 civil aircraft accidents by aircraft make and model. The other 10 publications cover only general, nonairline aviation. These "Briefs of Accidents" compilations are specifically entitled: "Midair Collisions" (NTSB-AMM-75-2), "Turbine Powered Aircraft" (NTSB-AMM-75-3), "Rotorcraft" (NTSB-AMM-75-4), "Weather as a Cause/Factor" (NTSB-AMM-75-5), "Alcohol as a Cause/Factor (NTSB-AMM-75-6), "Missing and Missing-Later-Recovered Aircraft" (NTSB-AMM-75-7), "Corporate/Executive Aircraft" (NTSB-AMM-75-8), "Amateur/Home Built Aircraft" (NTSB-AMM-75-9), "Air Taxi Operations" (NTSB-AMM-75-10), and "Aerial Application Operations" (cropdusting) (NTSB-AMM-75-11).

The collection of two Penn Central commuter trains at Botanical Garden Station in New York City, January 2, 1975, is the subject of the Board's railroad accident report No. NTSB-RAR-75-8, released August 21. The Safety Board determined that the probable cause of the accident was (1) the failure of the engineer of the six-car train, while operating in violation of a "stop-and-proceed" signal indication he had passed, to see the train ahead in time to stop short of a collision, and (2) the "lack of a backup system to control the train in accordance with the signal indication when the engineer failed to do so." Poor design of seats and other fixtures was cited by the Board as the cause of the 265 passenger and employee injuries sustained in the collision. Safety recommendations R-75-6 and 7, 34 and 35, prompted by investigation of this accident, were made by the Board to the Metropolitan Transportation Authority of New York on March 5 and August 7, respectively; also on August 7, recommendations R-75-36 through 38 were directed to the Federal Railroad Administration (40 FR 34202). These recommendations are reproduced in the report.

During the past week, the following letters were received by the Board from the Federal Aviation Administration in response to safety recommendations:

A-75-7: Letter of July 25 indicates that action has been initiated by FAA's Southwest Region to issue an Airworthiness Directive "aimed at improving the extremely low stick forces at aft center of gravity locations." The recommendation, issued to FAA on February 6, 1975, was to "Issue an Airworthiness Directive to require mandatory compliance with Aero Commander Service Bulletins Nos. 128, 129, and 136."

A-75-29: Letter of July 28 notes that FAA is revising Advisory Circular 135-1A, Air Taxi Aircraft Weight and Balance Control. FAA also states that Advisory Circular 120-27, Aircraft Weight and Balance Control, dated October 15, 1968, is available to the public, and that the topic of weight and balance is addressed by FAA's Accident Prevention Program in a slide and lecture presentation. (Reference 40 FR 18051)

A-75-56: Letter of July 28 indicates that FAA is developing a comprehensive lexicon of ATC terminology and expects to submit it for publication by December 1. (40 FR 29132)

A-75-54 and 55: Letter of July 28 concerns recommendations requiring (1) the taping on receipt of in-flight advisories (SIGMETS and AIRMETS) for subsequent broadcast via navigational voice aid, and (2) that Principal Air Carrier Operations Inspectors provide pilots in flight with SIGMET and other meteorological information in accordance with 14 CFR 121.601(b). (40 FR 29132) Regarding A-75-54, FAA promises changes so that broadcasts of this type will highlight the nature of the advisory and specify where the SIGMET/AIRMET weather can be anticipated. Amplifying data will be available from flight service stations on request. FAA plans to issue an air carrier operations bulletin within the next 30 days to implement A-75-55.

A-75-30 through 32: Letter of August 5 comments on FAA's (1) approval of recommendation (A-75-30) to investigate managerial and operational capabilities of replacement operators, stating that while FAA cannot now use 14 CFR 121 as an enforcement vehicle, the pending revision of Part 135 will contain provisions similar to those standards now specified in CFR 121.59 and 121.61, permitting closer alignment of commuter and scheduled air carrier surveillance; (2) belief that no additional benefits could be derived by applying 14 CFR 121.9 to replacement operators (A-75-31); and (3) efforts made to increase the effectiveness of procedures for surveillance of commuter air carriers; FAA does not agree that transfer of commuter air carrier surveillance responsibility to Air Carrier District Offices would improve safety (A-75-32). (40 FR 18051)

Two other letters have been received recently by the Board in response to earlier safety recommendations:

H-75-14, 15, and 22 through 25: Letter of August 12 from the Federal Highway Administration comments on recommendations made in the Board's report of a truck/automobile collision on I-20, Chattachoochee River Bridge, Atlanta, Georgia, August 21, 1973. (40 FR 33287) FHA agrees that there are important relationships beween land-use planning, highway facility designs, and traffic safety, and that most congestion and safety problems result from allowing new land-use developments without first evaluating and providing for their impact on existing transportation facilities. However, in view of other current research efforts into the impact of transportation facilities on land-use patterns,

FHA does not plan to undertake the major, long-term research recommended (H–75–14) by the Safety Board. Commenting on H–75–15, FHA states that highways should be designed to serve projected land uses and that major developments, such as the "Six Flags Over Georgia" amusement park, site of the accident, should not be allowed unless adequate transportation service is provided. "However, the implementation of land-use decisions is not within the purview of highway authorities," the FHA adds. Responding to recommendations H–74–22 through 24, FHA cites specific measures it has undertaken to improve safety at the Six Flags Road interchange.

R–73–25 through 27: Letter of August 12 from Auto Train Corporation of Washington, D.C., refers to an Auto Train collision with a motor truck at Hortense, Georgia, March 13, 1973. Auto Train first states, "Since we maintain fire extinguishers in all auto carriers on both levels which are readily available for use, an automatic fire extinguishing system, adaptable to a moving train, would be more problematical than the portable extinguishers. Further, from a safety standpoint, all interests would be best served by the isolation of the affected carrier and its contents to await professional fire fighting equipment which is readily available along our route." The letter further indicates, in reply to the second recommendation, that automobiles carried average "just over one-half tank per automobile or about 9–11 gallons each," and, with reference to the third recommendation, safety aspects of present Auto-Train equipment are described.

On August 20, the Safety Board replied to Federal Railroad Administration's response of July 9 to recommendations R–75–1 through 3. These recommendations were advanced to FRA in the Board's report of the derailment of an Amtrak train at Melvern, Kansas, July 5, 1974. (40 FR 32177). The Board notes that although FRA's response indicates what the railroad industry is doing in regard to "developing a joint-free turnout," it does not indicate whether FRA regards this as acceptable and ready for the general utilization that an FRA development would provide. The Board wishes to be advised of the "scope and schedule" of FRA's development of a rail connection that will eliminate stresses which contribute to rail failures or separations at the joint. Regarding recommendation R–75–2, which requested establishment of minimum standards for the size and quality of all components of track, the Board urges that FRA review the "Special Study of Proposed Track Safety Standards" (NTSB–RSS–71–2) and provide further comments and a schedule for promulgating track performance standards. Re R–75–3, the Board asks that FRA, when promulgating safety standards for passenger cars, consider the fact that batteries, which provide the power source for emergency lighting on existing passenger cars, are often dislodged or rendered ineffective when a car overturns, and that this is often the time when lighting is most required.

The Board wishes to be advised of FRA's proposed schedule of this rulemaking.

The Annual Report to Congress, compilations of the "Briefs of Accidents," and the railroad accident report are available to the general public; single copies may be obtained without charge. A $4.00 user-service charge will be made for each recommendation response, in addition to a charge of 10¢ per page for reproduction. All requests must be in writing, addressed to: Publications Unit, National Transportation Safety Board, Washington, D.C. 20594.

Multiple copies of the accident report and the compilations of "Briefs of Accidents" may be purchased from the National Technical Information Service, U.S. Department of Commerce, Springfield, Virginia 22151.

(Secs. 304(a)(2) and 307 of the Independent Safety Board Act of 1974 (Pub. L. 93–633, 88 Stat. 2169, 2172 (49 U.S.C. 1903, 1906)).

MARGARET L. FISHER,
Federal Register Liaison Officer.

AUGUST 25, 1975.

[FR Doc.75–22929 Filed 8–27–75;8:45 am]

NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice 75–58]

AD HOC ADVISORY SUBCOMMITTEE TO REVIEW PHASE 1 DEFINITION STUDIES

Establishment

Pursant to section 9(a)(2) of the Federal Advisory Committee Act (Public Law 92–463), NASA has determined that the establishment of an ad hoc advisory Subcommittee to review Phase 1 Definition Studies of the Solar Maximum Mission Payload is in the public interest in connection with the performance of duties imposed upon NASA by law. The Space Science Steering Committee, under which the Subcommittee will operate, is a NASA internal committee, composed wholly of Government employees.

The function of this Subcommittee will be to obtain the advice of the scientific community on experiments considered as candidates for flight on the mission identified by the name of the Subcommittee.

Dated: August 22, 1975.

DUWARD L. CROW,
Assistant Administrator for DOD and Interagency Affairs.

[FR Doc.75–22794 Filed 8–27–75;8:45 am]

OFFICE OF MANAGEMENT AND BUDGET

COMMISSION ON FEDERAL PAPERWORK

Cancellation of Meeting

Notice is hereby given for the cancellation of the meeting of the Commission on Federal Paperwork which appeared on Page 34204, Volume 40, No. 158 of the FEDERAL REGISTER dated August 14, 1975 and scheduled for September 4, 1975 in Room S–407, The Capitol, at 10:00 a.m.

VELMA N. BALDWIN,
Assistant to the Director for Administration.

[FR Doc.75–22830 Filed 8–27–75;8:45 am]

COMMISSION ON FEDERAL PAPERWORK

Public Meetings

Pursuant to Public Law No. 92–463, notice is hereby given of two meetings of the Task Force for planning the organization of the Commission on Federal Paperwork to be held in Room S–407, The Capitol, on September 10 and 18, 1975, at 9:00 a.m.

The meetings will be partially open to public observation and participation. The open portion of these meetings will commence at 9:00 a.m. to outline the Commission's work plans and their organizational structure. At the conclusion of this agenda, the meeting will be closed to the public to discuss matters related solely to its internal personnel practices as authorized by 5 U.S.C. 552(b)(2), and it will examine personnel and similar files, disclosure of which would constitute an unwarranted invasion of privacy within the meaning of 5 U.S.C. 552(b)(6).

Anyone wishing to attend the open portion of these meetings should contact the Commission on Federal Paperwork, Room 200, 1111 20th Street, NW., Washington, D.C. 20036, telephone (202) 254–6920.

VELMA N. BALDWIN,
Assistant to the Director for Administration.

[FR Doc.75–22831 Filed 8–27–75;8:45 am]

BUSINESS ADVISORY COUNCIL ON FEDERAL REPORTS

Meeting

Pursuant to Public Law 92–463, notice is hereby given of a meeting of the Business Advisory Council on Federal Reports to be held in Room 5104, New Executive Office Building, 726 Jackson Place, NW., Washington, D.C., on September 25, 1975, at 9:30 a.m.

The purpose of the meeting is to conduct Council business such as the Treasurer's Report, Council budget, and reports of various Committees; to hear remarks from the Deputy Associate Director for Statistical Policy; and to receive reports of recent actions by the Office of Management and Budget which affect the reporting of business firms to Federal agencies. The meeting will be open to public observation and participation.

Anyone wishing to participate should contact the Deputy Associate Director for Statistical Policy, Room 10201, New

Executive Office Building, Washington, D.C. 20503, Telephone (202) 395-3730.

VELMA N. BALDWIN,
Assistant to the Director for Administration.

[FR Doc.75-22832 Filed 8-27-75;8:45 am]

CLEARANCE OF REPORTS

List of Requests

The following is a list of requests for clearance of reports intended for use in collecting information from the public received by the Office of Management and Budget on August 22, 1975 (44 U.S.C. 3509). The purpose of publishing this list in the FEDERAL REGISTER is to inform the public.

The list includes the title of each request received; the name of the agency sponsoring the proposed collection of information; the agency form number(s), if applicable; the frequency with which the information is proposed to be collected; the name of the reviewer or reviewing division within OMB, and an indication of who will be the respondents to the proposed collection.

Requests for extension which appear to raise no significant issues are to be approved after brief notice through this release.

Further information about the items on this daily list may be obtained from the clearance office, Office of Management and Budget, Washington, D.C. 20503, (202-395-4529), or from the reviewer listed.

NEW FORMS

UNITED STATES INTERNATIONAL TRADE COMMISSION

Vinyl Clad Fence Fabric: Producers Questionnaire; Importers Questionnaire, single-time, business firms, Evinger, S. K., 395-3710.

ACTION

Survey of Need for Volunteers, single-time, organizations using volunteers, Lowry, R. L., 395-3772.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Office of Human Development, Research Cost Accounting System: Day Care Centers, monthly, day care centers, human resources division, Joan Turek, 395-3532.

Office of the Secretary:
An Evaluation Questionnaire to Former Students of Vocational Education, Their Employers and Vocational Training Schools, OS-45-75, single-time, students of vocational training and their employers, human resources division, 395-3532.
Survey of State Rehabilitation Service Cost Information Systems, OS-44-75, single-time, vr agencies, Lowry, R. L., 395-3772.

REVISIONS

VETERANS ADMINISTRATION

Evaluation of Treatment of Drug and Alcohol, dependent patients, 10-7984, single-time, individuals, Caywood, D. P., 395-3443.
USVAC Veteran's Registration, 27-8481, on occasion, veterans.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Alcohol, Drug Abuse and Mental Health Administration, alcoholic treatment center questionnaire NIMH 1009, on occasion, alcoholics in treatment and data coordinator, human resources division, Reese, E. F., 395-3532.

EXTENSIONS

GENERAL SERVICES ADMINISTRATION

Forms For Use by Displaced Persons in Applying for Benefits Under the Uniform Relocation Assistance and Real Property Act, SF 260, on occasion, individuals, Marsha Traynham.

PHILLIP D. LARSEN,
Budget and Management Officer.

[FR Doc.75-22968 Filed 8-27-75;8:45 am]

SECURITIES AND EXCHANGE COMMISSION

[Rel. No. 8895; 812-3838]

AMERICAN VARIABLE ANNUITY LIFE ASSURANCE CO. ET AL.

Application Pursuant to Section 6(c) of the Act for an Order of Exemption From Sections 27(a)(3) and 27(c)(2) of the Act and Rule 27a-2 Thereunder

AUGUST 20, 1975.

Notice is hereby given, That American Variable Annuity Life Assurance Company ("Company"), a Delaware stock life insurance company, and The A.V.A. Income Fund ("Income Fund") and American Variable Annuity Fund ("AVA Fund"), 440 Lincoln Street, Worcester, Massachusetts 01605, both separate accounts of the Company registered under the Investment Company Act of 1940 ("Act") as open-end management investment companies (the Income Fund and AVA Fund collectively referred to as "Funds"), and SMA Equities, Inc. ("SMAE"), 440 Lincoln Street, Worcester, Massachusetts 01605, the principal underwriter for the Funds (collectively referred to as "Applicants") filed an application on July 11, 1975 and an amendment thereto on August 13, 1975, pursuant to Section 6(c) of the Act for an order of exemption from Sections 27(a)(3) and 27(c)(2) of the Act and Rule 27a-2 thereunder. All interested persons are referred to the application on file with the Commission for a statement of the representations therein which are summarized below.

The Company is a wholly-owned subsidiary of State Mutual Life Assurance Company of America ("State Mutual"), a mutual life insurance company incorporated under the laws of the Commonwealth of Massachusetts. AVA Fund and the Income Fund are separate accounts of the Company maintained for the purpose of holding certain assets as reserves for certain of the Company's variable annuity contracts. The principal investment objective of AVA Fund is to select investments from the viewpoint of a prudent investor concerned primarily with long-term growth of capital in relation to the expansion of the economy and the changing value of the dollar. All of the Company's variable annuity contracts heretofore issued, including those entitled and those not entitled to special tax treatment under the Internal Revenue Code of 1954 ("Code"), have participated in AVA Fund.

The Company proposes to issue certain variable annuity contracts pursuant to which assets held as reserves for such contracts may be invested in income securities. In this connection the Company has established the Income Fund, the principal investment objective of which is to seek as high a level of current income as is consistent with prudent investment management. The Income Fund will hold reserves attributable to contracts issued in connection with plans not entitled to special tax treatment under the Code.

SMAE is an indirect wholly-owned subsidiary of State Mutual organized under the laws of the Commonwealth of Massachusetts. SMAE is registered as a broker-dealer under the Securities Exchange Act of 1934 and is a member of the National Association of Securities Dealers, Inc.

The Company proposes to issue a new series of individual contracts ("Contracts"), one a "single payment" Contract and the other an "elective payment" Contract. Under both types of Contracts, purchase payments will not be limited either as to frequency or number. However, under single payment Contracts, the annuity commencement date must be within two years from the date the Contract is issued, while under elective payment Contracts the annuity commencement date must be at least two years from the date of issue. Under each type of Contract net purchase payments during the accumulation period may be applied in whole or in part to AVA Fund, to the Income Fund, or to the general account of the Company for accumulation on a fixed basis. Prior to the annuity commencement date, amounts accumulated under the Contracts may be transferred between AVA Fund and the Income Fund and between either Fund and the Company's general account without imposition of any charge. All transfers must be with the consent of the Company and must comply with whatever maximum and minimum dollar limitations and other non-discriminatory rules restricting transfers the Company may impose. Upon the commencement of annuity payments, the Contract owner may select a variable annuity reflecting the performance of the AVA Fund, a fixed annuity or a combination of both.

From each purchase payment submitted under a Contract, whether allocated to AVA Fund, the Income Fund or to the general account, the Company makes, in addition to a deduction for any applicable premium taxes, a deduction for sales and administrative expenses. In the case of single payment Contracts, such deduction is in accordance with the following schedule:

	Portion of total payments	Percentage deduction	Portion representing sales charge (percent)	Portion representing charge for administrative expenses (percent)
First	$12,000	6.5	5.5	1.0
Next	13,000	6.0	5.0	1.0
Do	25,000	5.0	4.0	1.0
Do	25,000	4.0	3.5	.5
Do	25,000	3.0	2.6	.4
Balance		2.0	1.7	.3

In the case of elective payment Contracts, the following schedule is used to compute the applicable deduction, except that, for any payment made after the tenth contract anniversary, the applicable deduction will be 4.25% of the payment.

	Portion of total payments	Percentage deduction	Portion representing sales charge (percent)	Portion representing charge for administrative expenses (percent)
First	$12,000	8.75	6.50	2.25
Next	13,000	8.25	6.00	2.25
Do	25,000	7.25	5.00	2.25
Do	25,000	6.25	4.25	2.00
Do	25,000	5.25	3.50	1.75
Balance		4.25	2.75	1.50

Applicants propose to permit amounts payable under insurance policies or annuities written by State Mutual (such as death benefits, maturities under endowment contracts, surrender values and dividends) or under insurance policies written by the Company (hereinafter called "Policy Proceeds") to be applied as a purchase payment under a single payment Contract or as the initial payment under an elective payment Contract at a reduced load. In the case of single payment Contracts the deduction for sales and administrative expenses applicable to a payment derived from Policy Proceeds will be in accordance with the following schedule:

	Portion of total payments	Percentage deduction	Portion representing sales charge (percent)	Portion representing charge for administrative expenses (percent)
First	$12,000	3.5	2.5	1.0
Next	13,000	3.0	2.2	.8
Do	25,000	2.0	1.5	.5
Balance		1.0	.8	.2

In the case of elective payment Contracts, the deduction applicable to an initial payment derived from Policy Proceeds will be determined from the following schedule:

	Portion of total payments	Percentage deduction	Portion representing sales charge (percent)	Portion representing charge for administrative expenses (percent)
First	$12,000	5.50	3.25	2.25
Next	13,000	4.50	2.25	2.25
Do	25,000	3.50	1.50	2.00
Balance		2.50	.75	1.75

Section 27(a)(3) and Rule 27a–2.

Section 27(a)(3) of the Act provides that no registered investment company issuing periodic payment plan certificates and no depositor of or underwriter for such company may sell any such certificate if the amount of sales load deducted from any one of the first twelve monthly payments exceeds proportionately the amount deducted from any other such payment, or if the amount deducted from any subsequent payment exceeds proportionately the amount deducted from any other subsequent payment. Rule 27a–2 under the Act exempts a registered separate account, and any depositor of or underwriter for such account, from Section 27(a)(3) if the proportionate amount of sales load deducted from any payment during the contract period does not exceed the proportionate amount deducted from any prior payment during the contract period.

Applicants state that, as a result of the proposed reduction in load for Policy Proceeds applied as an initial payment under an elective payment Contract, subsequent payments under such Contract could be subject to a sales load deduction which exceeds proportionately the deduction from the initial payment. Accordingly, Applicants request an exemption from Section 27(a)(3) to the extent necessary to permit such practice. Applicants state that, since premiums on insurance contracts will already have been subject to sales charges, applying Policy Proceeds to purchase the Contracts will not involve such substantial additional sales activities as to require imposition of an additional full sales charge and that reducing the percentage deductions in the manner proposed will avoid an unnecessary accumulation of charges to the persons entitled to the Policy Proceeds. Applicants further state that grant of the requested exemption will not conflict with the purpose of Section 27(a) which was designed to curb abuses associated with front-end load arrangements on mutual fund contractual plans by, in part, limiting the sales load to 9% and lessening the possible loss which could be incurred upon early termination of such a plan. Since the deductions for sales expenses under the Contracts will not exceed the statutory limitation of 9% and do not involve the kind of front-end load arrangement at which the Section is directed, Applicants submit that the deductions cannot lead to the abuses intended to be curbed by Section 27(a). Applicants state further that the circumstances in which the lower charge for sales and administrative expenses is applicable are sufficiently distinct so that it is unlikely that any person will be misled or confused.

Section 27(c)(2).

Section 27(c)(2) of the Act prohibits the sale of a periodic payment plan certificate by any registered investment company or underwriter for such company unless the net proceeds of all purchase payments (except amounts deducted for sales load) are deposited with a bank having the qualifications prescribed by Section 26(a)(1) and are held by the bank as trustee or custodian under an agreement containing, in substance, the provisions of Section 26(a)(2) and (3).

Applicants (other than AVA Fund which, according to Applicants, has previously received an exemption) request exemption from Section 27(c)(2) to avoid the administrative burdens and expense which such custodianship or trusteeship would entail. The application states that the securities and similar investments of the Income Fund will be held by Hartford National Bank and Trust Company under a safekeeping arrangement meeting the requirements of Rule 17f–2 and, further, that the Company is subject to extensive supervision and control by the Delaware Insurance Commissioner in all its dealings with contract owners. The application states further that, pursuant to the terms of the variable annuity contracts, the Company cannot abrogate its undertaking to provide life-time variable annuity benefits, and the Company's substantial capital and surplus insure that it will be able to meet its obligations. Applicants submit that, under these circumstances, the protections afforded owners of variable annuity contracts are substantially similar to or greater than those contemplated by Section 27(c)(2).

Applicants have consented to the requested exemption being made subject to the following conditions:

(1) that the charges to variable annuity contract owners for administrative services shall not exceed such reasonable amounts as the Commission shall prescribe, jurisdiction being reserved for such purpose, and (2) that the payment of sums and charges out the assets of the Income Fund shall not be deemed to be exempted from regulation by the Commission by reason of the requested order, provided that the Applicants' consent to this condition shall not be deemed to be a concession to the Commission of authority to regulate the payments of sums and charges out of such assets other than charges for administrative services,

and Applicants reserve the right in any proceeding before the Commission or in any suit or action in any court to assert that the Commission has no authority to regulate the payment of such other sums or charges.

Notice is further given, That any interested person may, not later than September 15, 1975 at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon Applicants at the address stated above. Proof of service (by affidavit or in case of an attorney-at-law by certificate) shall be filed contemporaneously with the request. As provided by Rule 0-5 of the Rules and Regulations promulgated under the Act, an order disposing of the application will be issued as of course following such date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive any notices and orders issued in this matter including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] SHIRLEY E. HOLLIS,
Assistant Secretary.

[FR Doc.75-22822 Filed 8-27-75;8:45 am]

[Rel. No. 8896; 812-3829]

AMERICAN VARIABLE ANNUITY LIFE ASSURANCE CO. ET AL.

Application Pursuant to Section 6(c) of the Act for an Order of Exemption From Sections 27(a)(3) and 27(c)(2) of the Act and Rule 27a-2 Thereunder

AUGUST 20, 1975.

Notice is hereby given, That American Variable Annuity Life Assurance Company ("Company"), a Delaware stock life insurance company, and The A.V.A. Quality Income Fund ("Income Fund") and American Variable Annuity Fund ("AVA Fund"), 440 Lincoln Street, Worcester, Massachusetts 01605, both separate accounts of the Company registered under the Investment Company Act of 1940 ("Act") as open-end management investment companies (the Income Fund and AVA Fund collectively referred to as "Funds"), and SMA Equities, Inc. ("SMAE"), 440 Lincoln Street, Worcester, Massachusetts 01605, the principal underwriter for the Funds, (collectively referred to as "Applicants") filed an application on July 1, 1975 and an amendment thereto on August 13, 1975, pursuant to Section 6(c) of the Act for an order of exemption from Sections 27(a)(3) and 27(c)(2) of the Act and Rule 27a-2 thereunder. All interested persons are referred to the application on file with the Commission for a statement of the representations therein which are summarized below.

The Company is a wholly-owned subsidiary of State Mutual Life Insurance Company of America ("State Mutual"), a mutual life insurance company incorporated under the laws of the Commonwealth of Massachusetts. AVA Fund and the Income Fund are separate accounts of the Company maintained for the purpose of holding certain assets as reserves for certain of the Company's variable annuity contracts. The principal investment objective of AVA Fund is to select investments from the viewpoint of a prudent investor concerned primarily with long-term growth of capital in relation to the expansion of the economy and the changing value of the dollar. All of the Company's variable annuity contracts heretofore issued, including those entitled and those not entitled to special tax treatment under the Internal Revenue Code of 1954 ("Code"), have participated in AVA Fund.

The Company proposes to issue certain variable annuity contracts pursuant to which assets held as reserves for such contracts may be invested in income securities. In this connection the Company has established the Income Fund, the principal investment objective of which is to seek as high a level of current income as is consistent with prudent investment management. The Income Fund will hold reserves attributable to contracts issued in connection with plans meeting the requirements of Section 401, 403 and 408 of the Code.

SMAE is an indirect wholly-owned subsidiary of State Mutual organized under the laws of the Commonwealth of Massachusetts. SMAE is registered as a broker-dealer under the Securities Exchange Act of 1934 and is a member of the National Association of Securities Dealers, Inc.

The Company proposes to issue a new series of individual contracts ("Contracts"), one a "single payment" Contract and the other an "elective payment" Contract. Under both types of Contracts, purchase payments will not be limited either as to frequency or number. However, under single payment Contracts, the annuity commencement date must be within two years from the date the Contract is issued, while under elective payment Contracts the annuity commencement date must be at least two years from the date of issue. Under each type of Contract net purchase payments during the accumulation period may be applied in whole or in part to AVA Fund, to the Income Fund, or to the general account of the Company for accumulation on a fixed basis. Prior to the annuity commencement date, amounts accumulated under the Contracts may be transferred between AVA Fund and the Income Fund and between either Fund and the Company's general account without imposition of any charge. All transfers must be with the consent of the Company and must comply with whatever maximum and minimum dollar limitations and other non-discriminatory rules restricting transfers the Company may impose. Upon the commencement of annuity payments, the Contract owner may select a variable annuity reflecting the performance of the AVA Fund, a fixed annuity or a combination of both.

From each purchase payment submitted under a Contract, whether allocated to AVA Fund, the Income Fund or to the general account, the Company makes, in addition to a deduction for any applicable premium taxes, a deduction for sales and administrative expenses. In the case of single payment Contracts, such deduction is in accordance with the following schedule:

	Portion of total payments	Percentage deduction	Portion representing sales charge (percent)	Portion representing charge for administrative expenses (percent)
First	$12,000	6.5	5.5	1.0
Next	13,000	6.0	5.0	1.0
Do	25,000	5.0	4.0	1.0
Do	25,000	4.0	3.5	.5
Do	25,000	3.0	2.6	.4
Balance		2.0	1.7	.3

In the case of elective payment Contracts, the following schedule is used to compute the applicable deduction, except that, for any payment made after the tenth contract anniversary, the applicable deduction will be 4.25% of the payment:

	Portion of total payments	Percentage deduction	Portion representing sales charge (percent)	Portion representing charge for administrative expenses (percent)
First	$12,000	8.75	6.50	2.25
Next	13,000	8.25	6.00	2.25
Do	25,000	7.25	5.00	2.25
Do	25,000	6.25	4.25	2.00
Do	25,000	5.25	3.50	1.75
Balance		4.25	2.75	1.50

Applicants propose to permit amounts payable under insurance policies or annuities written by State Mutual (such as death benefits, maturities under endowment contracts, surrender values and dividends) or under insurance policies written by the Company (hereinafter called "Policy Proceeds") to be applied as a purchase payment under a single payment Contract or as the initial payment under an elective payment Contract at a reduced load. In the case of single payment Contracts the deduction for sales and administrative expenses applicable to a payment derived from Policy Proceeds will be in accordance with the following schedule:

	Portion of total payments	Percentage deduction	Portion representing sales charge (percent)	Portion representing charge for administrative expenses (percent)
First	$12,000	3.5	2.5	1.0
Next	13,000	3.0	2.2	.8
Do	25,000	2.0	1.5	.5
Balance		1.0	.8	.2

In the case of elective payment Contracts, the deduction applicable to an initial payment derived from Policy Proceeds will be determined from the following schedule:

	Portion of total payments	Percentage deduction	Portion representing sales charge (percent)	Portion representing charge for administrative expenses (percent)
First	$12,000	5.50	3.25	2.25
Next	13,000	4.50	2.25	2.25
Do	25,000	3.50	1.50	2.00
Balance		2.50	.75	1.75

Section 27(a)(3) and Rule 27a–2.

Section 27(a)(3) of the Act provides that no registered investment company issuing periodic payment plan certificates and no depositor of or underwriter for such company may sell any such certificate if the amount of sales load deducted from any one of the first twelve monthly payments exceeds proportionately the amount deducted from any other such payment, or if the amount deducted from any subsequent payment exceeds proportionately the amount deducted from any other subsequent payment. Rule 27a–2 under the Act exempts a registered separate account, and any depositor of or underwriter for such account, from Section 27(a)(3) if the proportionate amount of sales load deducted from any payment during the contract period does not exceed the proportionate amount deducted from any prior payment during the contract period.

Applicants state that, as a result of the proposed reduction in load for Policy Proceeds applied as an initial payment under an elective payment Contract, subsequent payments under such Contract could be subject to a sales load deduction which exceeds proportionately the deduction from the initial payment. Accordingly, Applicants request an exemption from Section 27(a)(3) to the extent necessary to permit such practice. Applicants state that, since premiums on insurance contracts will already have been subject to sales charges, applying Policy Proceeds to purchase the Contracts will not involve such substantial additional sales activities as to require imposition of an additional full sales charge and that reducing the percentage deductions in the manner proposed will avoid an unnecessary accumulation of charges to the persons entitled to the Policy Proceeds. Applicants further state that grant of the requested exemption will not conflict with the purpose of Section 27(a) which was designed to curb abuses associated with front-end load arrangements on mutual fund contractual plans by, in part, limiting the sales load to 9% and lessening the possible loss which could be incurred upon early termination of such a plan. Since the deductions for sales expenses under the Contracts will not exceed the statutory limitation of 9% and do not involve the kind of front-end load arrangement at which the Section is directed, Applicants submit that the deductions cannot lead to the abuses intended to be curbed by Section 27(a). Applicants state further that the circumstances in which the lower charge for sales and administrative expenses is applicable are sufficiently distinct so that it is unlikely that any person will be misled or confused.

Section 27(c)(2).

Section 27(c)(2) of the Act prohibits the sale of a periodic payment plan certificate by any registered investment company or underwriter for such company unless the net proceeds of all purchase payments (except amounts deducted for sales load) are deposited with a bank having the qualifications prescribed by Section 26(a)(1) and are held by the bank as trustee or custodian under an agreement containing, in substance, the provisions of Section 26(a)(2) and (3).

Applicants (other than AVA Fund which, according to Applicants, has previously received an exemption) request exemption from Section 27(c)(2) to avoid the administrative burdens and expense which such custodianship or trusteeship would entail. The application states that the securities and similar investments of the Income Fund will be held by Hartford National Bank and Trust Company under a safekeeping arrangement meeting the requirements of Rule 17f–2 and, further, that the Company is subject to extensive supervision and control by the Delaware Insurance Commissioner in all its dealings with contract owners. The application states further that, pursuant to the terms of the variable annuity contracts, the Company cannot abrogate its undertaking to provide life-time variable annuity benefits, and the Company's substantial capital and surplus insure that it will be able to meet its obligations. Applicants submit that, under these circumstances, the protections afforded owners of variable annuity contracts are substantially similar to or greater than those contemplated by Section 27(c)(2).

Applicants have consented to the requested exemption being made subject to the following conditions:

(1) That the charges to variable annuity contract owners for administrative services shall not exceed such reasonable amounts as the Commission shall prescribe, jurisdiction being reserved for such purpose, and (2) that the payment of sums and charges out of the assets of the Income Fund shall not be deemed to be exempted from regulation by the Commission by reason of the requested order, provided that the Applicants' consent to this condition shall not be deemed to be a concession to the Commission of authority to regulate the payments of sums and charges out of such assets other than charges for administrative services, and Applicants reserve the right in any proceeding before the Commission or in any suit or action in any court to assert that the Commission has no authority to regulate the payment of such other sums or charges.

Notice is further given, That any interested person may, not later than September 15, 1975 at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon Applicants at the address stated above. Proof of service (by affidavit or in case of an attorney-at-law by certificate) shall be filed contemporaneously with the request. As provided by Rule 0–5 of the Rules and Regulations promulgated under the Act, an order disposing of the application will be issued as of course following such date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive any notices and orders issued in this matter including the date of the hearing (if ordered) and any postponement thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] SHIRLEY E. HOLLIS,
Assistant Secretary.

[FR Doc.75-22823 Filed 8-27-75;8:45 am]

[File No. 500-1]

BBI, INC.

Suspension of Trading

AUGUST 21, 1975.

The common stock of BBI, Inc., being traded on the American, and the Philadelphia-Baltimore-Washington Stock Exchanges pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of BBI, Inc. being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities

on such exchanges and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities on the above mentioned exchanges and otherwise than on a national securities exchange is suspended, for the period from August 22, 1975 through August 31, 1975.

By the Commission.

[SEAL] SHIRLEY E. HOLLIS, *Assistant Secretary.*

[FR Doc.75-22809 Filed 8-27-75;8:45 am]

[Rel. No. 8899; 811-1655]

BERKSHIRE GROWTH FUND, INC.

Filing of Application Pursuant to Section 8(f) of the Act for an Order Declaring That Company Has Ceased To Be an Investment Company

AUGUST 21, 1975.

Notice is hereby given, That Berkshire Growth Fund, Inc. 700 South Street, Pittsfield, Massachusetts 01201 ("Applicant"), an open-end, diversified, management investment company registered under the Investment Company Act of 1940 ("Act"), has filed an application on June 16, 1975, for an order of the Commission declaring that the Applicant has ceased to be an investment company as defined in the Act. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

Applicant states that on April 28, 1975, pursuant to an Agreement and Plan of Reorganization ("Agreement"), Applicant sold its assets to Berkshire Capital Fund, Inc., ("Berkshire Capital") in exchange for shares of Berkshire Capital, which shares were thereupon distributed to shareholders of Applicant in liquidation thereof.

Applicant states further that Applicant is now a dormant corporation having no assets and engaging in no business activities. In addition, Applicant states that it has filed for dissolution with the Commonwealth of Massachusetts.

Section 8(f) of the Act provides, in pertinent part, that when the Commission upon application finds that a registered investment company has ceased to be an investment company, it shall so declare by order and, upon the effectiveness of such order, the registration of such company shall cease to be in effect.

Notice is further given, That any interested person may, not later than September 15, 1975 at 5:30 p.m., submit to the Commission in writing a request for a hearing on this matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address set forth above. Proof of such service (by affidavit or, in case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule 0-5 of the Rules and Regulations promulgated under the Act, an order disposing of the application will be issued as of course following said date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] SHIRLEY E. HOLLIS, *Assistant Secretary.*

[FR Doc.75-22815 Filed 8-27-75;8:45 am]

[File No. 500-1]

BROTHER INTERNATIONAL CORP.

Suspension of Trading

AUGUST 21, 1975.

The common stock of Brother International Corp. being traded on the Boston Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Brother International Corp. being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities on the above mentioned exchange and otherwise than on a national securities exchange is suspended, for the period from 2:45 p.m. (EDT) on August 21, 1975 and terminating at midnight (EDT) on August 30, 1975.

By the Commission.

[SEAL] SHIRLEY E. HOLLIS, *Assistant Secretary.*

[FR Doc.75-22816 Filed 8-27-75;8:45 am]

[Rel. No. 8900; 811-2237]

CLEVELAND SECURITIES CORP.

Filing of Application Pursuant to Section 8(f) of the Act for an Order Declaring That Applicant Has Ceased To Be an Investment Company

AUGUST 21, 1975.

Notice is hereby given, That Cleveland Securities Corporation, 815 Superior Avenue, N.E., Cleveland, Ohio 44114 ("Applicant"), a closed-end, diversified, management investment company registered under the Investment Company Act of 1940 (the "Act"), filed an application on November 14, 1974 and amendments thereto on June 30, 1975 and August 14, 1975, pursuant to Section 8(f) of the Act, for an order of the Commission declaring that Applicant has ceased to be an investment company as defined in the Act. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

Applicant, the direct successor of a Delaware corporation of the same name organized in 1925, was incorporated as a Delaware corporation on October 5, 1964. Prior to 1968, Applicant was primarily engaged in the business of owning and operating commercial real estate properties. On January 8, 1968, Applicant's principal asset, a 21-story office building in Cleveland, was sold and the proceeds from the sale were invested in securities. An investment company, as defined in Section 3(a)(1) of the Act, means any issuer which is engaged primarily in the business of investing, reinvesting, or trading in securities. Applicant registered, on November 1, 1971, as an investment company under the Act.

Applicant, as of November 1, 1971, had issued and outstanding 4,438 shares of common stock that were held of record by approximately 268 stockholders. During November and December of 1972, Applicant made a tender offer to stockholders to repurchase its common stock for $970 per share, a price that reflected a 15% discount from the net asset value of such shares on October 15, 1972. Applicant repurchased, pursuant to this tender offer, an aggregate of 1,652 shares of its common stock from approximately 46 stockholders.

On February 15, 1974, by vote of a majority of the outstanding voting securities of Applicant, an Amendment to Applicant's Certificate of Incorporation was adopted that provided for a reverse stock split, on a one-for-four basis, of Applicant's outstanding common stock. The Amendment further provided, in lieu of fractional interests of stock created by the reverse stock split, for the payment of $1,170 in cash per pre-split share, an amount approximately equal to the net asset value of such shares on December 31, 1973. Following the reverse stock split, Applicant had issued an outstanding 627 shares of common stock, held of record by approximately 55 stockholders.

Section 3(c)(1) of the Act, in pertinent part, exempts from the definition of investment company any issuer whose outstanding securities are beneficially owned by not more than one hundred persons and which is not making and does not presently propose to make a public offering of its securities.

Applicant represents that its outstanding securities are beneficially owned by less than one hundred persons and that it is not making and does not presently

propose to make a public offering of its securities.

Section 8(f) of the Act provides, in pertinent part, that whenever the Commission, upon application, finds that a registered investment company has ceased to be an investment company, it shall so declare by order and upon the taking effect of such order the registration of such company shall cease to be in effect. If necessary for the protection of investors, such an order may be made subject to appropriate conditions.

Applicant has agreed that the Order the Commission may issue pursuant to this Notice may be conditioned as follows:

Immediately subsequent to the issuance of this Notice, Applicant will inform its stockholders, by letter, that it has filed an application with the Commission, pursuant to Section 8(f) of the Act, for an order of the Commission declaring that Applicant has ceased to be an investment company. Such notification to stockholders will include a copy of this Notice and will advise stockholders of the legal effects of deregistration. Applicant will also inform its stockholders, in such letter, that Applicant will, upon the issuance by the Commission of an Order declaring that Applicant has ceased to be an investment company, repurchase any outstanding shares of its common stock tendered to it by a stockholder within four weeks following the mailing of such letter at a price equal to 100% of the net asset value of such common stock on the date of issuance of such an order. Upon the issuance by the Commission of such an Order, Applicant will consummate the repurchase of those outstanding shares of its common stock tendered to it by stockholders.

Notice is further given, That any interested person may, not later than September 15, 1975, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request and the issues, if any, of fact or law proposed to be controverted or he may request that he be notified if the Commission should order a hearing thereon. Any such communication should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon Applicant at the address stated above. Proof of such service (by affidavit, or in case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule O–5 of the Rules and Regulations promulgated under the Act, an order disposing of the matter will be issued as of course following September 15, 1975, unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponement thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] SHIRLEY E. HELLIS,
Assistant Secretary.

[FR Doc.75-22817 Filed 8-27-75;8:45 am]

[Rel. No. 8901; 812-3842]

COLONIAL EQUITIES, INC. ET AL.

Filing of Application for an Order Exempting Proposed Transactions Pursuant to Section 17(b) of the Act and for an Order Pursuant to Section 17(d) of the Act and Rule 17d–1 Thereunder

Notice is hereby given, That Colonial Equities, Inc. ("Equities"), Colonial Growth Shares, Inc. ("Growth"), Colonial Ventures, Inc. ("Ventures") 75 Federal Street, Boston, Ma. 02110 (hereinafter referred to as the "Funds" or the "Fund Applicants"), each registered under the Investment Company Act of 1940 ("Act") as an open-end investment company, and Colonial Management Associates, Inc. ("CMAI") 75 Federal Street, Boston, Ma. 02110, the principal underwriter and investment adviser to Fund Applicants, all of which are hereinafter referred to as the "Applicants", have filed an application on July 24, 1975 for an order exempting from the provisions of Section 17(a) of the Act the merger of Equities and Ventures into Growth and for an order pursuant to Section 17(d) of the Act and Rule 17d–1 thereunder permitting the sharing of expenses incident thereto. All interested persons are referred to the application on file with the Commission for a statement of the representations contained therein, which are summarized below.

Each of the Funds is incorporated under the laws of Massachusetts. All shares of each have full and equal voting rights. As of June 30, 1975, Growth had net assets of $44,618,715, Equities had net assets of $43,584,973, and Ventures had net assets of $9,773,180. The investment objectives of Equities and Ventures are to seek capital appreciation. Growth's primary objective is long-term capital growth and its secondary objective is growth of income. While the Boards of Directors and officers of the Funds are not identical, at least six Directors of each Board and virtually all the officers are identical. The Funds might be deemed, therefore, to be under common control and, thus, "affiliated persons" of each other under the definition set forth in Section 2(a)(3) of the Act. Pursuant to that same section, CMAI is an affiliated person of each of the Funds, CMAI's Officers and Directors are affiliated persons of CMAI, and, thus, affiliated persons of an affiliated person of each Fund.

On July 10, 1975, the Boards of Directors of Equities, Growth, and Ventures, approved in principal an Agreement of Merger and Plan of Reorganization ("Agreement") pursuant to which Equities and Ventures will be merged into and with Growth, and Growth will be the surviving corporation. The proposed merger is contingent, among other things, upon (1) the approval of not less than two-thirds of the outstanding shares of each Fund Applicant as required by Massachusetts law; (2) the receipt by the Funds of a ruling of the Internal Revenue Service prior to the Effective Date of the merger ("Effective Date"), or, if such ruling has not been received prior to the Effective Date, opinions of their respective counsel to the effect that the statutory merger of Equities and Ventures into Growth will constitute a tax-free reorganization and as to various other tax aspects of the transaction; (3) the receipt of such orders of Federal and State regulatory authorities as may be necessary to permit the merger including an order from the Commission pursuant to Section 17 of the Act; and (4) the declaration by each Fund of a distribution which together with all previous distributions will have the effect of distributing to its shareholders substantially all of its net taxable income for the period ending on or before the Effective Date. If the Agreement is approved, and the merger is effected, on the Effective Date the outstanding shares of Equities and Ventures common stock, respectively, with the exception described below, will be converted into that number of full and fractional shares of Growth as is equal to their aggregate respective net asset values determined as at the Effective Date. Each of the Funds' shareholders who would otherwise become or continue as a shareholder of the surviving corporation's common stock owning in the aggregate less than one full share of such stock shall not become or continue as a shareholder of the surviving corporation but shall be paid an amount in cash equal to the aggregate net asset value of such shareholder's interest.

No adjustment is to be made in the computation of each Fund's net asset value on the Effective Date to reflect any Federal income tax consequences to shareholders of the Funds which might result from differences in amounts and proportions of each Fund's realized and unrealized net gains or losses and capital loss carry-forwards on the Effective Date. Applicants contend that this is appropriate since it is uncertain whether and when Growth, as the surviving Fund, may be able to generate net realized gains in sufficient amounts to offset the allowable capital loss carry-forwards and the net realized and unrealized losses of the three Funds on the Effective Date, and because the amount of any benefits which might be realized by any shareholder as a result of such offsets is speculative and theoretical since such benefits would depend upon a variety of factors, such as the shareholder's tax cost basis for his shares, when and whether his shares are ultimately redeemed, the applicable capital gains tax rate, and the shareholder's other realized capital gains or losses.

The annual expenses of Equities and Ventures are expected to exceed those

amounts of annual expenses above which CMAI has agreed to reimburse the Funds as their investment adviser. CMAI has, therefore, agreed to bear all of the expenses of Equities and Ventures incident to the consummation of the merger. Since the proposed merger would result in certain economies to CMAI as the Fund Applicants' investment adviser, it has also agreed to bear one-half of Growth's expenses incident to the consummation of the merger (except for fees for registration of Growth's shares) in excess of the estimated normal expenses of Growth's Annual Meeting. It is expected that expenses incident to the consummation of the merger will include expenses for printing and mailing proxy statements for meetings of shareholders, legal and accounting fees, shareholder services agent fees for setting up open accounts on the books of Growth for Equities and Venture shareholders and custodian fees.

Section 17(a) of the Act, in pertinent part, provides that it is unlawful for an affiliated person of a registered investment company or an affiliated person of such a person, to knowingly sell to, or purchase from, such investment company any security or property. Section 17(b) of the Act provides that the Commission may exempt a proposed transaction from 17(a) of the Act if the evidence establishes that the terms of the proposed transaction, including the consideration to be paid or received, are reasonable and fair and do not involve overreaching on the part of any person concerned and the proposed transaction is consistent with the policy of each registered investment company concerned and with the general purposes of the Act.

Section 17(d) of the Act, in pertinent part, prohibits any affiliated person of a registered investment company or an affiliated person of such a person acting as principal from effecting any transaction in which such registered company is a joint or joint and several participant with such person in contravention of such rules and regulations as the Commission may prescribe for the purpose of limiting or preventing participation by such registered company on a basis different from or less advantageous than that of such other participant. The Commission has adopted Rule 17d–1 which requires that an application be filed in connection with any transaction related to a joint enterprise or other joint arrangement in which an affiliated person of a registered investment company or an affiliated person of such person and the registered investment company participate. Rule 17d–1 states that in passing upon an application filed thereunder, the Commission will consider whether the participation of the registered investment company in the joint enterprise or joint arrangement on the basis proposed is consistent with the provisions, policies and purposes of the Act and the extent to which such participation is on a basis different from or less advantageous than that of other participants.

Any disposition by Equities and/or Venture of their portfolio securities to Growth or any acquisition of Growth of such securities, by merger or otherwise, might be deemed to be prohibited by Section 17(a) of the Act. In addition, certain of the Officers and Directors of the Fund Applicants and CMAI own shares of the respective Funds, and the exchange of shares of Ventures and/or Equities for shares of Growth by such Officers and Directors in the proposed transaction described above might be deemed to be prohibited under Section 17(a) of the Act. Such Officers and Directors might also be deemed to be participating in a joint enterprise in which each Fund is a participant within the meaning of Rule 17d–1. Further, since CMAI is an affiliated person of each of the Funds and since CMAI has entered into an agreement with each of the Funds relating to the bearing of expenses of the proposed transaction, CMAI might be deemed to have participated in a joint enterprise with the Funds concerning the proposed transaction.

The Applicants assert that Officers and Directors of the Applicants who own Fund shares will be treated no differently from all other shareholders of the Funds, and that the Agreements with respect to the bearing of expenses will result in Equities and Ventures bearing no expenses and a fair allocation of expenses as between Growth and CMAI.

The Applicants believe that in view of the following considerations the merger of the three Funds is particularly appropriate:

(a) the similarity of the investment objectives and policies, management, portfolio securities, and operating procedures of the Funds;

(b) the merger will enable Growth to acquire a substantial amount of portfolio securities (namely, those of Equities and Ventures on the Effective Date) without the necessity of paying any brokerage commissions therefor;

(c) over the long run a combination of the three Funds into a larger fund should produce a lower expense ratio for Growth than would have been the case if the merger had not been effected since there would be a larger asset base to absorb costs;

(d) there may also be reductions in negotiated brokerage commissions available to a larger single fund, and, to the extent that the combined assets of the merged Funds were to exceed $100,000,000, there would be a reduction of the investment advisory fee;

(e) the combined assets of the three Funds should, in the judgment of the Applicants, tend to provide somewhat greater investment flexibility with respect to normal portfolio transactions.

Applicants contend that the terms of the proposed transaction are fair and reasonable to all parties, do not involve overreaching and are consistent with the investment objective and policies of each of the Fund Applicants and with the policies and purposes of the Act.

Notice is further given, That any interested person may, not later than September 15, 1975, at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reasons for such request and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication shall be addressed: Secretary, Securities and Exchange Commission, Washington, D.C., 20549. A copy of such request shall be served personally or by mail (air mail, if the person being served is located more than 500 miles from the point of mailing) upon the Applicants at the address stated above. Proof of such service (by affidavit or, in the case of any attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule O–5 of the Rules and Regulations promulgated under the Act, an order disposing of the application will be issued as of course following September 15, 1975, unless the Commission orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing or advice as to whether a hearing is ordered will receive any notices and orders issued in this matter, including the day of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] SHIRLEY E. HOLLIS,
Assistant Secretary.

[FR Doc.75–22818 Filed 8–27–75;8:45 am]

[File No. 500–1]

EQUITY FUNDING CORPORATION OF AMERICA

Suspension of Trading

AUGUST 22, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, warrants to purchase the stock, 9½% debentures due 1990, 5½% convertible subordinated debentures due 1991, and all other securities of Equity Funding Corporation of America being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from August 25, 1975 through September 3, 1975.

By the Commission.

[SEAL] SHIRLEY E. HOLLIS,
Assistant Secretary.

[FR Doc.75–22819 Filed 8–27–75;8:45 am]

[File No. 500-1]

INDUSTRIES INTERNATIONAL, INC.

Suspension of Trading

AUGUST 22, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Industries International, Inc. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

THEREFORE, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from August 25, 1975 through September 3, 1975.

By the Commission.

[SEAL] SHIRLEY E. HOLLIS,
Assistant Secretary.

[FR Doc.75-22898 Filed 8-27-75;8:45 am]

[Rel. No. 8897; 812-3843]

LUTHERAN BROTHERHOOD FUND, INC. ET AL.

Filing of Application for an Order Pursuant to Section 11(a) of the Act To Permit an Offer of Exchange and Section 6(c) To Provide an Exemption From the Provisions of Section 22(d) of the Act and Rule 22d-1 Thereunder

AUGUST 20, 1975.

NOTICE IS HEREBY GIVEN that Lutheran Brotherhood Fund, Inc. ("Stock Fund"), Lutheran Brotherhood Income Fund, Inc. ("Income Fund"), and Lutheran Brotherhood U.S. Government Securities Fund, Inc., ("Government Fund"), 421 Seventh Avenue, Pittsburgh, Pennsylvania 15219, each of which is registered with the Commission as an open-end, diversified, management investment company under the Investment Company Act of 1940 ("Act"), and Lutheran Brotherhood Securities Corp., 701 Second Avenue South, Minneapolis, Minnesota 55402, [collectively referred to with the above mentioned funds ("Funds") as "Applicants"], have filed an application on July 28, 1975, for orders pursuant to (i) Section 11(a) of the Act to permit Government Fund to offer to exchange its shares of Stock Fund or Income Fund on a basis other than the relative net asset values of the Fund shares involved at the time of the exchange; and (ii) Section 6(c) of the Act to exempt Applicants from the provisions of Section 22(d) of the Act and Rule 22d-1 thereunder in connection with such exchange. All interested persons are referred to the application on file with the Commission for a statement of the facts and representations contained therein, which are summarized below.

Lutheran Brotherhood Securities Corp., as principal underwriter for each of the Funds, maintains a continuous public offering of the shares thereof at their respective net asset values plus a sales charge. At present, the sales charge for the Funds varies with the quantity purchased in the transaction as follows:

Size of transaction at offering price	*Sales charge as a percentage of offering price* Percent
Less than $10,000	8.5
$10,000 but less than $25,000	7.5
$25,000 but less than $50,000	6.0
$50,000 but less than $100,000	4.0
$100,000 but less than $250,000	2.0
$250,000 but less than $500,000	1.0
$500,000 or more	.5

Shares of Income Fund, Stock Fund, and Government Fund, at the present may be exchanged for shares of any other such Funds on the basis of relative net asset value per share at the time of exchange, without any sales charge.

Applicants state that the Government Fund's Board of Directors has approved a reduction in the sales charge of Government Fund for the period August 19, 1975, through October 17, 1975 ("Special Offering"), and that an appropriate registration statement has been filed and the Government Fund's prospectus has been amended to notify present and prospective shareholders of the offering. During the Special Offering, the sales charge on shares of the Government Fund will be as follows:

Size of transaction at offering price	*Sales charge as a percentage of offering price* Percent
Less than $10,000	1.9
$10,000 but less than $25,000	1.9
$25,000 but less than $50,000	1.0
$50,000 but less than $100,000	.5
$100,000 but less than $250,000	.3
$250,000 but less than $500,000	.2
$500,000 or more	.1

Applicants propose to offer shares of Income Fund and Stock Fund in exchange for shares of Government Fund that were purchased during the Special Offering, on the basis of relative net asset values at the time of exchange, plus the difference between the sales charge described in the prospectus of the Fund being acquired and the sales charge paid on such Government Fund shares purchased during the Special Offering. An investor acquiring shares of one of the Income Fund or of Stock Fund through an exchange of shares of Government Fund purchased at the reduced sales charge would, therefore, pay the same total sales charge that he would have paid had he purchased the same number of shares of Income Fund or of Stock Fund directly. On the other hand, during the Special Offering, shares of Income Fund or Stock Fund would continue to be exchangeable for Government shares on the basis of relative net asset values per share at the time of the exchange, without any sales load.

Applicants represent that, after October 17, 1975, the sales load schedule for Government Fund will return to its previous level and that shareholders of any of the three Funds will again be permitted to exchange their shares for shares of any other of such Funds at the relative net asset values per share at the time of the exchange, without any sales charge.

Section 11(a) of the Act provides, in part, that it shall be unlawful for any registered open-end company or any principal underwriter for such a company to make or cause to be made an offer to the holder of a security of such company or of any other open-end investment company to exchange his security for a security in the same or another such company on any basis other than the relative net asset values of the respective securities to be exchanged unless the terms of the offer have first been submitted to and approved by the Commission.

Section 22(d) of the Act provides, in part, that no registered investment company shall sell any redeemable security issued by it to any person except either to or through a principal underwriter for distribution or at a current offering price described in the prospectus and, if such class of security is being currently offered to the public by or through an underwriter, no principal underwriter of such security and no dealer shall sell any such security to any person except a dealer, a principal underwriter, or the issuer except at a current public offering price described in the prospectus. Rule 22d-1 provides an exemption from Section 22(d) to the extent necessary to permit the sale of redeemable securities of a registered investment company at prices which reflect reductions in or eliminations of the sales load under certain stated circumstances.

Applicants state that the purpose of the proposed exchange offer is to permit a shareholder of Government Fund who changes his investment objective to change his investment to a different investment company without paying the full sales charge otherwise applicable. Applicants assert that the exchange offer to shareholders of Government Fund for Government Fund shares acquired during the effectiveness of the reduced Government Fund sales charge schedule cannot fairly be made at the relative net asset value of the Fund to be acquired because the Government Fund shareholder would have paid substantially less sales load on his investment than similarly situated investors in the Fund to be acquired. Applicants further submit that if shares of Income Fund or Stock Fund could be acquired at net asset value by exchanging Government Fund shares purchased at the reduced sales loads, it is possible that Section 22(d) would be violated since an investor would be able to purchase shares of one of the Funds at a sales charge other than that described in its prospectus merely by purchasing shares of the Government Fund at the reduced sales load rates and thereafter exchanging such Government Fund shares for Income Fund shares or Stock Fund shares at net asset value.

Section 6(c) provides, in part, that the Commission, by order upon appli-

cation, may conditionally or unconditionally exempt any person, security, or transaction or any class or classes of persons, securities, or transactions, from any provision or provisions of the Act and the Rules promulgated thereunder, if and to the extent that such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice is further given that any interested person may, not later than September 15, 1975, at 5:30 p.m. submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communication shall be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing) upon applicants at the address stated above. Proof of such service (by affidavit or, in the case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule 0-5 of the Rules and Regulations promulgated under the Act, an order disposing of the application will be issued as of course following said date unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive any orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] SHIRLEY E. HOLLIS,
Assistant Secretary.

[FR Doc.75-22824 Filed 8-27-75;8:45 am]

[File No. 500-1]

MEDEQUIP CORP.

Suspension of Trading

AUGUST 21, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Medequip Corporation being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

Therefore, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from 2:45 p.m. (EDT) on August 21, 1975 and terminating at midnight (EDT) on August 30, 1975.

By the Commission.

[SEAL] SHIRLEY E. HOLLIS,
Assistant Secretary.

[FR Doc.75-22899 Filed 8-27-75;8:45 am]

MIDWEST STOCK EXCHANGE INC.

Applications for Unlisted Trading Privileges and of Opportunity for Hearing

AUGUST 20, 1975.

The above named national securities exchange has filed an application with the Securities and Exchange Commission pursuant to Section 12(f)(1)(B) of the Securities Exchange Act of 1934 and Rule 12f-1 thereunder, for unlisted trading privileges in the common stock of the following company, which security is listed and registered on one or more other national securities exchanges:

Central Telephone & Utilities Corp., File No. 7-4745.

Upon receipt of a request, on or before September 5, 1975 from any interested person, the Commission will determine whether the application shall be set down for hearing. Any such request should state briefly the nature of the interest of the person making the request and the position he proposes to take at the hearing, if ordered. In addition, any interested person may submit his views or any additional facts bearing on the said application by means of a letter addressed to the Secretary, Securities and Exchange Commission, Washington 25, D.C., not later than the date specified. If no one requests a hearing, this application will be determined by order of the Commission on the basis of the facts stated therein and other information contained in the official files of the Commission pertaining thereto.

For the Commission, by the Division of Market Regulation, pursuant to delegated authority.

SHIRLEY E. HOLLIS,
Assistant Secretary.

[FR Doc.75-22810 Filed 8-27-75;8:45 am]

[File No. 500-1]

SYSTEMATIC TAX, INC.

Suspension of Trading

AUGUST 22, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Systematic Tax, Inc. being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

THEREFORE, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from August 24, 1975 through September 2, 1975.

By the Commission.

[SEAL] SHIRLEY E. HOLLIS,
Assistant Secretary.

[FR Doc.75-22820 Filed 8-27-75;8:45 am]

[File No. 500-1]

TMC MORTGAGE INVESTORS

Suspension of Trading

AUGUST 21, 1975.

The common stock of TMC Mortgage Investors being traded on the American Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of TMC Mortgage Investors being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

THEREFORE, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities on the above mentioned exchange and otherwise than on a national securities exchange is suspended, for the period from 2:45 p.m. (EDT) on August 21, 1975 and terminating at midnight (EDT) on August 30, 1975.

By the Commission.

[SEAL] SHIRLEY E. HOLLIS,
Assistant Secretary.

[FR Doc.75-22900 Filed 8-27-75;8:45 am]

[File No. 500-1]

WESTGATE CALIFORNIA CORP.

Suspension of Trading

AUGUST 22, 1975.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock (class A and B), the cumulative preferred stock (5% and 6%), the 6% subordinated debentures due 1979 and the 6½% convertible subordinated debentures due 1987, and all other securities of Westgate California Corporation being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

THEREFORE, pursuant to Section 12(k) of the Securities Exchange Act of 1934, trading in such securities otherwise than on a national securities exchange is suspended, for the period from August 25, 1975 through September 3, 1975.

By the Commission.

[SEAL] SHIRLEY E. HOLLIS,
Assistant Secretary.

[FR Doc.75-22821 Filed 8-27-75;8:45 am]

[Rel. No. 8903; 812-3845]

PENNSYLVANIA INSURED MUNICIPAL BOND TRUST

Notice of Filing of Application

AUGUST 26, 1975.

Notice is hereby given, That Pennsylvania Insured Municipal Bond Trust, First Series (the "Trust"), a unit investment trust registered under the Investment Company Act of 1940 ("Act") and its sponsors, Butcher & Singer, 1500 Walnut Street, Philadelphia, PA 19102, and Elkins, Stroud, Suplee & Co., 1700 Market Street, Philadelphia, PA 19102, (the "Sponsors"), (hereinafter the Sponsors and the Trust are collectively referred to as "Applicants") filed an Application on August 1, 1975 pursuant to Section 6(c) of the Act for Orders of the Commission exempting the Trust (and subsequent Series) from compliance with the provisions of Section 14(a) of the Act and exempting the frequency of the capital gains distributions of the Trust and the secondary market operations of the Sponsors from the provisions of Rule 19b-1 and Rule 22c-1, respectively, under the Act. All interested persons are referred to the Application on file with the Commission for a statement of the representations therein, which are summarized below.

The exemptive order under Section 6(c) is requested for the Trust and subsequent Series sponsored by the Sponsors (collectively the "Series"). The Trust will be governed under New York law by a Trust agreement (the "Trust Agreement"), the Sponsors will act as such, United States Trust Company of New York will act as Trustee and Standard and Poor's Corporation will act as Evaluator. Pursuant to the Agreement, the Sponsors will deposit with the Trustee $8,500,000 principal amount of bonds and other obligations ("the Bonds") which the Sponsors shall have accumulated for such purpose. The Bonds deposited with the Trustee are identified and the acquisition or substitution of any other securities for any of the identified Bonds is prohibited, except for bonds acquired pursuant to refunding or refinancing. The identified Bonds may be sold from time to time by the Trustee upon the Sponsor direction only under certain circumstances set forth in the Trust Agreement including, principally, default in the payment of principal or interest on the Bonds, default in payment of interest or principal, by an issuer of a Bond, on another obligation of the same issuer, institution of legal proceedings, default under other documents adversely affecting debt service, or a decline in the price of any of such Bonds to such an extent, or other market or credit factors, or decline in projected income pledged for debt service on revenue bonds, which in the opinion of the Sponsors makes the retention of such Bonds detrimental to the interest of Unitholders. However, the proceeds from such dispositions must be distributed to the Unitholders. Interest on the Bonds also must be paid out to Unitholders.

The Bonds will consist of bonds and other obligations issued by the Commonwealth of Pennsylvania, or of counties, municipalities, political subdivisions or authorities organized in Pennsylvania. They are to be selected on the basis of yield, quality and diversification. Payments of principal and interest in the portfolio will be insured under an insurance policy issued by MGIC Indemnity Corporation. The assets of the Trust will consist of the Bonds, such bonds as may continue to be held from time to time in exchange for or in substitution of any of the Bonds upon refundings or refinancings, accrued and undistributed interest, and undistributed cash.

Simultaneously with the deposit of the Bonds, the Trustee will deliver to the Sponsors for sale to the public registered certificates for 8,500 units of fractional undivided interest in the Trust ("the Units"). The offering will be made separately through a final prospectus at a public offering price computed by adding to the offering side evaluation of the Bonds, divided by the number of Units, a sales charge equal to 4% of the public offering price. Units are redeemable on the basis of the bid side evaluation of the Bonds.

The Sponsors, while under no obligation to do so, intend to maintain a market for Units of the Trust and to offer to purchase such Units at prices which are based upon the aggregate offering price of the Bonds. Should business reasons dictate, such as if the supply of Units exceeds demand, the Sponsors may purchase Units at prices below the offering prices of Bonds, with a minimum offer equal to the Unit redemption value, and in such cases the Sponsors will tender these Units to the Trustee for redemption and will not resell them in the secondary market.

The organization, operation and marketing of Units of Subsequent Series may vary in that one or more additional investment banking firms may act as sponsor or underwriter in addition to Sponsors, and the trustee and evaluator may vary. With respect to the portfolio bonds in Subsequent Series the principal amount of bonds deposited, the number of Units issued, and the sales charge on such Units may vary in Subsequent Series, and the Sponsors may deposit with the Trust bond and other obligations not issued by the Commonwealth of Pennsylvania or its political subdivisions.

SECTION 14(a)

Section 14(a) of the Act requires that a registered investment company (1) have a net worth of at least $100,000 prior to making a public offering of its securities, (2) have previously made a public offering and at that time have had a net worth of $100,000 or (3) have made arrangements for at least $100,000 to be paid in by 25 or fewer persons before acceptance of public subscriptions.

Each Series of the Trust at the date of deposit of the underlying Bonds and before any Unit is offered to the public is intended to have a net worth substantially in excess of $100,000 represented by the market value of the Bonds on that date. However, the Sponsors' deposit in the Trust Series of Bonds with a net worth in excess of $100,000, in exchange for Units of the Trust Series which the Sponsors intend to offer to the public, may not satisfy these provisions of the Act.

Applicants therefore request exemption from the provisions of Section 14 (a) of the Act in order that they make a public offering of the Units of the Trust and Subsequent Series as described above. Applicants state that investors will be offered interests in the Series of the Trust which will be unmanaged investment companies with porfolios composed of pre-deposited and identified Bonds.

As a condition to the requested exemption, the Sponsors have agreed: (i) to refund, on demand and without deduction, the sales load to purchasers of Units of any Trust Series if, within 30 days after the registration statement relating to the Units of such Series becomes effective, the net worth of the Series is reduced to less than $100,000 or if the Trust Series is terminated; (ii) to instruct the Trustee to terminate such Trust Series in the event redemption by the Sponsors of unsold Units results in such Series having a net worth, as determined by the Evaluator in a semiannual evalution, of less than $2,000,000; and (iii) in the event of termination for the reasons described in (ii) above, to refund any sales load to any purchaser of Units purchased from the Sponsors on demand and without any deduction.

RULE 19B-1

Rule 19b-1(a) under the Act provides in substance that no registered investment company which is a "regulated investment company" as defined in Section 851 of the Internal Revenue Code shall distribute more than one capital gain distribution in any one taxable year. Paragraph b of the Rule contains a similar prohibition for a company not a "regulated investment company" provided, however, that an investment trust may distribute capital gains distributions received from a "regulated investment company" within a reasonable time after receipt.

Applicants state that the Funds are unmanaged investment companies with portfolios of pre-deposited and identified Bonds. Once the initial deposit is made, prior to the public offering of Units, other securities may not be acquired in addition to or in substitution for any of the Bonds except in the case of refundings or refinancings. Although Bonds may be sold by the Trustee upon the Sponsors' direction under certain circumstances stated in the Trust Agreement, such circumstances are limited.

Distributions of principal and interest to Unitholders of the Trust will be made quarterly. Distributions of principal constituting capital gains to Unitholders may arise as follows: (1) if an issuing authority calls or redeems Bonds held in the Trust, the sums received by the Trust will be distributed to Unitholders on the

next distribution date; and (2) if units are redeemed by Unitholders, including unsold Units redeemed by the Sponsors, and Bonds from the Trust are sold to provide the funds necessary for such redemption, Unitholders will receive their pro rata portion of the proceeds from the Bonds sold. In some such instances, a Unitholder may receive in his distribution funds which constitute capital gains since, in some cases, the value of the portfolio bonds redeemed or sold will have increased since the Date of Deposit. In addition, during the year of maturity of the Trust, principal distributions will be made and may include capital gains.

Applicants state that the purpose of Rule 19b–1 is to ensure that no registered investment company can make a distribution of realized capital gains to shareholders in a manner that would indicate that they are part of regular dividends from investment income and to avoid any confusion on the part of investors which might arise from their failure to differentiate between regular distributions of capital gains and distributions of investment income. Applicants state that such dangers do not exist in the case of the Trust since the Trust and its Sponsors have substantially no control over events, other than the selection of the portfolio, which might give rise to capital gains. Applicants further argue that the amounts involved in a normal distribution of principal will be relatively small in comparison to the normal interest distributions, and the principal distributions will be clearly indicated as such in accompanying reports to Unitholders.

Applicants further state that the purpose behind paragraph b of Rule 19b–1 is to avoid forcing a Unit investment trust to accumulate valid distributions received throughout the year until year end and that the Trust's situation is within the intended objectives of such provisions even though each Series will not invest in regulated investment companies.

RULE 22c–1

Rule 22c–1 provides, in part, that redeemable securities of registered investment companies must be sold, redeemed, or repurchased at a price based on the current net asset value (computed on each day during which the New York Stock Exchange (the "NYSE") is open for trading not less frequently than once daily as of the time of the close of trading on such Exchange) which is next computed after receipt of a tender of such security for redemption or of an offer to repurchase or sell such security.

Applicants seek an order pursuant to Section 6(c) of the Act exempting the secondary market operations of the Sponsors from the provisions of Rule 22c–1 under the Act. The Sponsors propose to adopt the practice of valuing units of a Series, for purchase and resale by the Sponsors in the secondary market, at prices computed once a week as of the close of business of the NYSE on the last business day of the week, effective for all transactions made during the following week. The evaluation is to be made by the Evaluator.

Applicants state that Rule 22c–1 has two purposes: (1) to eliminate or reduce any dilution of the value of outstanding redeemable securities of registered investment companies which would occur through the redemption or repurchase of such securities at a price above their net asset value or the sale of such securities at a price lower than their net asset value and (2) to minimize speculative trading practices in the securities of registered investment companies.

Applicants assert that the pricing by the Sponsors in the secondary market will in no way affect the assets of a Series since the price at which units of a Series are sold or repurchased in the secondary market does not affect the value of either the underlying Bonds or the fractional undivided interest in those Bonds represented by each unit outstanding. Furthermore, Applicants state that secondary market trading in the Trust is not attractive to speculators since the Trust is designed for investors who desire fixed income with diversification. The evaluation process involves highly complicated and specialized techniques. Only through a substantial transaction could a would-be speculator produce a profit. Applicants state that they anticipiate that the number of Units available in the secondary market will be very limited.

Applicants state that while the purposes for which Rule 22c–1 was adopted would not be served by its application to the Trust, the interests of investors would be significantly impaired by imposing upon them the cost of additional determinations of net asset value which would be required by the Rule, particularly in light of the anticipated low volume of secondary market activity.

Applicants represent that backward pricing is necessary in order that the Sponsors may be able to quote a price at which it will buy or sell Units. A price to be determined several days in the future would be unsatisfactory to the Unitholders as well as to the Sponsors and prospective buyers.

A procedure will be instituted whereby the Evaluator will provide informal evaluations to protect Unitholders and investors. In the case of a repurchase, if the Evaluator cannot state that the current bid price is not higher than or equal to the previous Friday's offering side evaluation, the Sponsors will order a new evaluation. In the case of a resale of Units in the secondary market, if the Evaluator determines that the offering side evaluation has decreased by an amount greater than one-half point ($5.00 on a unit representing $1,000 principal amount of underlying bonds) it will perform a new evaluation.

Section 6(c) of the Act provides, in part, that the Commission may conditionally or unconditionally exempt any person, security, or transaction, or any class or classes of persons, securities, or transactions from any provisions of the Act or of any rule or regulation under the Act, if and to the extent such exemption is necessary or appropriate in the public interest and consistent with the protection of investors and the purposes fairly intended by the policy and provisions of the Act.

Notice is further given, That any interested person may, not later than Sept. 12, 1975 at 5:30 p.m., submit to the Commission in writing a request for a hearing on the matter accompanied by a statement as to the nature of his interest, the reason for such request, and the issues, if any, of fact or law proposed to be controverted, or he may request that he be notified if the Commission shall order a hearing thereon. Any such communications should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request shall be served personally or by mail (air mail if the person being served is located more than 500 miles from the point of mailing), upon Applicants at the address stated above. Proof of such service (by affidavit, or in case of an attorney-at-law, by certificate) shall be filed contemporaneously with the request. As provided by Rule 0–5 of the Rules and Regulations promulgated under the Act, an order disposing of the application will be issued as of course following August 6, 1975, unless the Commission thereafter orders a hearing upon request or upon the Commission's own motion. Persons who request a hearing, or advice as to whether a hearing is ordered, will receive any notices and orders issued in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission, by the Division of Investment Management Regulation, pursuant to delegated authority.

[SEAL] GEORGE A. FITZSIMMONS,
Secretary.

[FR Doc.75–22995 Filed 8–27–75;8:45 am]

SMALL BUSINESS ADMINISTRATION

ATLANTA DISTRICT ADVISORY COUNCIL

Public Meeting

The Small Business Administration Atlanta District Advisory Council will meet at 1:00 p.m., Friday, October 17, 1975, at the Holiday Inn, Callaway Gardens, Pine Mountain, Georgia, to discuss such business as may be presented by members, staff of the Small Business Administration, and others present. For further information, write or call John D. Sewell, 1401 Peachtree Street, N.E., Atlanta, Georgia, 30309 (404) 526–5749.

Dated: August 22, 1975.

ANTHONY S. STASIO,
Chief Counsel for Advocacy,
Small Business Administration.

[FR Doc.75–22901 Filed 8–27–75;8:45 am]

JACKSON DISTRICT ADVISORY COUNCIL

Public Meeting

The Small Business Administration Jackson District Advisory Council will hold a public meeting at 9:00 a.m. Fri-

day, October 3, 1975, in the Holiday Inn University, Olive Branch, Mississippi, to discuss such business as may be presented by members, the staff of the Small Business Administration, and others attending. For further information write or call Ardis Jones, Rm. 690, 200 East Pascagoula, Jackson, Mississippi 39201 or call (601) 969-4363.

Dated: August 22, 1975.

ANTHONY S. STASIO,
Chief Counsel for Advocacy,
Small Business Administration.

[FR Doc.75-22902 Filed 8-27-75;8:45 am]

MARSHALL DISTRICT ADVISORY COUNCIL

Public Meeting

The Small Business Administration Marshall District Advisory Council will hold a public meeting at 10:00 a.m., Wednesday, September 24, 1975, at the Sheraton, Summerhill Road and I-30, Texarkana, AR-TX, to discuss such business as may be presented by members, staff of the Small Business Administration, and others present. For further information, write or call Emly S. Atkinson, P.O. Box 1349, Marshall, Texas, 75670, (214) 749-7091.

Dated: August 22, 1975.

ANTHONY S. STASIO,
Chief Counsel for Advocacy,
Small Business Administration.

[FR Doc.75-22903 Filed 8-27-75;8:45 am]

[Declaration of Disaster Loan Area No. 1171]

MISSISSIPPI

Declaration of Disaster Area

Jackson, Madison, and adjacent counties within the State of Mississippi constitute a disaster area because of damage resulting from flooding on July 31 through August 1, 1975. Eligible persons, firms and organizations may file applications for loans for physical damage until the close of business on October 20, 1975 and for economic injury until the close of business on May 21, 1976 at:

Small Business Administration, District Office, Petroleum Building, Room 690, 200 East Pascagoula, Jackson, Mississippi 39201.

or other locally announced locations.

Dated: August 21, 1975.

THOMAS S. KLEPPE,
Administrator.

[FR Doc.75-22906 Filed 8-27-75;8:45 am]

RICHMOND DISTRICT ADVISORY COUNCIL

Public Meeting

The Small Business Administration Richmond District Advisory Council will hold a public meeting at 9:00 a.m. (E.D.T.) Monday, September 18, 1975 in the Holiday Inn-Downtown, 301 West Franklin Street, Richmond, Virginia, to discuss such business as may be presented by members, staff of the Small Business Administration, and others attending.

For further information write or call Raymond P. Kuttenkuler, Rm. 3015, 400 N. 8th Street, P.O. Box 10126, Richmond, Virginia 23234 or call (804) 782-2741.

Dated: August 22, 1975.

ANTHONY S. STASIO,
Chief Counsel for Advocacy,
Small Business Administration.

[FR Doc.75-22904 Filed 8-27-75;8:45 am]

SAN ANTONIO DISTRICT ADVISORY COUNCIL

Public Meeting

The Small Business Administration San Antonio District Advisory Council will hold a public meeting at 9:15 a.m. on Thursday, October 16, 1975, in the conference room of the Federal Building, 727 East Durango Street, San Antonio, Texas 78206, to discuss such business as may be presented by members, staff of the Small Business Administration, and others present. For further information write James S. Reed at the above address or call (512) 225-4966.

Dated: August 22, 1975.

ANTHONY S. STASIO,
Chief Counsel for Advocacy,
Small Business Administration.

[FR Doc.75-22905 Filed 8-27-75;8:45 am]

U.S. RAILWAY ASSOCIATION

[Docket No. 76-13]

CENTRAL RAILROAD COMPANY OF NEW JERSEY

Discontinuance of Passenger Service

DISCONTINUANCE OF ALL PASSENGER SERVICE—Newark-Phillipsburg, New York-Bay Head, New York & Long Branch Service, Bayonne-Cranford Shuttle Service, (Warren, Hunterdon, Somerset, Middlesex, Union, Essex, Ocean, Monmouth, and Hudson Counties, New Jersey).

On July 17, 1975, the Trustee of the Central Railroad Company of New Jersey, debtor, a railroad in reorganization under the Regional Rail Reorganization Act of 1973 (45 USC 701 *et seq.*), pursuant to authority granted by the United States District Court for the District of New Jersey in Order No. 763, applied to the United States Railway Association for the authorization required by Section 304(f) of that Act to discontinue all passenger service operated by it under contract to the State of New Jersey. At the time of filing, applicant provided service between Newark and Phillipsburg, Newark and Bay Head, and Bayonne and Cranford, in Warren, Hunterdon, Somerset, Middlesex, Union, Essex, Ocean, Monmouth, and Hudson Counties, New Jersey.

Section 304(f) provides that a railroad in reorganization may not discontinue service or abandon a line of railroad "unless it is authorized to do so by the Association and unless no state or local or regional transportation authority reasonably opposes such action."

Subsequently, on August 12, 1975, The District Court by Order No. 770, vacated its previous Order and directed the Trustee of the Central Railroad Company of New Jersey to withdraw its application.

Accordingly, the application filed on July 17, 1975, by the Trustee of the Central Railroad Company of New Jersey to discontinue all passenger service is dismissed.

This Order will be effective immediately.

Dated this 21st day of August, 1975.

[SEAL] ALAN L. DEAN,
Acting President,
United States Railway Association.

[FR Doc.75-22908 Filed 8-27-75;8:45 am]

VETERANS ADMINISTRATION

GERIATRIC RESEARCH AND CLINICAL CENTERS ADVISORY COMMITTEE

Meeting

The Veterans Administration gives notice pursuant to Public Law 92-463 that a meeting of the Geriatric Research and Clinical Centers Advisory Committee, authorized by 38 USC 4101, will be held in the Conference Room, Sheraton-Sand Keys Hotel, Clearwater Beach, Florida on October 6 and 7, 1975. The meeting will be for the purpose of reviewing the existing Geriatric Research, Education and Clinical Centers and advising the Veterans Administration on their development and future goals; deciding internal administration tasks of the Geriatric Research and Clinical Center Advisory Committee; and, most importantly, evaluating the proposals for the new Geriatric Research, Education and Clinical Centers and designating future Center sites. The Committee advises the Veterans Administration through the Assistant Chief Medical Director for Extended Care.

The meeting will be open to the public up to the seating capacity of the room from 9 a.m. to 12 p.m., October 6 and 7. To assure adequate accommodations, those who plan to attend should contact Dr. Paul A. L. Haber, Assistant Departmental Committee Manager, Veterans Administration Central Office, Washington, D.C. (202-389-3781) prior to September 22. The meeting will be closed from 1:45 to 6 p.m. on October 6, and 8 to 9 a.m. on October 7 in accordance with provisions set forth in Section 10(d) of Public Law 92-463 and section 552(b)(5) of Title 5, United States Code. The closed sessions of the meetings involve the discussion, examination, reference to and oral review of site visits, staff and consultant critiques of research protocols, and similar documents which are exempt from disclosure under the intra-agency memoranda exemption (Exemption 5) to section 552(b) of Title 5, United States Code. The portion of the meeting which necessitates examination of these documents will be closed to prevent inadvertent disclosure of these exempt records.

Dated: August 22, 1975.

By direction of the Administrator.

[SEAL] A. J. SCHULTZ, Jr.,
Associate Deputy Administrator.

[FR Doc.75-22872 Filed 8-27-75;8:45 am]

STATION COMMITTEE ON EDUCATIONAL ALLOWANCES

Meeting

Notice is hereby given pursuant to Section V, Review Procedure and Hearing Rules, Station Committee on Educational Allowances that on September 17, 1975, at 9:30 a.m., the Montgomery, Alabama Station Committee on Educational Allowances shall at 474 South Court Street, Montgomery, Alabama conduct a hearing to determine whether Veterans Administration benefits to all eligibile persons enrolled in Lawson State Community College, 3060 Wilson Road, Birmingham, Alabama should be discontinued, as provided in 38 CFR 21.4134, because a requirement of law is not being met or a provision of the law has been violated. All interested persons shall be permitted to attend, appear before, or file statements with the committee at that time and place.

Dated: August 22, 1975.

WILEY H. PARKMAN,
Director,
VA Regional Office.

[FR Doc.75-22907 Filed 8-27-75;8:45 am]

DEPARTMENT OF LABOR

Manpower Administration

EMPLOYMENT TRANSFER AND BUSINESS COMPETITION DETERMINATIONS UNDER THE RURAL DEVELOPMENT ACT

Applications

The organizations listed in the attachment have applied to the Secretary of Agriculture for financial assistance in the form of grants, loans, or loan guarantees in order to establish or improve facilities at the locations listed for the purposes given in the attached list. The financial assistance would be authorized by the Consolidated Farm and Rural Development Act, as amended, 7 U.S.C. 1924 (b), 1932, or 1942(b).

The Act requires the Secretary of Labor to determine whether such Federal assistance is calculated to or is likely to result in the transfer from one area to another of any employment or business activity provided by operations of the applicant. It is permissible to assist the establishment of a new branch, affiliate or subsidiary, only if this will not result in increased unemployment in the place of present operations and there is no reason to believe the new facility is being established with the intention of closing down an operating facility.

The Act also prohibits such assistance if the Secretary of Labor determines that it is calculated to or is likely to result in an increase in the production of goods, materials, or commodities, or the availability of services or facilities in the area, when there is not sufficient demand for such goods, materials, commodities, services, or facilities to employ the efficient capacity of existing competitive commercial or industrial enterprises, unless such financial or other assistance will not have an adverse effect upon existing competitive enterprises in the area.

The Secretary of Labor's review and certification procedures are set forth at 29 CFR Part 75, published January 29, 1975 (40 FR 4393). In determining whether the applications should be approved or denied, the Secretary will take into consideration the following factors:

1. The overall employment and unemployment situation in the local area in which the proposed facility will be located.

2. Employment trends in the same industry in the local area.

3. The potential effect of the new facility upon the local labor market, with particular emphasis upon its potential impact upon competitive enterprises in the same area.

4. The competitive effect upon other facilities in the same industry located in other areas (where such competition is a factor).

5. In the case of applications involving the establishment of branch plants or facilities, the potential effect of such new facilities on other existing plants or facilities operated by the applicant.

All persons wishing to bring to the attention of the Secretary of Labor any information pertinent to the determinations which must be made regarding these applications are invited to submit such information in writing on or before September 11, 1975 to: Deputy Assistant Secretary for Manpower, 601 D Street, NW., Washington, D.C. 20213.

Signed at Washington, D.C. this 25th day of August 1975.

BEN BURDETSKY,
Deputy Assistant Secretary
for Manpower.

Applications received during the week ending August 22, 1975

Name of applicant	Location of enterprise	Principal product or activity
George W. Matteo, Inc.	Laurel Springs, N.J.	Developers and builders of single and multifamily residences.
George H. Knecht & Sons, Inc.	West Deptford, N.J.	Moving and storage for home and industry.
Crown Corp.	Minden, W. Va.	Manufacture of insulated windows.
Molpus Lumber & Hardwood Co.	Philadelphia, Miss.	Manufacture of kiln-dried yellow pine lumber and green hardwood lumber.
Colquitt Farm Center	Newton, Ga.	General farm supplies; peanut buying and storage.
Lawrence Tanner, Jr.	Rutledge, Ala.	Custom meat slaughter and retail and wholesale meat sales.
Deist Forest Prod., Inc.	Wild Rose, Wis.	Sawmill.
Seidel's Sanitation Service, Inc.	Marshfield, Wis.	Garbage and refuse collection service.
Northern Ductile Castings, Inc.	Hibbing, Minn.	Foundry production of gray and ductile iron castings.
Rolling Hills Mobile Home Park	Shawano, Wis.	Mobile home park.
Southland Paint Co., Inc.	Gainesville, Tex.	Manufacture of paint.
Chronex Watch Corp.	Redwater, Tex.	Manufacture of digital time pieces.
Sedalia Area Development Corp.	Sedalia, Mo.	Warehousing.
Missouri Life, Inc.	Jefferson City, Mo.	Publish bi-monthly regional magazine.
Richard L. Nasby	Loveland, Colo.	Hardware merchandise.
Brown Feed & Seed	Monte Vista, Colo.	Feed manufacturing, seed processing, grain purchases and sales.
Skyline Basin Associates	Dayton, Wash.	Ski area.
Victorian Manor	Scappoose, Ore.	Nursing home.
Ronde Valley Lumber	Union, Ore.	Lumber and wood products.

[FR Doc.75-22886 Filed 8-27-75;8:45 am]

INTERSTATE COMMERCE COMMISSION

FREIGHT LOSS AND DAMAGE CLAIMS

Location Codes for Quarterly Reports; Proposed Revision

On page 27747 of the FEDERAL REGISTER of July 1, 1975, there was published a notice of proposed revision to Freight Loss and Damage Claims. The revision provides for alteration of location codes in quarterly reports of freight loss and damage claims to the Interstate Commerce Commission. Motor carriers and railroads filing Form QL&D and Form QL&D-R, shown in 49 CFR Part 1249; 49 CFR Part 1243, are affected. The proposed alteration involves addition of several location codes to Schedule B, and the renumbering of existing location codes. By providing a greater number of location codes, theft and loss statistics may be compiled for additional high-loss areas participating in the jointly sponsored Department of Justice and Department of Transportation city campaigns to reduce cargo theft and losses. Interested persons were given 30 days in which to submit comments, suggestions, or objections regarding the proposed revision.

No written objections were received and the proposed revision is hereby adopted without change and is set forth below.

Effective date. This ICC revision notice is effective October 1, 1975.

Approved: August 22, 1975.

Issued in Washington, D.C., on August 22, 1975.

[SEAL] JOHN A. GRADY,
Director, Bureau of Accounts.

[FR Doc.75-22920 Filed 8-27-75;8:45 am]

[Notice No. 842]

ASSIGNMENT OF HEARINGS

AUGUST 25, 1975.

Cases assigned for hearing, postponement, cancellation or oral argument appear below and will be published only once. This list contains prospective assignments only and does not include cases previously assigned hearing dates. The hearings will be on the issues as presently reflected in the Official Docket of the Commission. An attempt will be made to publish notices of cancellation of hearings as promptly as possible, but interested parties should take appropriate steps to insure that they are notified of cancellation or postponements of hearings in which they are interested.

MC 102817 Sub 21, Perkins Furniture Transport, Inc., now being assigned October 29, 1975 (3 days), at Indianapolis, Indiana, in a hearing room to be later designated.

MC 133977 Sub 20, Gene's, Inc., now being assigned November 3, 1975 (1 day), at Columbus, Ohio, in a hearing room to be later designated.

MC 125035 Sub 42, Ray E. Brown Trucking, Inc., now being assigned November 4, 1975 (1 day), at Columbus, Ohio, in a hearing room to be later designated.

MC 87103 Sub 15, Miller Transfer and Rigging Co., now being assigned November 5, 1975 (1 day), at Columbus, Ohio, in a hearing room to be later designated.

MC 51146 Sub 401, Schneider Transport, Inc., now being assigned November 6, 1975 (2 days), at Columbus, Ohio, in a hearing room to be later designated.

MC 124078 Sub 641, Schwerman Trucking Co., Application dismissed.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-22917 Filed 8-27-75;8:45 am]

[Notice No. 96]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

AUGUST 22, 1975.

Important Notice: The following are notices of filing of applications for temporary authority under Section 210a(a) of the Interstate Commerce Act provided for under the provisions of 49 C.F.R. § 1131.3. These rules provide that an original and six (6) copies of protests to an application may be filed with the field official named in the FEDERAL REGISTER publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the FEDERAL REGISTER. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the I.C.C. Field Office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 43217 (Sub-No. 65TA), filed August 15, 1975. Applicant: DAKOTA EXPRESS, INC., 2817 West 6th St., Sioux Falls, S. Dak. 57101. Applicant's representative: Bill White, 505 East Fifth St., South, South St. Paul, Minn. 55075. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from St. Paul, Minn., to points in Cook County, Ill., restricted to shipments originating at the plantsite and storage facilities of Gourmet Foods, Inc., at St. Paul, Minn., and destined to Cook County, Ill., for 180 days. Supporting shipper: Gourmet Foods, Inc., 860 Vandalia, St. Paul, Minn. 55114. Send protests to: J. L. Hammond, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 369, Federal Bldg., Pierre, S. Dak. 57501.

No. MC 118745 (Sub-No. 15TA), filed August 14, 1975. Applicant: JOHN PFROMMER, INC., P.O. Box 307, Douglassville, Pa. 19518. Applicant's representative: Theodore Polydoroff, Suite 600, 1250 Connecticut Ave. NW., Washington, D.C. 20036. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Limestone*, in dump vehicles, from the facilities of G. & W. H. Corson, Inc., at or near Myerstown, Pa., to Florence, N.J., restricted to traffic moving under a continuing contract or contracts with G. & W. H. Corson, Inc., for 180 days. Supporting shipper: G. & W. H. Corson, Inc., Plymouth Meeting, Pa. 19462. Send protests to: Monica A. Blodgett, Transportation Assistant, Interstate Commerce Commission, 600 Arch St., Room 3238, Philadelphia, Pa. 19106.

No. MC 118831 (Sub-No. 124TA), filed August 15, 1975. Applicant: CENTRAL TRANSPORT, INCORPORATED, P.O. Box 5388, High Point, N.C. 27262. Applicant's representative: Richard E. Shaw, (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oil*, liquid, in bulk, from Fayetteville, N.C., to points in South Carolina, viz: Greenville, Spartanburg, Anderson, Cayce, Florence, Charleston, and Sumter, S.C., for 180 days. Supporting shipper: Cargill, Incorporated, P.O. Box 1825, Fayetteville, N.C. 28302. Send protests to: Archie W. Andrews, District Supervisor, Bureau of Operations, Interstate Commerce Commission, P.O. Box 26896, Raleigh, N.C. 27611.

No. MC 123407 (Sub-No. 258TA), filed August 14, 1975. Applicant: SAWYER TRANSPORT, INC., South Haven Square, U.S. Highway 6, Valparaiso, Ind. 46383. Applicant's representative: Rice and Rice (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trusses, hardboard, insulating, building, and roofing materials*, from the plantsites and warehouse facilities of Richardson Lumber Company, at or near Denver, Colo., to points in Wyoming, for 180 days. Supporting shipper: Richardson Lumber Company, 1480 East 61st Ave., Denver, Colo. 80216. Send protests to: J. H. Gray, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 345 West Wayne St., Room 204, Fort Wayne, Ind. 46802.

No. MC 124078 (Sub-No. 658TA), filed August 14, 1975. Applicant: SCHWERMAN TRUCKING CO., 611 South 28 St., Milwaukee, Wis. 53215. Applicant's representative: Richard H. Prevette (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transport-

ing: *Sand*, in bulk, from Tuscaloosa, Ala., to Laurel, Miss., for 180 days. Supporting shipper: Hardy Sand Company, P.O. Box 629, 507 S.E. 2nd St., Hardy, Ala. 47704. Send protests to: John E. Ryden, Interstate Commerce Commission, Bureau of Operations, 135 West Wells St., Room 807, Milwaukee, Wis. 53203.

No. MC 124193 (Sub-No. 2TA), filed August 15, 1975. Applicant: JOSEPH BENNETT, doing business as M & P TRANSPORTATION CO., 1172 E. 96th St., Brooklyn, N.Y. 11236. Applicant's representative: Edward L. Nehez, 744 Broad St., Newark, N.J. 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities* as are used in the manufacture, sale, display, or modification of mattresses and upholstered furniture, and in connection therewith equipment, materials, and supplies used in the conduct of such business (except commodities in bulk, in tank vehicles), between Brooklyn, N.Y., on the one hand, and, on the other, Boston, Mass., and points in Connecticut, under continuing contract with Eclipse Sleep Products Inc., for 180 days. Supporting shipper: Eclipse Sleep Products Inc., 36 Milford St., Brooklyn, N.Y. Send protests to: Marvin Kampel, District Supervisor, Interstate Commerce Commission, 26 Federal Bldg., New York, N.Y. 10007.

No. MC 128841 (Sub-No. 9TA), filed August 14, 1975. Applicant: MUR-GAIL, INC., 301 North Fifth St., Minneapolis, Minn. 55403. Applicant's representative: Samuel Rubenstein (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Merchandise* handled by retail hardware stores, in shipper owner or leased equipment (trailers), from Minneapolis, Minn., and its Commercial Zone to points in Illinois, Indiana, Iowa, Michigan, Minnesota, Montana, North Dakota, Ohio, South Dakota, Wisconsin, and Wyoming, and *returned shipments* of the same merchandise, from points in the above-named destination States to Minneapolis, Minn., and its commercial zone, under a continuing contract or contracts with Coast to Coast Stores Central Organization, Inc., for 180 days. Supporting shipper: Coast to Coast Stores Central Organization, Inc., 7500 Excelsior Bldg., Minneapolis, Minn. 55426. Send protests to: A. N. Spath, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 414 Federal Bldg. & U.S. Courthouse, 110 S. 4th St., Minneapolis, Minn. 55401.

No. MC 133097 (Sub-No. 12TA), filed August 15, 1975. Applicant: SYSTEM REEFER SERVICE, INC., 4614 Lincoln Ave., Cypress, Calif. 90630. Applicant's representative: Charles E. Creager, 1329 Pennsylvania Ave., P.O. Box 1417, Hagerstown, Md. 21740. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Foodstuffs and food-treating compounds, chemicals, additives, and advertising paraphernalia*, in vehicles equipped with mechanical refrigeration and (2) *Commodities* the transportation of which is partially exempt from regulation under the provisions of Section 203(b)(6) of the Interstate Commerce Act, in mixed loads with the commodities named in (1) above; from Baltimore, Md., including its commercial zone, to points in the State of Washington, under continuing contract with McCormick & Company, Inc., for 180 days. Supporting shipper: McCormick & Company, Inc., 11100 McCormick Road, Hunt Valley, Md. 21031. Send protests to: Mildred I. Price, Transportation Assistant, Room 1321 Federal Bldg., 300 North Los Angeles St., Los Angeles, Calif. 90012.

No. MC 133651 (Sub-No. 2TA) (Partial correction), filed July 28, 1975, published in the FEDERAL REGISTER issue of August 12, 1975, and republished as corrected this issue. Applicant: DENRU TRUCKING CO., INC., 806 South 13th St., Newark, N.J. 07108. Applicant's representative: Charles J. Williams, 47 Lincoln Park, Newark, N.J. 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Canned meats*. The purpose of this republication is to change the restriction to read "restricted to shipments not exceeding 500 pounds in weight from consignor to one consignee on any one day." The rest of the application remains the same.

No. MC 134450 (Sub-No. 2TA) (Correction), filed July 10, 1975, published in the FEDERAL REGISTER issue of July 25, 1975, and republished as corrected this issue. Applicant: CARTAGE LEASING CO., INC., 17-02 Alden Terrace, Fair Lawn, N.J. 07410. Applicant's representative: George A. Olsen, 69 Tonnele Ave., Jersey City, N.J. 07306. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (except in bulk), for the account of First National Stores in shipper-owned trailers, between the warehouses of First National Stores, at South Kearny, N.J., and stores, warehouses of First National Stores, located at points in Massachusetts, under continuing contract with First National Stores, for 180 days. Supporting shipper: First National Stores, Inc., 123 Pennsylvania Ave., South Kearny, N.J. Send protests to: Joel Morrows, District Supervisor, Interstate Commerce Commission, 9 Clinton St., Newark, N.J. 07102. The purpose of this republication is to correct the territorial description in this proceeding.

No. MC 134922 (Sub-No. 146TA), filed August 8, 1975. Applicant: B. J. McADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: Don Garrison (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rubber articles* (except commodities in bulk, and those which because of size or weight require use of special equipment), from Trenton, N.J., to Santa Fe Springs, Calif., restricted to traffic originating at the plantsite and storage facilities of Acme-Hamilton, Inc., for 180 days. Supporting shipper: Acme-Hamilton Manufacturing Corp., P.O. Box 361, Trenton, N.J. 08603. Send protests to: William H. Land, Jr., District Supervisor, Interstate Commerce Commission, 3108 Federal Office Bldg., 700 West Capitol, Little Rock, Ark. 72201.

No. MC 139845 (Sub-No. 2TA), filed August 14, 1975. Applicant: BESELAERE CARTAGE AND FUELS LIMITED, 467 James St., Delhi, Ontario, Canada. Applicant's representative: Robert D. Gunderman, Suite 710, Statler Hilton, Buffalo, N.Y. 14202. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Liquid protein supplements*, not intended for human consumption, in bulk, in tank vehicles, for the account of Ruminant Nitrogen Products Company of Adrian, Mich., from Adrian, Mich., and Arcade, N.Y., to ports of entry on the United States-Canada Boundary line located in Michigan and New York, and returned shipments of the same commodities in the reverse direction, under continuing contract with Ruminant Nitrogen Products Company, for 180 days. Supporting shipper: Ruminant Nitrogen Products Company, P.O. Box 206, 770 Riverside Drive, Adrian, Mich. 49221. Send protests to: George M. Parker, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 612 Federal Bldg., 111 West Huron St., Buffalo, N.Y. 14202.

No. MC 140010 (Sub-No. 4TA), filed August 12, 1975. Applicant: JOSEPH MOVING & STORAGE CO., INC., doing business as ST. JOSEPH MOTOR LINES, 573 Dutch Valley Road NE., Atlanta, Ga. 30326. Applicant's representative: Richard M. Tetelbaum, 3379 Peachtree Rd. NE., Suite 375, Atlanta, Ga. 30326. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Furniture and components of furniture* (except commodities in bulk), from the plantsite and storage facilities of Universal Furniture Industries, Inc., in Fulton County Ga.; (2) *Damaged, refused, returned or rejected furniture, and components of furniture* (except commodities in bulk), from points in the destination States named in (1) above, to the origin named in (1) above, under continuing contract with Universal Furniture Industries, Inc., for 180 days. Supporting shipper: Universal Furniture, 115 Villanova Dr., S.W., Atlanta, Ga. 30336. Send protests to: William L. Scroggs, District Supervisor, 1252 W. Peachtree St., N.W., Room 546, Atlanta, Ga. 30309.

No. MC 140026 (Sub-No. 2TA), filed August 14, 1975. Applicant: ELDEN LYNN, JR. and VIRGIL NEWELL, doing business as LYNN & NEWELL TRANSPORTATION, Route 1, DeSoto, Kans. 66018. Applicant's representative: John L. Richeson, P.O. Box 7, Ottawa, Kans. 66067. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Prestressed concrete, components* used in prestressed concrete and equipment for the handling of prestressed concrete products, from the plantsite of Rocky

Mountain Prestress, Inc., at or near Edwardsville, Kans., to points within the St. Louis, Missouri, East St. Louis, Ill., Commercial Zone, under continuing contract with Rocky Mountain Prestress, Inc., for 180 days. Supporting shipper: Rocky Mountain Prestress, Inc., P.O. Box 11307, Kansas City, Kans. 66111. Send protests to: John V. Barry, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 600 Federal Bldg., Kansas City, Kans. 64106.

No. MC 141198 (Sub-No. 1TA), filed August 13, 1975. Applicant: RALPH CARESTIA, Route 1, Florence, Colo. 81226. Applicant's representative: Ralph Carestia (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, in bulk, in dump trucks, from the mine site of Canon Coal Company, approximately nine (9) miles south of Florence, Colo., to Raton, N. Mex., under continuing contract with Canon Coal Company, for 180 days. Supporting shipper: Canon Coal Company, Box 67, Florence, Colo. 81226. Send protests to: Herbert C. Rouff, District Supervisor, Interstate Commerce Commission, 2022 Federal Bldg., Denver, Colo. 80202.

No. MC 141241 TA, filed August 13, 1975. Applicant: PAUL BREWER, doing business as BREWER TRUCKING COMPANY, P.O. Box 1036, Dillon, S.C. 29536. Applicant's representative: William J. McLeod, 102 N. Third Ave., Dillon, S.C. 29536. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Furniture and plywood products*, from the facilities of Dillon Furniture and Plywood Company, Inc., Dillon, S.C., to points in Arkansas, Connecticut, Florida, Georgia, Illinois, Indiana, Iowa, Mississippi, Missouri, New Jersey, North Carolina, Ohio, Pennsylvania, Tennessee, Virginia, and Wisconsin; and tires and related articles, from points in Tennessee, Alabama, Ohio, and Oklahoma to the facilities of Dillon Tire Service, Inc., Dillon, S.C., under continuing contract with Dillon Furniture and Plywood Company, Inc., and Dillon Tire Service, Inc., both Dillon, S.C., for 180 days. Supporting shipper: Dillon Tire Service Company, Inc., East Main St., Dillon, S.C. 29536; Dillon Furniture and Plywood Company, Inc., N. 1st Ave., Dillon, S.C. 29536. Send protests to: E. E. Strotheid, District Supervisor, Interstate Commerce Commission, Room 302, 1400 Pickens St., Columbia, S.C. 29201.

No. MC 141242 TA, filed August 13, 1975. Applicant: TRANS-COASTAL FREIGHT LINES, INC., P.O. Drawer 1360, Summerville, S.C. 29483. Applicant's representative: George W. Clapp, P.O. Box 836, Taylors, S.C. 29687. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *New furniture* from City of Industry, Calif., to points in Arizona, Arkansas, Colorado, Florida, Idaho, Illinois, Indiana, Iowa, Kansas, Michigan, Missouri, Montana, Nebraska, Nevada, New Jersey, New Mexico, New York, Ohio, Oklahoma, Oregon, Pennsylvania, Texas, Utah, Washington, and Wyoming, to City of Industry, Calif.; and (2) *Returned, rejected, and damaged new furniture*, from points in Arizona, Arkansas, Colorado, Florida, Idaho, Illinois, Indiana, Iowa, Kansas, Michigan, Missouri, Montana, Nebraska, Nevada, New Jersey, New Mexico, New York, Ohio, Oklahoma, Oregon, Pennsylvania, Texas, Utah, Washington, and Wyoming, to City of Industry, Calif.; and (3) *Mirrors and component parts* used in the manufacture and distribution of new furniture, from points in North Carolina, to City of Industry, Calif. Restriction: Restricted to a transportation service to be performed under a continuing contract or contracts with I. J. Isenberg and Son, of City of Industry, Calif., for 180 days. Supporting shipper: I. J. Isenberg and Son, P.O. Box 3525, City of Industry, Calif. 91744. Send protests to: E. E. Strotheid, District Supervisor, 1400 Pickens St., Columbia, S.C. 29201.

No. MC 141243 TA, filed August 15, 1975. Applicant: JAYMAR TRUCKING CORP., 348 Ocean Ave., Jersey City, N.J. 07305. Applicant's representative: A. David Miller, 744 Broad St., Newark, N.J. 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lamps, lighting fixtures, wire, tungsten, light bulbs, and material and supplies* used in the manufacture of lighting equipment and fixtures, between the plantsites of Lightolier, Inc., or its subsidiaries at Jersey City and Kearny, N.J.; Fall River, Mass.; and Elgin, Ill.; and points in the United States east of the Mississippi River under continuing contract with Lightolier, Inc., and its wholly owned subsidiary, Aluminum Processing Corp., for 180 days. Supporting shipper: Lightolier, Inc., and its wholly owned subsidiary, Aluminum Processing Corporation, 346 Claremont Ave., Jersey City, N.J. 07305. Send protests to: Robert E. Johnston, District Supervisor, Interstate Commerce Commission, 9 Clinton St., Newark, N.J. 07102.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-22918 Filed 8-27-75;8:45 am]

[Notice No. 97]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

AUGUST 25, 1975.

Important Notice: The following are notices of filing of applications for temporary authority under Section 210a(a) of the Interstate Commerce Act provided for under the provisions of 49 C.F.R. § 1131.3. These rules provide that an original and six (6) copies of protests to an application may be filed with the field official named in the FEDERAL REGISTER publication no later than the 15th calendar day after the date the notice of the filing of the application is published in the FEDERAL REGISTER. One copy of the protest must be served on the applicant, or its authorized representative, if any, and the protestant must certify that such service has been made. The protest must identify the operating authority upon which it is predicated, specifying the "MC" docket and "Sub" number and quoting the particular portion of authority upon which it relies. Also, the protestant shall specify the service it can and will provide and the amount and type of equipment it will make available for use in connection with the service contemplated by the TA application. The weight accorded a protest shall be governed by the completeness and pertinence of the protestant's information.

Except as otherwise specifically noted, each applicant states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the I.C.C. Field Office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 30887 (Sub-No. 220TA), filed August 19, 1975. Applicant: SHIPLEY TRANSFER, INC., 1550 E. Patapsco Ave., Baltimore, Md. 21225. Applicant's representative: William B. Eckels (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid natural latex*, in bulk, in tank vehicles, from Baltimore, Md., to Troy, Ala., for 180 days. Supporting shipper: Robert H. Grable, Asst. Vice President, Akwell Industries, Inc., 510 Henderson Road, Troy, Ala. 36081. Send protests to: William L. Hughes, District Supervisor, Interstate Commerce Commission, 814-B Federal Bldg., Baltimore, Md. 21201.

No. MC 47010 (Sub-No. 6TA), filed August 18, 1975. Applicant: BERRY TRANSPORT, INC., 5315 NW. St. Helens Road, Portland, Oreg. 97210. Applicant's representative: Nick I. Goyak, 555 Benjamin Franklin Plaza, One Southwest Columbia, Portland, Oreg. 97258. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods, cannery supplies, and machinery and cans and can ends*, between Hammond and Astoria, Oreg., on the one hand, and, on the other, Vancouver, Wash., under continuing contract with Del Monte Corporation, for 180 days. Supporting shipper: Del Monte Corporation, 2001 Del Monte Way, Vancouver, Wash. 98660. Send protests to: W. J. Huetig, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 114 Pioneer Courthouse, Portland, Oreg. 97204.

No. MC 100525 (Sub-No. 1127TA), filed August 19, 1975. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 E. Lancaster Ave., Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular

routes, transporting: *Vinegar*, in bulk, in tank vehicles, from Houston, Tex., to points in Louisiana, for 180 days. Supporting shipper: National Vinegar Company, 4115 Gillespie, P.O. 2761, Houston, Tex. 77001. Send protests to: Monica A. Blodgett, Transportation Assistant, Interstate Commerce Commission, 600 Arch St., Room 3238, Philadelphia, Pa. 19106.

No. MC 105159 (Sub-No. 33TA), filed August 18, 1975. Applicant: KNUDSEN TRUCKING, INC., 1320 West Main St., Red Wing, Minn. 55066. Applicant's representative: Robert D. Gisvold, 1000 First National Bank Bldg., Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic agricultural containers*, from Lakeville, Minn., to points in the United States (except Alaska and Hawaii), for 180 days. Supporting shipper: National Polymers, Inc., 7920 W. 215th St., Lakeville, Minn. 55044. Send protests to: A. N. Spath, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 414 Federal Bldg. & U.S. Courthouse, 110 S. 4th St., Minneapolis, Minn. 55401.

No MC 106009 (Sub-No. 8TA), filed August 18, 1975. Applicant: CAUSTIC SODA TRANSPORTATION COMPANY, 787 Haywood Road, Asheville, N.C. 28806. Applicant's representative: James N. Golding, 4 S. Pack Square, Asheville, N.C. 28807. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ethylene clycol*, in bulk, in tank vehicles, *ethylene clycol*, used or recovered, suitable only for refining, from Penrose, N.C., to Cedar Mountain, N.C., from Cedar Mountain, N.C., to Penrose, on traffic having a subsequent out-of-State movement, for 180 days. Supporting shipper: E. I. duPont de Nemours & Co., 1007 Market St., Wilmington, Del. 19898. Send protests to: Terrell Price, District Supervisor, Interstate Commerce Commission, 800 Briar Creek Road, Room CC516, Mart Office Bldg., Charlotte, N.C. 28205.

No. MC 107012 (Sub-No. 222TA), filed August 14, 1975. Applicant: NORTH AMERICAN VAN LINES, INC., P.O. Box 988, Lincoln Highway and Meyer Road, Fort Wayne, Ind. 46801. Applicant's representative: David D. Bishop (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fabric dust filters including filter bags and filter cages*, from the plantsite and facilities of B.H.A. Division of Standard Havens, Inc., located at or near Slater, Mo., to points in the United States (except Alaska and Hawaii), for 180 days. Supporting shipper: Standard Havens, Inc., P.O. Box 75, Glasgow, Mo. 65254. Send protests to: J. H. Gray, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 345 West Wayne St., Room 204, Fort Wayne, Ind. 46802.

No. MC 110525 (Sub-No. 1128TA), filed August 19, 1975. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 E. Lancaster Ave., Downingtown, Pa. 19335. Applicant's representative: Thomas J. O'Brien (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, from Buffalo, N.Y., to ports of entry between the United States and Canada, located on the Niagara River for furtherance in foreign commerce, for 180 days. Supporting shipper: Huron Cement, Division of National Gypsum Company, 17515 West Nine Mile Road, Southfield, Mich. 48075. Send protests to: Monica A. Blodgett, Transportation Assistant, Interstate Commerce Commission, 600 Arch St., Room 3238, Philadelphia, Pa. 19106.

No. MC 116858 (Sub-No. 13TA), filed August 18, 1975. Applicant: J & M CARRIERS CORP., 43-06 54th Road, Maspeth, N.Y. 11378. Applicant's representative: Morton E. Kiel, 5 World Trade Center, New York, N.Y. 10048. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise* as is distributed by a premium stamp redemption center in redemption of premium stamps, and, in connection therewith, *equipment, materials, and supplies* used in the conduct of such business, from the site of the warehouse of Sperry & Hutchinson Co., in Metuchen, N.J., to Groton, Norwich, and Putnam, Conn.; *returned shipments* of the commodities specified hereinabove, and premium stamp books with stamps attached, from Groton, Norwich, and Putnam, Conn., to the site of the warehouse of Sperry & Hutchinson Co., in Metuchen, N.J., under continuing contract with Sperry & Hutchinson Co., for 180 days. Supporting shipper: Sperry & Hutchinson Co., 330 Madison Ave., New York, N.Y. 10017. Send protests to: Paul W. Assenza, District Supervisor, Interstate Commerce Commission, 26 Federal Plaza, New York, N.Y. 10007.

No. MC 117119 (Sub-No. 545TA), filed August 15, 1975. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., P.O. Box 188, Elm Springs, Ark. 72728. Applicant's representative: L. M. McLean (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals and related personal safety devices* (except in bulk), in mechanically refrigerated vehicles, from Somerset County, N.J., and Pleasants County, W. Va., to points in California and Texas, for 180 days. Supporting shipper: American Cyanamid Company, Bound Brook, N.J. 08805. Send protests to: William H. Land, Jr., District Supervisor, 3108 Federal Office Bldg., 700 West Capitol, Little Rock, Ark. 72201.

No. MC 119837 (Sub-No. 12TA), filed August 14, 1975. Applicant: OZARK MOTOR LINES, INC., 27 W. Illinois St., Memphis, Tenn. 38106. Applicant's representative: Warren A. Goff, 2008 Clark Tower, Memphis, Tenn. 38137. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except commodities in bulk, household goods as defined by the Commission, livestock, Classes A and B explosives, and articles which, because of size or weight require the use of special equipment), between Memphis, Tenn., and Batesville, Ark., and their respective commercial zone, from Memphis, Tenn., over Interstate 40 to its junction with Interstate 55 at or West Memphis, Ark.; thence over Interstate 55 to its intersection with U.S. Highway 64 near Marion, Ark.; thence over U.S. Highway 64 to its junction with U.S. Highway 167 at or near Bald Knob, Ark.; thence over U.S. Highway 167 to Batesville, Ark., and return over the same route, serving no intermediate points, applicant proposes to interline at Ash Flat, Ark., Memphis, Tenn.; Batesville Ark., for 180 days. Supporting Shippers: There are approximately 39 statements of support attached to the application, which may be examined at the Interstate Commerce Commission in Washington, D.C., or copies thereof which may be examined at the field office named below. Send protests to: Kenneth R. Inman, Transportation Specialist, Bureau of Operations, Interstate Commerce Commission, 435 Federal Office Bldg., 167 North Mal St., Memphis, Tenn. 38103.

No. MC 128273 (Sub-No. 197TA), filed August 18, 1975. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, Kans. 66701. Applicant's representative: David C. Freeman (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products*, from the facilities of Consolidated Papers, Inc., at or near Wisconsin Rapids, Biron, and Stevens Point, Wis., to points in Connecticut, Delaware, the District of Columbia, Illinois, south of Interstate 80, Indiana (except points in the Chicago commercial zone), Kentucky, lower peninsula of Michigan, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, and West Virginia, for 180 days. Supporting shipper: Consolidated Papers, Inc., Box 50, Wisconsin Rapids, Wis. 54494. Send protests to: M. E. Taylor, Interstate Commerce Commission, 501 Petroleum Bldg., Wichita, Kans. 67202.

No. MC 139926 (Sub-No. 1TA), filed August 18, 1975. Applicant: MILLER TRUCKING CO., INC., P.O. Drawer D, Stroud, Okla. 74079. Applicant's representative: Jack H. Blanshan, 205 West Touhy Ave., Park Ridge, Ill. 60068. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Carpets*, from Bristow, Okla., to points in Arizona, Arkansas, California, Colorado, Florida, Indiana, Iowa, Kentucky, Louisiana, Mississippi, Missouri, New Jersey, New Mexico, Ohio, Oregon, Pennsylvania, Texas, Washington, West Virginia, and points in Tennessee on and west of U.S. Highway 127 and to Albany, N.Y.; Baltimore, Md.; Boise, Idaho; Boston, Mass.; Butte, Mont.; Detroit, Mich.; Greenville, S.C.; Moline, Ill.; Omaha, Nebr.; Salt Lake City, Utah; and Wichita, Kans., and points in the commercial zones of the

respectively named cities, and (2) *equipment, materials and supplies* used or useful in the production of selling of carpets, from Columbiana, Ala.; Chattanooga, Decatur, Kingsport, and Old Hickory, Tenn.; Aragon, Commerce, Chattsworth, Dalton, Decatur, Hazelhurst, Moultrie, Rome, Savanah, Ft. Oglethrop, and Sylvania, Ga.; Seaford and Wilmington, Del.; Charlotte and McAdenville, N.C.; Greenville and Johnsonville, S.C.; Dallas, Galena Park, Houston, Longview, and San Antonio, Tex.; Baton Rouge, Homer, and New Orleans, La.; Bermuda Hundred, Martinsville, Rocky Mt., and Roanoke, Va.; Carthage and St. Louis, Mo.; and Los Angeles, Calif., and points in the commercial zones of the respectively named cities, to Bristow, Okla., under a continuing contract with Bristow Carpets, Inc., for 180 days. Supporting shipper: Bristow Carpets, Inc., 500 Industrial Blvd., Bristow, Okla. 74010. Send protests to: C. L. Phillips, Interstate Commerce Commission, Room 240 Old Post Office Bldg., 215 N.W. Third St., Oklahoma City, Okla. 73102.

No. MC 141100 (Sub-No. 1TA), filed August 18, 1975. Applicant: ROBERT ANDREWS and DERRELL ANDREWS, doing business as ANDREWS EQUIPMENT RENTALS, Cald Road, Prescott, Ark. 71857. Applicant's representative: Robert Andrews (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Sand, rock, and gravel*, from Pike and Nevada County, Ark., to Caddo, Bossier, and Webster Parish, La., under continuing contract with Prescott Sand and Gravel Company, Inc., for 180 days. Supporting shipper: Prescott Sand and Gravel Company, Inc., Cale Rod, Prescott, Ark. 71857. Send protests to: William H. Land, Jr., District Supervisor, 3108 Federal Office Bldg., 700 West Capitol, Little Rock, Ark. 72201.

No. MC 141246 TA, filed August 13, 1975. Applicant: RON DUNBAR, doing business as RON DUNBAR TRUCKING, P.O. Box 701, 9631 Elk Grove-Florin Road, Elk Grove, Calif. 95624. Applicant's representative: Ron Dunbar (same address as applicant). Authority sought to operate a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Prefabricated wooden frame house component packages and trusses*, from Elk Grove, Calif., to Reno, Fallon, Winnemucca, Carson City, North Shore, Lake Tahoe, Nev., under continuing contract with Pacific Modern Homes, Inc., for 180 days. Supporting shipper: Pacific Modern Homes, Inc., P.O. Box 670, Elk Grove, Calif. 95624. Send protests to: A. J. Rodriguez, District Supervisor, Interstate Commerce Commission, Bureau of Operations, 450 Golden Gate Ave., Box 36004, San Francisco, Calif. 94102.

No. MC 141247 TA, filed August 15, 1975. Applicant: LAWRENCE PILGRIM, doing business as PILGRIM TRUCKING COMPANY, P.O. Box 77, Cleveland, Ga. 30528. Applicant's representative: Jeffrey Kohlman, Suite 20, 1459 Peachtree St. N.E., Atlanta, Ga. 30309. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber, wood chips, wood shavings, and hogged wood materials*, from Cleveland, and Alto, Ga., to points in Alabama, Florida, Kentucky, Maryland, North Carolina, South Carolina, Tennessee, and Virginia, under continuing contract with Appalachian Industries, Inc., Lumber Division, for 180 days. Supporting shipper: Appalachian Industries, Inc., Lumber Division, Box 644, Gainesville, Ga. 30501. Send protests to: William L. Scroggs, District Supervisor, 1252 W. Peachtree St., N.W., Room 546, Atlanta, Ga. 30309.

APPLICATION OF PASSENGERS

No. MC 116140 (Sub-No. 7TA), filed August 15, 1975. Applicant: CAPITAL TRANSIT, INC., doing business as CONCORD COACH LINES, South Main St., Concord, N.H. 03301. Applicant's representative: Harry W. Blunt, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage* in one way and round trip special operations, beginning and/or ending at Plymouth, Laconia, Concord, Manchester, and Nashua, N.H., to Foxboro and Boston, Mass., for 180 days. Supporting shippers: Miceal G. Chamberlain, Program and Advertising Manager, New England Patriots, Foxboro, Mass. 02035; Carol Carson, Director, YMCA Senior Center, 20 S. Main St., Concord, N.H. 03301; Thomas Peters, Assistant Sales Manager, New Boston Garden Corporation, 150 Causeway St., Boston, Mass. 02114; Penny Pitou, President/Treasurer, Penny Pitou Travel, Inc., 55 Canal St., Laconia, N.H. 03301. Send protests to: Ross J. Seymour, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 313 Federal Bldg., Concord, N.H. 03301.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-22919 Filed 8-27-75; 8:45 am]

IRREGULAR-ROUTE MOTOR COMMON CARRIERS OF PROPERTY

Elimination of Gateway Letter Notices

AUGUST 25, 1975.

The following letter-notices of proposals to eliminate gateways for the purpose of reducing highway congestion, alleviating air and noise pollution, minimizing safety hazards, and conserving fuel have been filed with the Interstate Commerce Commission under the Commission's *Gateway Elimination* Rules (49 CFR 1065), and notice thereof to all interested persons is hereby given as provided in such rules.

An original and two copies of protests against the proposed elimination of any gateway herein described may be filed with the Interstate Commerce Commission September 8, 1975. A copy must also be served upon applicant or its representative. Protests against the elimination of a gateway will not operate to stay commencement of the proposed operation.

Successively filed letter-notices of the same carrier under these rules will be numbered consecutively for convenience in identification. Protests, if any, must refer to such letter-notices by number.

No. MC 115841 (Sub-E201), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORP., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats, frozen edible meat products, frozen edible meat by-products, and frozen edible articles distributed by meat packinghouses*, as defined by the Commission (except in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from the plantsite of Missouri Beef Packers, Inc., at or near Phelps, Mo., to (A) points in Florida, North Carolina, South Carolina (except Montgomery) (Nashville, Tenn. and Atlanta, Ga.)*; (B) Atlanta, Ga. (Nashville, Tenn.)* restricted to traffic originating at the above-named plantsite.

No. MC 115841 (Sub-E202), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORP., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods* (except in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from Buffalo, N.Y., to points in Florida, restricted to traffic originating at Buffalo, N.Y. The purpose of this filing is to eliminate the gateway of Atlanta, Ga.

No. MC 115841 (Sub-E203), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORP., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods* (except frozen fruits, berries, and vegetables, frozen french fried onion rings, frozen potatoe products, and frozen cooked squash), in vehicles equipped with mechanical refrigeration, from Seabrook, N.J., to points in Florida and points in Alabama on and east of U.S. Highway 31 (except Montgomery). The purpose of this filing is to eliminate the gateway of Atlanta, Ga.

No. MC 115841 (Sub-E204), filed May 22, 1975, Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORP., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Au-

thority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen french fried onion rings, frozen potato products, and frozen cooked squash*, in vehicles equipped with mechanical refrigeration, from Seabrook, N.J., and Baltimore, Md., to points in Florida and points in Alabama on and east of U.S. Highway 31 (excet Montgomery). The purpose of this filing is to eliminate the gateway of Atlanta, Ga.

No. MC 115841 (Sub-E205), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORP., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods* (except in bulk, or in tank vehicles) in vehicles equipped with mechanical refrigeration, from Atlanta, Ga., to points in Alabama on and north of U.S. Highway 80. The purpose of this filing is to eliminate the gateway of points in Alabama on and north of U.S. Highway 80 and on and east of U.S. Highway 31.

No. MC 115841 (Sub-E206), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORP., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats, frozen edible products, frozen edible meat by-products, and frozen edible articles distributed by meat packinghouses*, as defined by the Commission (except in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from Lexington, Ky., to points in Florida, and points in South Carolina on, south, and east of U.S. Highway 17. The purpose of this filing is to eliminate the gateway of Atlanta, Ga.

No. MC 115841 (Sub-No. E209), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods, edible bakery materials* (except in bulk), in vehicles equipped with mechanical refrigeration, from Belleville, N.J., to points in Alabama on and east of U.S. Highway 31 (except Montgomery). The purpose of this filing is to eliminate the gateways of Knoxville and Chattanooga, Tenn., and Atlanta, Ga.

No. MC 115841 (Sub-No. E210), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats, frozen edible meat products, frozen edible meat by-products*, and *frozen edible articles* distributed by meat packinghouses, as defined by the Commission (except in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from the plant site and storage facilities of Swift and Company, at or near Glenwood, Iowa, to points in Florida, and points in Alabama on, south, and east of a line beginning at the Alabama-Georgia State line and extending along U.S. Highway 80 to junction U.S. Highway 331, thence along U.S. Highway 331 to the Alabama-Florida State line (except Montgomery). The purpose of this filing is to eliminate the gateways of Nashville, Tenn., and Atlanta, Ga.

No. MC 115841 (Sub-No. E211), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen pizza pie ingredients*, in vehicles equipped with mechanical refrigeration, from Nashville, Tenn., to points in Florida on and east of Florida Highway 87, points in Alabama on, south, and east of a line beginning at the Alabama-Georgia State line and extending along Alabama Highway 10 to junction Alabama Highway 27, thence along Alabama Highway 27 to the Alabama-Florida State line, points in South Carolina (except Chesterfield and Marlboro Counties), and points in North Carolina on and east of a line beginning at the North Carolina-Virginia State line and extending along North Carolina Highway 11 to junction North Carolina Highway 41, thence along North Carolina Highway 41 to junction U.S. Highway 701, thence along U.S. Highway 701 to the North Carolina-South Carolina State line. The purpose of this filing is to eliminate the gateway of Atlanta, Ga.

No. MC 115841 (Sub-No. E212), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats, frozen edible meat products, frozen edible meat by-products*, and *frozen edible articles* distributed by meat packinghouses, as defined by the Commission (except in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from the plant site of Missouri Beef Packers at Plainview, Tex., to points in Florida on and east of U.S. Highway 319. The purpose of this filing is to eliminate the gateway of Atlanta, Ga.

No. MC 115841 (Sub-E213), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORP., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *frozen edible bakery products, frozen edible dessert topping, and frozen edible bakery goods topping*, in vehicles equipped with mechanical refrigeration, from Chadds Ford, Maryville, Morgantown, and Pottstown, Pa.; (A) to points in Alabama on, south, and east of a line beginning at the Alabama-Georgia State line and extending along U.S. Highway 278, to junction U.S. Highway 31, to the Gulf of Mexico (except Montgomery) (Chattanooga, Tenn., and Atlanta, Ga.)*; (B) to Atlanta, Ga. (Chattanooga, Tenn.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-E214), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible fruits and frozen edible vegetables*, in vehicles equipped with mechanical refrigeration, from Fairport, Ontario, and Webster, N.Y. to (A) points in Alabama on, south, and east of a line beginning at the Alabama-Georgia State line and extending along U.S. Highway 278, to junction U.S. Highway 31, to the Gulf of Mexico (except Montgomery) (Chattanooga, Tenn. and Atlanta, Ga.)*; (B) Atlanta, Ga. (Chattanooga, Tenn.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E229), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats*, in vehicles equipped with mechanical refrigeration, from Decatur, Ala., to points in North Carolina, South Carolina (except points in Chesterfield and Marlboro Counties), and points in Florida on and east of U.S. Highway 231. The purpose of this filing is to eliminate the gateway of Atlanta, Ga.

No. MC 115841 (Sub-No. E230), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats, frozen edible meat products, frozen edible meat by-products, frozen edible dairy products*, and *frozen edible articles*, articles distributed by meat packinghouses, as defined by the Commission (except in bulk), in vehicles equipped with mechanical refrigeration, from Springfield, N.J., to (a) Atlanta, Ga. (Chattanooga, Tenn.)*, and (b) points in Alabama on and east of U.S. Highway 31 (except Montgomery) (Chattanooga, Tenn., and Atlanta,

Ga.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E231), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods* (except in bulk, in tank vehicles), in vehicles equipped with mechanical refrigeration, from Pittsburgh, Pa., to points in Alabama on, south, and east of a line beginning at the Alabama-Georgia State line and extending along Interstate Highway 59 to junction U.S. Highway 31, thence along U.S. Highway 31 to Mobile Bay (except Montgomery). The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., and Atlanta, Ga.

No. MC 115841 (Sub-No. E236), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats, frozen edible meat products*, and *frozen edible meat by-products*, as defined by the Commission (except in bulk, in tank vehicles), in vehicles equipped in mechanical refrigeration, from West Richfield, Ohio, (a) to Atlanta, Ga. (Chattanooga, Tenn.)*, and (b) to points in Alabama on and south of a line beginning at the Alabama-Georgia State line and extending along U.S. Highway 278 to junction U.S. Highway 31, thence along U.S. Highway 31 to Mobile Bay (except Montgomery) (Chattanooga, Tenn., and Atlanta, Ga.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 115841 (Sub-No. E237), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, and *frozen edible agricultural commodities* (not including manufactured products thereof), as defined in Section 203(b)(6) of the Interstate Commerce Act when moving in mixed loads with the aforementioned commodities, in vehicles equipped with mechanical refrigeration, from points in Knox County, Tenn., to (a) Atlanta, Ga. (Chattanooga, Tenn.*), (b) points in Alabama on and south of a line beginning at the Alabama-Georgia State line extending along U.S. Highway 84 to junction U.S. Highway 31, thence along U.S. Highway 31 to Mobile Bay (except Montgomery) (Chattanooga, Tenn., and Atlanta, Ga.*). The purpose of this filing is to eliminate the gateways indicated by the asterisks above.

No. MC 115841 (Sub-No. E238), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, (1) from points in Erie County, N.Y., (a) to Atlanta, Ga., (Birmingham, Ala.*), (b) to points in Alabama on, south, and east of a line beginning at the Alabama-Georgia State line extending along U.S. Highway 278 to junction U.S. Highway 31, thence along U.S. Highway 31 to Mobile Bay (except Montgomery) (Birmingham, Ala., and Atlanta, Ga.*); (2) from points in Chautauqua County, N.Y., (a) to Atlanta, Ga., (Birmingham, Ala.*), and (b) to points in Alabama on and east of U.S. Highway 31 and south of Alabama Highway 10 (Birmingham, Ala., and Atlanta, Ga.*). The purpose of this filing is to eliminate the gateways indicated by the asterisks above.

No. MC 115841 (Sub-No. E240), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible meats*, in vehicles equipped with mechanical refrigeration, from Roanoke, Va., (a) to Atlanta, Ga. (Chattanooga, Tenn.*), and (b) to points in Alabama on, south, and east of a line beginning at the Alabama-Georgia State line extending along U.S. Highway 78 to junction U.S. Highway 31, thence along U.S. Highway 31 to Mobile Bay (except Montgomery) (Chattanooga, Tenn., and Atlanta, Ga.*). The purpose of this filing is to eliminate the gateways indicated by the asterisks above.

No. MC 15841 (Sub-No. E256), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen prepared foods*, in vehicles equipped with mechanical refrigeration, from New York, N.Y., Union City and Jersey City, N.J., and Philadelphia, Pa., to Atlanta, Ga. The purpose of this filing is to eliminate the gateway of Chattanooga, Tenn.

No. MC 115841 (Sub-No. E265), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, from Albion, Avon, Fulton, Geneseo, Holley, LeRoy, Medina, Mt. Morris, Oswego, Waterport, and Wayland, N.Y., to points in California on and south of a line beginning at the California-Arizona State line and extending along U.S. Highway 10 to junction California Highway 78 to the Pacific Ocean (including San Diego County). The purpose of this filing is to eliminate the gateway of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E266), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION, INC., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, in vehicles equipped with mechanical refrigeration, from Binghamton, N.Y., to points in Arkansas on and south of a line beginning at the Arkansas-Mississippi State line extending along U.S. Highway 49 to junction U.S. Highway 79, thence along U.S. Highway 79 to junction U.S. Highway 82, thence along U.S. Highway 82 to the Arkansas-Texas State line. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-No. E267), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen edible beef, lamb and veal cuts*, in vehicles equipped with mechanical refrigeration, from New York, N.Y., to points in Arkansas on and south of U.S. Highways 40 and 30. The purpose of this filing is to eliminate the gateways of Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-E359), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORP., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods, and frozen edible food preparations* (except bananas and commodities in bulk), in vehicles equipped with mechanical refrigeration, from New York, N.Y., points in Rockland County, N.Y., east of the Garden State Parkway and south of Interstate Highway 287, points in Westchester County, south of Interstate Highway 287, points in Nassau County, N.Y., west of Nassau County Highway 1, and points in Bergen, Essex, Hudson, Passaic, and Hudson Counties, N.J., to points in Alabama on and north of U.S. Highway 80. The purpose of this filing is to eliminate the gateways of the facilities of Pet Milk Company at Chambersburg, Pa., Chattanooga, Tenn., Atlanta,

Ga., and points in Alabama on and east of U.S. Highway 31 and on and north of U.S. Highway 80.

No MC 115841 (Sub-E360), filed May 22, 1975. Applicant: COLONIAL REFRIGERATION TRANSPORTATION INCORP., P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods and frozen edible food preparations* (except bananas and commodities in bulk), in vehicles equipped with mechanical refrigeration, from New York, N.Y., points Rockland County, N.Y., east of the Garden State Parkway and south of Interstate Highway 287, points in Westchester County, N.Y., south of Interstate Highway 287, points in Nassau County, N.Y., west of Nassau County Highway 1, and points in Bergen, Essex, Hudson, Passaic, and Union Counties, N.J., to points in Mississippi, Louisiana, and points in Arkansas on and south of Interstate Highway 40. The purpose of this filing is to eliminate the gateways of the facilities of Pet Milk Company at Chambersburg, Pa., Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 115841 (Sub-E361), filed May 22, 1975. Applicant: COLONIAL REFRIGERATED TRANSPORTATION INCORPORATED, P.O. Box 10327, Birmingham, Ala. 35201. Applicant's representative: Roger M. Shaner (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods and frozen edible food preparations* (except bananas and commodities in bulk), in vehicles equipped with mechanical refrigeration from New York, N.Y., points in Rockland County, N.Y., east of the Garden State Parkway and south of Interstate Highway 287, points in Nassau County, N.Y., west of Nassau County Highway 1, and points in Bergen, Essex, Hudson, Passaic, and Union Counties, N.J., to points in California and points in Oregon on and west of Interstate Highway 5. The purpose of this filing is to eliminate the gateway of the facilities of Pet Milk Company at Chambersburg, Pa., Chattanooga, Tenn., Atlanta, Ga., and Birmingham, Ala.

No. MC 117344 (Sub-No. E70) (Correction), filed June 4, 1974, published in the FEDERAL REGISTER March 19, 1975. Applicant: THE MAXWELL COMPANY, 10380 Evendale Drive, Cincinnati, Ohio 45215. Applicant's representative: Thomas L. Maxwell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Vegetable oils*, in bulk, in tank vehicles, from points in that part of Indiana on, south, and east of a line beginning at the Indiana-Ohio State line extending along Indiana Highway 44 to junction Indiana Highway 3, thence along Indiana Highway 3 to the Indiana-Kentucky State line, to points in Michigan and Wisconsin. The purpose of this filing is to eliminate the gateway of Cincinnati, Ohio. The purpose of this correction is to set forth the destination territory.

No. MC 117344 (Sub-E124), filed June 18, 1975. Applicant: THE MAXWELL CO., 10380 Evendale Drive, Cincinnati, Ohio 45215. Applicant's representative: Thomas Maxwell (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal tar chemicals*, in bulk, in tank vehicles, from Hamilton and Middletown, Ohio, to those points in Illinois on, south, and west of a line beginning at the Illinois-Indiana State line and extending along U.S. Hwy. 150 to Paris, thence west along Illinois Hwy. 133 to junction IL Hwy. 32, thence along IL Hwy. 32 to junction U.S. Hwy. 36, thence along U.S. Hwy. 36 to Decatur, thence along U.S. Hwy. 51 to Bloomington, thence along U.S. Hwy. 66 to Gardner, thence along IL Hwy. 53 to junction Interstate Hwy. 55, thence along Interstate Hwy. 55 to Lake Michigan (except points in the St. Louis, MO-East St. Louis, Illinois, commercial zone as defined by the Commission). The purpose of this filing is to eliminate the gateway of Cincinnati, Ohio, and Jackson County, Indiana.

No. MC 119777 (Sub-No. E23), filed April 9, 1974. Applicant: LIGON SPECIALIZED HAULER INC., P.O. Drawer L, Madison, Ky. 42431. Applicant's representative: Jean Holmes (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mining machinery and equipment and parts and accessories* for mining machinery and equipment, which are commodities, the transportation of which, because of their size or weight, require the use of special equipment, related machinery parts, and related contractors' materials and supplies, when their transportation is incidental to the transportation of such commodities (except prefabricated buildings, and except oil field commodities, as described in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, 299), between Cannonsburg, Pa., on the one hand, and, on the other, points in Tennessee on and west of a line beginning at the Kentucky-Tennessee State line extending along U.S. Highway 31W to junction Tennessee Highway 25, thence along Tennessee Highway 25 to junction Tennessee Highway 109, thence along Tennessee Highway 109 to junction U.S. Highway 70, thence along U.S. Highway 70 to junction U.S. Highway 231, thence along U.S. Highway 231 to junction U.S. Highway 70S, thence along U.S. Highway 70S to junction Tennessee Highway 56, thence along Tennessee Highway 56 to the Alabama-Tennessee State line. The purpose of this filing is to eliminate the gateway of Madisonville, Ky.

No. MC 119777 (Sub-E24), filed April 9, 1974. Applicant: LIGON SPECIALIZED HAULER INC., P.O. Drawer L, Madisonville, Ky. 42431. Applicant's representative: Jean Holmes (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Ferrochrome, ferrochrome silicon, ferro-silicon silicon-manganese, ferro-manganese, siliconmetal, scrap iron* for melting purposes only, (A) (1) from points in Connecticut to points in Arkansas, Kansas, Louisiana, Mississippi, Oklahoma, and Texas; (2) from points in Illinois to points in Alabama, Florida, and Georgia; (3) from points in Indiana to points in Louisiana, Mississippi, and Texas; (4) from points in Kentucky to points in Texas; (5) from points in Maryland to points in Arkansas, Kansas, Louisiana, Oklahoma, and Texas; (6) from points in Michigan to points in Florida, Louisiana, and Mississippi; (7) from points in New Jersey to points in Arkansas, Kansas, Louisiana, Mississippi, Oklahoma, and Texas; (8) from points in New York to points in Arkansas, Louisiana, Mississippi, Oklahoma, and Texas; (9) from points in Ohio to points in Arkansas, Louisiana, Mississippi, Oklahoma, and Texas; (10) from points in Pennsylvania, to points in Arkansas, Louisiana, Mississippi, Oklahoma, and Texas; (11) from points in West Virginia to points in Arkansas, Oklahoma, and Texas; (B) (1) from points in Connecticut to points in Alabama on and west of a line beginning at the Alabama-Tennessee State line on U.S. Highway 43, thence south on U.S. Highway 43 to the terminus at Mobile, Alabama; (2) from Canaan and East Thompson, Connecticut, to Pensacola, Florida.

(3) From points in Connecticut to points in Iowa on, south, and west of a line beginning at the Iowa-Missouri State line on U.S. Highway 169, thence north on U.S. Highway 169 to the junction of Iowa Highway 2, thence west on Iowa Highway 2 to the Iowa-Nebraska State line; (4) from points in Connecticut to points in Missouri on, west, and south of a line beginning at the Missouri-Iowa State line on U.S. Highway 65, thence south on U.S. Highway 65 to the junction of Missouri Highway 6, thence east on Missouri Highway 6 to the junction of U.S. Highway 63, thence south on U.S. Highway 63 to the junction of U.S. Highway 36, thence east on U.S. Highway 36 to the Missouri-Illinois State line; (5) from points in Connecticut to points in Tennessee on and west of a line beginning at the Tennessee-Kentucky State line on U.S. Highway 431, thence south on U.S. Highway 431 to the junction of U.S. Highway 31, thence south on U.S. Highway 31, to the Tennessee-Alabama State line; (6) from points in Illinois on, north, and east of a line beginning at East Dubuque, Illinois, thence east on U.S. Highway 20 to the junction of U.S. Highway 51, thence south on U.S. Highway 51 to the junction of U.S. Highway 150, thence southeast on U.S. Highway 150 to the junction of Illinois Highway 130, thence south on Illinois Highway 130 to the junction of U.S. Highway 50, thence east on U.S. Highway 50 to the Illinois-Indiana State line to points in Arkansas on, south, and east of a line beginning

at the Arkansas-Oklahoma State line on U.S. Highway 70, thence east on U.S. Highway 70 to the junction of U.S. Highway 61, thence northwest on U.S. Highway 61 to the Arkansas-Missouri State line; (7) from points in Illinois on and south of a line beginning at the Illinois-Indiana State line on Illinois Highway 141, thence west on Illinois Highway 141 to the junction of U.S. Highway 45, thence southwest on U.S. Highway 45 to the junction of Illinois Highway 13, thence west on Illinois Highway 13 to the junction of Illinois Highway 149, thence west on Illinois Highway 149 to the junction of Illinois Highway 3, thence northwest on Illinois Highway 3 to a terminus at Chester, Illinois, to points in Delaware;

(8) From Cairo and Brookport, Illinois, to points in Iowa on and north of a line beginning at the Iowa-Nebraska State line on Iowa Highway 2, thence east on Iowa Highway 2 to the junction of U.S. Highway 169, thence north on U.S. Highway 169 to the junction of U.S. Highway 6, thence east on U.S. Highway 6 to the Iowa-Illinois State line; (9) from points in Illinois on and south of a line beginning at the Illinois-Kentucky State line on U.S. Highway 45, thence north on U.S. Highway 45 to the junction of Illinois Highway 169, thence west on Illinois Highway 169 to the junction of Illinois Highway 37, thence south on Illinois Highway 37 to the terminus at Cairo, Illinois, to points in Kansas on, north, and west of a line beginning at the Kansas-Oklahoma State line on U.S. Highway 77, thence north on U.S. Highway 77 to the junction of Kansas Highway 15, thence west on Kansas Highway 15 to the junction of U.S. Highway 81, thence northwest on U.S. Highway 81 to the junction of U.S. Highway 36, thence east on U.S. Highway 36 to the junction of Kansas Highway 15W, thence north on Kansas Highway 15W to the Kansas-Nebraska State line; (10) from points in Illinois to points in Louisiana on, south, and east of a line beginning at the Louisiana-Texas State line on Louisiana Highway 6, thence northeast on Louisiana Highway 6 to the junction of U.S. Highway 84, thence east on U.S. Highway 84 to the junction of Louisiana Highway 34, thence north on Louisiana Highway 34 to the junction of U.S. Highway 165, thence north on U.S. Highway 165 to the junction of Louisiana Highway 2, thence east on Louisiana Highway 2 to the junction of U.S. Highway 65, thence north on U.S. Highway 65 to the Louisiana-Arkansas State line; (11) from points in Illinois on, north, and east of a line beginning at Quincy, Illinois, thence east on U.S. Highway 24 to the junction of Illinois Highway 125, thence southeast on Illinois Highway 125 to Springfield, Illinois, thence southeast on Illinois Highway 29, to the junction of U.S. Highway 51, thence south on U.S. Highway 51 to the junction of U.S. Highway 50, thence east on U.S. Highway 50 to the junction of Illinois Highway 37, thence south on Illinois Highway 37 to the junction of Illinois Highway 146, thence east on Illinois Highway 146 to the junction of U.S. Highway 45, thence south on U.S. Highway 45 to the Kentucky-Illinois State line to points in Mississippi;

(12) From points in Illinois on and east of a line beginning at the Illinois-Indiana State line on U.S. Highway 136, thence west and north on U.S. Highway 136 to the junction of Illinois Highway 1, thence north on Illinois Highway 1 to the junction of Illinois Highway 17, thence west on Illinois Highway 17 to the junction of U.S. Highway 45, thence north on U.S. Highway 45 to the Illinois-Wisconsin State line to points in Missouri on and south of a line beginning at the Missouri-Kentucky State line on U.S. Highway 60, thence west on U.S. Highway 60 to the junction of U.S. Highway 160, thence west on U.S. Highway 160 to the junction of Missouri Highway 21, thence south on Missouri Highway 21 to the Missouri-Arkansas State line; (13) from points in Illinois on and east of a line beginning at the Illinois-Indiana State line on U.S. Highway 136, thence west on U.S. Highway 136 to the junction of Illinois Highway 1, thence south on Illinois Highway 1 to the junction of U.S. Highway 40, thence west on U.S. Highway 40 to the junction of Illinois Highway 130, thence south on Illinois Highway 130 to the junction of U.S. Highway 50, thence west on U.S. Highway 50 to the junction of U.S. Highway 45, thence south on U.S. Highway 45 to the junction of Illinois Highway 15, thence west on Illinois Highway 15 to the junction of Illinois Highway 37, thence south on Illinois Highway 37 to the junction of Illinois Highway 146, thence west on Illinois Highway 146 to the junction of U.S. Highway 51, thence south on U.S. Highway 51, to a terminus at Cairo, Illinois, to points in Oklahoma on and west of a line beginning at the Oklahoma-Kansas State line, on U.S. Highway 183, thence south on U.S. Highway 183 to the junction of U.S. Highway 270, thence southeast on U.S. Highway 270 to the junction of Interstate Highway 40, thence east on Interstate Highway 40 to the junction of U.S. Highway 177, thence south on U.S. Highway 177 to the junction of Oklahoma Highway 19, thence east on Oklahoma Highway 19 to the junction of Oklahoma Highway 3, thence southeast on Oklahoma Highway 3 to the Oklahoma-Arkansas State line;

(14) From points in Illinois to Columbia, Charleston, and Owen, South Carolina; (15) from points in Illinois on and north of a line beginning at the Illinois-Indiana State line on U.S. Highway 24, thence west on U.S. Highway 24 to the junction of U.S. Highway 66, thence south on U.S. Highway 66 to the junction of U.S. Highway 36, thence west on U.S. Highway 36 to the junction of U.S. Highway 54, thence southwest on U.S. Highway 54 to the Illinois-Missouri State line to points in Tennessee on and west of a line beginning at the Tennessee-Kentucky State line on U.S. Highway 41A, thence southeast on U.S. Highway 41A to the junction of U.S. Highway 31, thence south on U.S. Highway 31 to the Tennessee-Alabama State line; (16) from points in Illinois on, east, and south a line beginning at the Illinois-Indiana State line on U.S. Highway 136, thence west on U.S. Highway 136 to the junction of Illinois Highway 1, thence south on Illinois Highway 1 to the junction of U.S. Highway 50, thence west on U.S. Highway 50 to the junction of U.S. Highway 45, thence south on U.S. Highway 45 to the junction of Illinois Highway 146, thence west on Illinois Highway 146 to the junction of Illinois Highway 37, thence south on Illinois Highway 37 to the junction of U.S. Highway 51, thence south on U.S. Highway 51 to a terminus at Cairo, Illinois, to points in Texas;

(17) From points in Illinois on, south, and west of a line beginning at East St. Louis, Illinois, thence south on Illinois Highway 3 to the junction of Illinois Highway 149, thence east on Illinois Highway 149 to the junction of Illinois Highway 13, thence east on Illinois Highway 13 to the Illinois-Kentucky State line to points in Virginia; (18) from Cairo and Brookport, Illinois, to points in Wisconsin; (19) from Ray, Indiana, and points in Indiana on, north and west of a line beginning at the Michigan-Indiana State line on Interstate Highway 69, thence south on Interstate Highway 69 to the junction of U.S. Highway 27, thence south on U.S. Highway 27 to the junction of U.S. Highway 24, thence southwest on U.S. Highway 24 to the junction of Indiana Highway 37, thence south on Indiana Highway 37 to the junction of Interstate Highway 465, thence southwest on Interstate Highway 465 to the junction of Indiana Highway 67, thence south on Indiana Highway 67 to the junction of U.S. Highway 41, thence south on U.S. Highway 41 to the Indiana-Kentucky State line to points in Alabama on, south, and west of a line beginning at the Tennessee-Alabama State line on Alabama Highway 17, thence south on Alabama Highway 17 to the junction of Alabama Highway 243, thence southeast on Alabama Highway 243 to the junction of Alabama Secondary Highway 93, thence south on Alabama Secondary Highway 93 to the junction of Alabama Highway 195, thence south on Alabama Highway 195 to the junction of U.S. Highway 78, thence southeast on U.S. Highway 78 to the junction of U.S. Highway 31, thence south on U.S. Highway 31 to Montgomery, Alabama, thence east on U.S. Highway 80 to the Alabama-Georgia State line; (20) from points in Indiana to points in Arkansas on and south of a line beginning at Fort Smith, Arkansas, thence east on U.S. Highway 64 to the junction of U.S. Highway 67, thence northeast on U.S. Highway 67 to the junction of Arkansas Highway 25, thence east on Arkansas Highway 25 to the Arkansas-Missouri State line;

(21) From Evansville, Indiana, to Delaware; (22) from points in Indiana on and west of Indiana Highway 37 to points in Florida; (23) from points in Indiana on and west of a line beginning

at the Indiana-Kentucky State line on U.S. Highway 41, thence north on U.S. Highway 41 to the junction of U.S. Highway 30, thence east on U.S. Highway 30 to the junction of Indiana Highway 53, thence north on Indiana Highway 53 to a terminus at Gary, Indiana, to points in Georgia on, south, and east of a line beginning at the Georgia-Alabama State line on U.S. Highway 278, thence east on U.S. Highway 278 to the junction of Georgia Highway 113, thence northeast on Georgia Highway 113 to the junction of Georgia Highway 61, thence north on Georgia Highway 61 to the junction of Georgia Highway 20, thence east on Georgia Highway 20 to the junction of U.S. Highway 19, thence north on U.S. Highway 19 to the Georgia-North Carolina State line; (24) from Jeffersonville, Indiana, and points in Indiana on and south of a line beginning at Evansville, Indiana, thence east on U.S. Highway 460 to the Kentucky-Indiana State line to points in Iowa on and west of a line beginning at the Iowa-Missouri State line on U.S. Highway 59, thence north on U.S. Highway 59 to the junction of Iowa Highway 3, thence east on Iowa Highway 3 to the junction of U.S. Highway 71, thence north on U.S. Highway 71 to the junction of Iowa Highway 9, thence east on Iowa Highway 9 to the junction of Iowa Highway 4, thence north on Iowa Highway 4 to the Iowa-Minnesota State line;

(25) From points in Indiana on, south, and east of a line beginning at the Illinois-Indiana State line on U.S. Highway 50, thence east on U.S. Highway 50 to the junction of U.S. Highway 41, thence north on U.S. Highway 41 to the junction of Indiana Highway 67, thence northeast on Indiana Highway 67 to the junction of Indiana Highway 37, thence northeast on Indiana Highway 37 to the junction of Indiana Highway 18, thence east on Indiana Highway 18 to the junction of Indiana Highway 3, thence north on Indiana Highway 3 to the junction of U.S. Highway 27, thence north on U.S. Highway 27 to the Indiana-Michigan State line to points in Kansas on, south, and west of a line beginning at the Colorado-Kansas State line on Kansas Highway 96, thence east on Kansas Highway 96 to the junction of Kansas Highway 27, thence south on Kansas Highway 27 to the junction of U.S. Highway 50, thence east on U.S. Highway 50 to the junction of U.S. Highway 154, thence east on U.S. Highway 154 to the junction of U.S. Highway 54, thence east on U.S. Highway 54 to the junction of U.S. Highway 81, thence south on U.S. Highway 81 to the junction of U.S. Highway 166, thence east on U.S. Highway 166 to the junction of U.S. Highway 77, thence south on U.S. Highway 77 to the Kansas-Oklahoma State line; (26) from points in Indiana to points in Missouri on and south of a line beginning at the Arkansas-Missouri State line on Missouri Highway 17, thence north on Missouri Highway 17 to the junction of U.S. Highway 160, thence east on U.S. Highway 160 to the junction of Missouri Highway 19, thence north on Missouri Highway 19 to the junction of U.S. Highway 60, thence southeast and east on U.S. Highway 60 to the junction of U.S. Highway 62, thence north and east on U.S. Highway 62 to the Illinois-Missouri State line;

(27) From points in Indiana on, south, and east of a line beginning at the Illinois-Indiana State line on U.S. Highway 24, thence east on U.S. Highway 24 to the junction of U.S. Highway 421, thence north on U.S. Highway 421 to its terminus at Michigan City, Indiana, to points in Oklahoma on and south of Interstate Highway 40; (28) from points in Indiana on, north, and west of a line beginning at Michigan City, Indiana, thence west on U.S. Highway 12 to the junction of U.S. Highway 41, thence south on U.S. Highway 41 to the Indiana-Kentucky State line to Charleston, South Carolina; (29) from points in Indiana on, north, and west of a line beginning at the Illinois-Indiana State line on U.S. Highway 24, thence east on U.S. Highway 24 to the junction of U.S. Highway 41, thence north on U.S. Highway 41 to the junction of Indiana Highway 10, thence east on Indiana Highway 10 to the junction of Interstate Highway 65, thence north on Interstate Highway 65 to the junction of Interstate Highway 80, thence east on Interstate Highway 80 to the junction of U.S. Highway 421, thence north on U.S. Highway 421 to its terminus at Michigan City, Ind, to points in Tennessee on, south, and west of a line beginning at the Kentucky-Tennessee State line; (30) from Evansville, Indiana, to points in Virginia on, east, and south of a line beginning at Reedville, Virginia, thence southwest on U.S. Highway 360 to the junction of Virginia Highway 307, thence west on Virginia Highway 307 to the junction of U.S. Highway 460, thence west on U.S. Highway 460 to the junction of U.S. Highway 221, thence southwest on U.S. Highway 221 to the junction of U.S. Highway 52, thence south on U.S. Highway 52 to the Virginia-North Carolina State line;

(31) From Evansville, Indiana, to points in Wisconsin on and north of a line beginning at the Wisconsin-Minnesota State line on U.S. Highway 8, thence east on U.S. Highway 8 to the junction of U.S. Highway 63, thence northeast on U.S. Highway 63 to the junction of Wisconsin Highway 77, thence northeast on Wisconsin Highway 77 to a terminus at Hurley, Wisconsin; (32) from points in Kentucky on and north of a line beginning at the Kentucky-Missouri State line on U.S. Highway 60, thence east on U.S. Highway 60 to a terminus at Paducah, Kentucky, to points in Alabama; (33) from points in Kentucky on and east of U.S. Highway 41 to points in Arkansas; (34) from points in Kentucky on and east of U.S. Highway 41 to points in Delaware; (35) from points in Kentucky on, west, and north of a line beginning at the Kentucky-Tennessee State line on U.S. Highway Alt. 41, thence north on U.S. Highway Alt. 41 to the junction of U.S. Highway 41, thence north on U.S. Highway 41 to the junction of U.S. Highway 60, thence east on U.S. Highway 60 to a terminus at Owensboro, Kentucky, to points in Florida; (36) from points in Kentucky on and north of a line beginning at Wickliffe, Kentucky, thence north on U.S. Highway 60 to a terminus at Paducah, Kentucky, to points in Georgia; (37) from points in Kentucky on, south, and west of a line beginning at Owensboro, Kentucky, thence southeast on Kentucky State Highway 54 to the junction of U.S. Highway 62, thence east on U.S. Highway 62 to the junction of Kentucky Highway 61, thence south on Kentucky Highway 61 to the junction of Kentucky Highway 84, thence east on Kentucky Highway 84 to the junction of U.S. Highway 68, thence northeast on U.S. Highway 68 to the junction of U.S. Highway 60, thence northeast on U.S. Highway 60 to a terminus at Ashland, Kentucky, to points in Iowa on and west of a line beginning at the Iowa-Minnesota State line on Iowa State Highway 4, thence south on Iowa Highway 4 to the junction of Iowa Highway 44, thence east on Iowa Highway 44 to the junction of U.S. Highway 169, thence south on U.S. Highway 169 to the junction of U.S. Highway 6, thence east on U.S. Highway 6 to the junction of Interstate Highway 80, thence west on Interstate Highway 80 to the junction of U.S. Highway 169, thence south on U.S. Highway 169 to the Iowa-Missouri State line;

(38) From points in Kentucky to points in Kansas on and west of U.S. Highway 81; (39) from points in Kentucky to points in Louisiana on, north, and west of a line beginning at the Louisiana-Mississippi State line on U.S. Highway 61, thence south on U.S. Highway 61 to Baton Rouge, Louisiana, thence east on U.S. Highway 190 to the junction of U.S. Highway 167, thence southwest on U.S. Highway 167 to the junction of Louisiana State Highway 82, thence southwest on Louisiana Highway 82 to the Mermentau River; (40) from points in Kentucky on and north of a line beginning at the Illinois-Kentucky State line on Kentucky Highway 91, thence southeast on Kentucky Highway 91 to the junction of U.S. Highway 68, thence east on U.S. Highway 68 to the junction of Kentucky Highway 107, thence northeast on Kentucky Highway 107 to the junction of Kentucky Highway 171, thence north on Kentucky Highway 171 to the junction of U.S. Highway 62, thence northeast on U.S. Highway 62 to the junction of U.S. Highway 60, thence east on U.S. Highway 60 to the junction of U.S. Highway 460, thence southeast on U.S. Highway 460 to the junction of U.S. Highway 119, thence northeast on U.S. Highway 119 to the Kentucky-West Virginia State line to points in Mississippi; (41) from points in Kentucky on and south of a line beginning at the Kentucky-West Virginia State line on Kentucky Highway 40, thence west on Kentucky Highway 40 to the junction of U.S. Highway 460, thence west on U.S. Highway 460 to the junction of Kentucky Highway 30, thence west on Kentucky State Highway 30 to the junction of Kentucky State Highway 52, thence west on Kentucky Highway 52 to the junction of U.S. Highway 68,

thence west on U.S. Highway 68 to the junction of U.S. Highway 41, thence south on U.S. Highway 41 to the Kentucky-Tennessee State line to points in Missouri;

(42) From points in Kentucky to points in Oklahoma on and west of a line beginning at the Kansas-Oklahoma State line on U.S. Highway 75, thence south on U.S. Highway 75 to the junction of U.S. Highway 66, thence southwest on U.S. Highway 66 to the junction of U.S. Highway 81, thence south on U.S. Highway 81 to the junction of U.S. Highway 277, thence south on U.S. Highway 277 to the Oklahoma-Texas State line; (42) from points in Kentucky on, north, and west of a line beginning at Owensboro, Kentucky, thence west on U.S. Highway 60 to the junction of Audubon Parkway, thence west on Audubon Parkway to the junction of U.S. Highway 41, thence south on U.S. Highway 41 to the junction of Kentucky State Highway 80, thence west on Kentucky State Highway 80 to the junction of U.S. Highway 641, thence south on U.S. Highway 641 to the Kentucky-Tennessee State line to Columbia, Owen, and Charleston, South Carolina; (43) from points in Kentucky on, north, and east of a line beginning at the Indiana-Kentucky State line on U.S. Highway 41, thence south on U.S. Highway 41 to the junction of U.S. Highway 60, thence east on U.S. Highway 60 to the junction of U.S. Highway 31W, thence south on U.S. Highway 31W to the junction of U.S. Highway 62, thence northeast on U.S. Highway 62 to the junction of Kentucky State Highway 49, thence southeast on Kentucky State Highway 49 to the junction of U.S. Highway 68, thence east on U.S. 68 to the junction of U.S. Highway 150, thence southeast on U.S. Highway 150, to the junction of U.S. Highway 25, thence south on U.S. Highway 25 to the junction of U.S. Highway 25E, thence southeast on U.S. Highway 25E to the Kentucky-Tennessee State line to points in Tennessee on and west of a line beginning at the Kentucky-Tennessee State line on Tennessee Highway 69, thence southeast on Tennessee Highway 69 to the junction of Tennessee State Highway 77, thence southwest on Tennessee Highway 77 to the junction of U.S. Highway 70, thence southwest on U.S. Highway 70 to the Arkansas-Tennessee State line;

(44) From points in Kentucky on, south, and west of a line beginning at Paducah, Kentucky, thence east on U.S. Highway 62 to the junction of Kentucky Highway 93, thence southeast on Kentucky Highway 93 to the junction of Kentucky Highway 139, thence south on Kentucky Highway 139 to the junction of U.S. Highway 68, thence east on U.S. Highway 68 to the junction of U.S. Highway Alt. 41, thence south on U.S. Highway Alt. 41 to the Kentucky-Tennessee State line to points in Virginia on, north, and east of a line beginning at the Virginia-West Virginia State line on Virginia Highway 311, thence south on Virginia State Highway 311, to the junction of U.S. highway 460, thence east on U.S. Highway 460 to the junction of U.S. Highway 29, thence south on U.S. Highway 29 to the Virginia-North Carolina State line; (45) from points in Kentucky on and west of a line beginning at the Kentucky-Tennessee State line on U.S. Highway 41, thence northwest on U.S. Highway 41 to Hopkinsville, Kentucky, thence west on U.S. Highway 68 to the junction of Kentucky Highway 91, thence northwest on Kentucky Highway 91 to its terminus at the Ohio River to points in Wisconsin; (46) from points in Maryland on and west of U.S. Highway 220 to Florence and Sheffied, Alabama, and points in Alabama on and west of a line beginning at Mobile, Alabama, thence north on U.S. Highway 45 to the junction of Alabama Highway 17, thence north on Alabama Highway 17 to the junction of U.S. Highway 84, thence west on U.S. Highway 84 to the Alabama-Mississippi State line; (47) from Bewburg, Maryland, to points in Iowa on, south, and west of a line beginning at Sioux City, Iowa, thence east on U.S. Highway 20 to the junction of U.S. Highway 71, thence south on U.S. Highway 71 to the junction of Interstate Highway 80, thence east on Interstate Highway 80 to the junction of U.S. Highway 69, thence south on U.S. Highway 69 to the junction of Iowa Highway 5, thence southeast on Iowa Highway 5 to the Iowa-Missouri State line;

(48) From points in Maryland to points in Mississippi on, north, and west of a line beginning at Natchez, Mississippi, thence north on U.S. Highway 61 to the junction of Mississippi Highway 18, thence northeast on Mississippi Highway 18 to the junction of U.S. Highway 51, thence north on U.S. Highway 51 to the junction of the Natchez Trace National Parkway, thence northeast on the Natchez Trace National Parkway to the junction of Mississippi Highway 6, thence east on Mississippi Highway 6 to the junction of U.S. Highway 45, thence north on U.S. Highway 45 to the Mississippi-Tennessee State line; (49) from points in Maryland on and east of Interstate Highway 81 to points in Missouri on, south, and west of a line beginning at Cape Girardeau, Missouri, thence west on Missouri Highway 72 to the junction of U.S. Highway 63, thence north on U.S. Highway 63 to the junction of U.S. Highway 40, thence west on U.S. Highway 40 to the junction of U.S. Highway 71, thence north on U.S. Highway 71 to the Missouri-Iowa State line; (50) from points in Maryland to points in Tennessee on and west of a line beginning at the Tennessee-Mississippi State line on Tennessee Highway 18, thence northeast on Tennessee Highway 18 to the junction of U.S. Highway 45, thence north on U.S. Highway 45 to the junction of U.S. Highway 45E, thence north on U.S. Highway 45E to the junction of U.S. Highway 79, thence northeast on U.S. Highway 79 to the junction of U.S. Highway 641, thence north on U.S. Highway 641 to the Tennessee-Kentucky State line;

(51) From points in Michigan to points in Alabama on, south, and west of a line beginning at the Alabama-Tennessee State line on Alabama Highway 17, thence south on Alabama Highway 17 to the junction of Alabama Highway 20, thence east on Alabama Highway 20 to the junction of U.S. Highway 31, thence south on U.S. Highway 31 to the junction of U.S. Highway 82, thence southeast on U.S. Highway 82 to the junction of U.S. Highway 231, thence southeast on U.S. Highway 231 to the junction of U.S. Highway 84, thence east on U.S. Highway 84 to the Alabama-Georgia State line; (52) from points in Michigan, to points in Arkansas, on, south, and east of a line beginning at the Arkansas-Oklahoma State line on Interstate Highway 40 thence east on Interstate Highway 40 to the junction of Arkansas Highway 7, thence north on Arkansas Highway 7 to the junction of U.S. Highway 62, thence northeast on U.S. Highway 62 to the junction of Arkansas Highway 201, thence north on Arkansas Highway 201 to the Arkansas-Missouri State line; (53) from points in the upper peninsula of Michigan to points in Georgia; (54) from Traverse City, Michigan, and points in Michigan on and east of a line beginning at Alpena, Michigan, thence west on Michigan Highway 32 to the junction of interstate Highway 75, thence south on Interstate Highway 75 to the junction of Michigan Highway 72, thence east on Michigan Highway 72 to the junction of Michigan Highway 33, thence south on Michigan Highway 33 to the junction of Michigan Highway 76, thence south on Michigan Highway 76 to the junction of U.S. Highway 23, thence south on U.S. Highway 23 to the junction of U.S. Highway 12, thence southwest on U.S. Highway 12 to the junction of Michigan Highway 66, thence south on Michigan Highway 66 to the Indiana-Michigan State line to points in Kansas on and south of a line beginning at the Colorado-Kansas State line on Kansas Highway 96, thence east on Kansas Highway 96 to the junction of Kansas Highway 27, thence south on Kansas Highway 27 to the junction of U.S. Highway 50, thence east on U.S. Highway 50 to the junction of U.S. Highway 154, thence southeast on U.S. Highway 154 to the junction of U.S. Highway 54, thence east on U.S. Highway 54 to the junction of Interstate Highway 35, thence south on Interstate Highway 35 to the junction of U.S. Highway 166, thence east on U.S. Highway 166 to the Kansas-Missouri State line;

(55) From points in Michigan to points in Missouri on and south of a line beginning at Cape Girardeau, Missouri, thence south on U.S. Highway 61 to Sikeston, Missouri, thence west on U.S. Highway 60 to Poplar Bluff, Missouri, thence west on U.S. Highway 160 to West Plains, Missouri, thence south on Missouri State Highway 17 to the Missouri-Arkansas State line; (56) from Grand Rapids, Michigan, and points in the Upper Peninsula of Michigan on and east of Interstate Highway 75 and points in the lower peninsula of Michigan on, north, and east of a line beginning at the Michigan-Indiana State line on Michigan Highway 66, thence north on Michigan Highway 66 to the junction of Michigan Highway 21, thence west on Michi-

gan Highway 21 to the junction of Interstate Highway 96, thence west on Interstate Highway 96 to the junction of Michigan Highway 104, thence west on Michigan Highway 104 to its terminus at Ferrysburg, Michigan, to points in Oklahoma; (57) from points in the upper peninsula of Michigan on, north, and west of a line beginning at Menominee, Michigan, thence north on Michigan Highway 35 to the junction of U.S. Highway 2, thence east on U.S. Highway 2 to the junction of Michigan Highway 171, thence north on Michigan Highway 171 to the junction of Michigan Highway 28, thence east on Michigan Highway 28 to the junction of Interstate Highway 75, thence north on Interstate Highway 75 to the terminus at Sault Ste. Marie to Charleston, South Carolina; (58) from points in Michigan on, north, and west of a line beginning at St. Joseph, Michigan, thence north on U.S. Highway 31 to the junction of Michigan Highway 21, thence northeast on Michigan Highway 21 to the junction of U.S. Highway 131, thence north on U.S. Highway 131 to the junction of Michigan Highway 55, thence east on Michigan Highway 55 to its terminus at Tawas City, Michigan, to points in Tennessee on and west of a line beginning at the Georgia-Tennessee State line on U.S. Highway 41, thence northwest on U.S. Highway 41 to the junction of U.S. Highway 41A, thence northwest on U.S. Highway 41A to the Tennessee-Kentucky State line; (59) from points in the lower peninsula of Michigan, and points in the upper peninsula of Michigan on and east of Interstate Highway 75 to points in Texas;

(60) From points in the upper peninsula of Michigan on and north of a line beginning at Marquette, Michigan, thence west on Michigan Highway 28 to the junction of U.S. Highway 2, thence west on U.S. Highway 2 to the Michigan-Wisconsin State line to Bristol, Virginia; (61) from points in New Jersey on and north of a line beginning at the New Jersey-Pennsylvania State line on U.S. Highway 22A, thence east on U.S. Highway 22A to the junction of Interstate Highway 78, thence east on Interstate Highway 78 to the junction of Interstate Highway 287, thence southeast on Interstate Highway 287 to the junction of U.S. Highway 9, thence south on U.S. Highway 9 to a terminus at South Amboy, New Jersey, to points in Alabama on and west of a line beginning at the Tennessee-Alabama State line on U.S. Highway 43, thence south on U.S. Highway 43 to a terminus at Mobile, Alabama; (62) from Montague, New Jersey, to Pensacola, Fla.; (63) from points in New Jersey to Payne, Iowa; (64) from points in New Jersey to points in Missouri on, south, and west of a line beginning at St. Joseph, Missouri, thence south on Interstate Highway 29, to Kansas City, Missouri, thence east on Interstate Highway 70 to St. Louis, Missouri; (65) from points in New Jersey on and north of a line beginning at South Amboy, New Jersey, thence north on New Jersey Highway 35 to the junction of Interstate Highway 287, thence west on Interstate Highway 287 to the junction of U.S. Highway 22, thence north west on U.S. Highway 22 to the junction of Interstate Highway 78, thence west on Interstate Highway 78 to the New Jersey-Pennsylvania State line to points in Tennessee on and west of a line beginning at the Alabama-Tennessee State line on U.S. Highway 31, thence north on U.S. Highway 31 to the junction of U.S. Highway 41, thence north and northwest on U.S. Highway 41 to the Tennessee-Kentucky State line; (66) from points in New York to points in Alabama on and west of a line beginning at the Alabama-Tennessee State line on Alabama Highway 17, thence south on Alabama Highway 17 to the terminus at Mobile, Alabama;

(67) From points in New York on, north, and west of a line beginning at the New York-Pennsylvania State line on U.S. Highway 62, thence north on U.S. Highway 62 to the junction of U.S. Highway 20A, thence east of U.S. Highway 20A to the junction of New York State Highway 98, thence north on New York State Highway 98 to the junction of New York State Highway 33, thence northeast on New York State Highway 33 to the junction of Interstate Highway 490, thence southeast on Interstate Highway 490 to the junction of Interstate Highway 90, thence east on Interstate Highway 90 to the junction of New York State Highway 12, thence north on New York State Highway 12 to the junction of New York State Highway 28, thence northeast on New York State Highway 28 to the junction of New York State Highway 30, thence north on New York State Highway 30 to the junction of New York State Highway 3, thence east on New York State Highway 3 to the terminus at Plattsburgh, New York, to points in Florida on and west of a line beginning at Panama City, Florida, thence north on U.S. Highway 231, to the Florida-Alabama State line; (68) from points in New York on and north of a line beginning at Buffalo, New York, thence east on New York State Highway 33, to its terminus at Rochester, New York, to Columbus, Georgia; (69) from points in New York on and south of a line beginning at the New York-New Jersey State line on U.S. Highway 9W, thence north on U.S. Highway 9W to the junction of Interstate Highway 287, thense southeast on Interstate Highway 287 to the junction of Interstate Highway 95, thence northeast on Interstate Highway 95 to a terminus at Port Chester, New York, to points in Iowa on, south, and west of a line beginning at the Iowa-Nebraska State line on Iowa State Highway 2, thence east on Iowa Highway 2 to the junction of U.S. Highway 169, thence south on U.S. Highway 169 to the Iowa-Missouri State line;

(70) From points in New York to points in Kansas on and south and west of a line beginning at the Kansas-Nebraska State line on U.S. Highway 283, thence south on U.S. Highway 283 to the junction of Kansas State Highway 9, thence east on Kansas State Highway 9 to the junction of U.S. Highway 81, thence south on U.S. Highway 81 to the junction of Interstate Highway 70, thence east on Interstate Highway 70 to the Kansas-Missouri State line; (71) from points in New York to points in Missouri on, south, and west of a line beginning at Kansas City, Missouri, thence southeast on U.S. Highway 71 to the junction of U.S. Highway 50, thence east on U.S. Highway 50 to the junction of U.S. Highway 63, thence southeast on U.S. Highway 63 to the junction of Missouri State Highway 68, thence east on Missouri State Highway 68 to the junction of Missouri State Highway 8, thence east on Missouri State Highway 8 to the junction of U.S. Highway 67, thence southeast on U.S. Highway 67 to the junction of Missouri State Highway 32, thence northeast on Missouri State Highway 32 to a terminus at St. Genevieve, Missouri; (72) from points in New York on, north, and east of a line beginning at Buffalo, New York, thence east on New York State Highway 33 to Rochester, New York, thence east on Interstate Highway 490 to the junction of Interstate Highway 90, thence east on Interstate Highway 90 to the junction of Interstate Highway 81, thence south on Interstate Highway 81 to the New York-Pennsylvania State line to points in Tennessee on and west of a line beginning at the Tennessee-Kentucky State line on U.S. Highway 41A, thence south on U.S. Highway 41A to the junction of U.S. Highway 31, thence south on U.S. Highway 31 to the Tennessee-Alabama State line;

(73) From points in Ohio on the north of a line beginning at Union City, Ohio, thence northeast on Ohio State Highway 47 to the junction of Ohio State Highway 4, thence north on Ohio State Highway 4 to the junction of U.S. Highway 305, thence northeast on U.S. Highway 305 to the junction of U.S. Highway 30, thence east on U.S. Highway 30 to the junction of Ohio Highway 43, thence southeast on Ohio Highway 43 to the junction of U.S. Highway 22, thence east on U.S. Highway 22 to the Ohio-West Virginia State line to points in Alabama on and west of a line beginning at the Alabama-Tennessee State line on U.S. Highway 43, thence south on U.S. Highway 43 to the junction of U.S. Highway 78, thence east on U.S. Highway 78 to the junction of U.S. Highway 31, thence south on U.S. Highway 31 to the junction of U.S. Highway 82, thence east on U.S. Highway 82 to Montgomery, Alabama, thence south on U.S. Highway 331 to the Alabama-Florida State line; (74) from points in Ohio on and north of U.S. Highway 40, to points in Florida on and west of U.S. Highway 231; (75) from Van Wert, Ohio, and points in Ohio on and north of a line beginning at the Ohio-Indiana State line on U.S. Highway 224, thence east on U.S. Highway 224 to the junction of Ohio Highway 18, thence east on Ohio Highway 18 to the junction of Interstate Highway 76, thence east on Interstate Highway 76 to the junction of Interstate Highway 80, thence east on Interstate Highway 80 to the junction of Interstate Highway 605,

thence southeast on Interstate Highway 605 to the junction of U.S. Highway 422, thence east on U.S. Highway 422 to the Ohio-Pennsylvania State line to Faceville, Georgia; (76) from Chesapeake, Ohio to points in Iowa on, south, and west of a line beginning at Sioux City, Iowa, thence south on Interstate Highway 29 to Council Bluffs, Iowa, thence south on U.S. Highway 275 to the junction of Iowa Highway 2, thence east on Iowa Highway 2 to Centerville, Iowa, thence south on Iowa Highway 5 to the Iowa-Missouri State line;

(77) From points in Ohio, on, south, and east of a line beginning at Cincinnati, Ohio, thence northeast on U.S. Highway 22 to the Ohio-West Virginia State Line to points in Kansas on, south, and west of a line beginning at the Nebraska-Kansas State line on U.S. Highway 283, thence south on U.S. Highway 283 to the junction of Kansas Highway 9, thence east on Kansas Highway 9 to the junction of U.S. Highway 81, thence south on U.S. Highway 81 to the junction of Interstate Highway 70, thence east on Interstate Highway 70 to the Kansas-Missouri State line; (78) from points in Ohio, on, south, and east of a line beginning at the Ohio-Michigan State line on U.S. Highway 25, thence south on U.S. Highway 25 to the junction of Ohio Highway 15, thence south on Ohio Highway 15 to the junction of U.S. Highway 68, thence south on U.S. Highway 68 to the junction of Ohio Highway 72, thence south on Ohio Highway 72 to the junction of Ohio Highway 28, thence west on Ohio Highway 28 to the junction of U.S. Highway 50, thence west on U.S. Highway 50 to the Ohio-Indiana State line to points in Missouri on and south of a line beginning at the Missouri-Kansas State line on U.S. Highway 66, thence east on U.S. Highway 66 to the junction of U.S. Highway 65, thence south on U.S. Highway 65 to the junction of U.S. Highway 60, thence east on U.S. Highway 60 to the junction of Missouri Highway 34, thence east on Missouri Highway 34 to the junction of Missouri Highway 72, thence east on Missouri Highway 72 to the junction of U.S. Highway 61, thence east on U.S. Highway 61 to a terminus at Cape Girardeau, Missouri; (79) from points in Tennessee on and west of a line beginning at the Mississippi-Tennessee State line on U.S. Highway 45, thence north and northwest on U.S. Highway 45 to the junction of U.S. Highway 70, thence northeast on U.S. Highway 70 to the junction of Tennessee State Highway 22, thence northwest on Tennessee Highway 22 to the junction of U.S. Highway 79, thence northeast to the junction of U.S. Highway 641, thence north on U.S. Highway 641 to the Tennessee-Kentucky State line to points in Ohio;

(80) From points in Pennsylvania, on, north, and west of a line beginning at the Pennsylvania-New York State line on U.S. Highway 219, thence south on U.S. Highway 219 to the junction of U.S. Highway 119, thence south on U.S. Highway 119 to the junction of Pennsylvania Highway 36, thence west on Pennsylvania Highway 36 to the junction of Pennsylvania Highway 536, thence west on Pennsylvania Highway 536 to the junction of Pennsylvania Highway 28, thence south on Pennsylvania Highway 28 to the junction of Pennsylvania Highway 8, thence southwest on Pennsylvania Highway 8 to the junction of Pennsylvania 8 to the junction of Pennsylvania Highway 50, thence west on Pennsylvania Highway 50 to the junction of U.S. Highway 22, thence west on U.S. Highway 22 to the Pennsylvania-Ohio State line to points in Alabama on and west of a line beginning at the Alabama-Tennessee State line on U.S. Highway 43, thence south on U.S. Highway 43 to the junction of Alabama State Highway 5, thence southeast on Alabama Highway 5 to the junction of U.S. Highway 78, thence south on U.S. Highway 78 to Birmingham, Alabama, thence south on U.S. Highway 31 to Montgomery, Alabama, thence south on U.S. Highway 331 to the Alabama-Florida State line; (81) from points in Pennsylvania on, north, and west of a line beginning at the Pennsylvania-West Virginia State line on U.S. Highway 119, thence north on U.S. Highway 119 to the junction of Interstate Highway 80, thence east on Interstate Highway 80 to the junction of U.S. Highway 220, thence northeast on U.S. Highway 220 to the junction of Pennsylvania Highway 118, thence east on Pennsylvania Highway 118 to the junction of Pennsylvania Highway 309, thence south on Pennsylvania Highway 309 to the junction of U.S. Highway 11, thence north on U.S. Highway 11 to the junction of U.S. Highway 6, thence southeast on U.S. Highway 6 to the Pennsylvania-New York State line to Pensacola, Florida;

(82) From Cherry Hill, Pennsylvania, and points in Pennsylvania on and north of U.S. Highway 20 to points in Georgia, on, south, and west of a line beginning at the Florida-Georgia State line on Georgia Highway 309, thence north on Georgia Highway 309 to Bainbridge, Georgia, thence southwest on Georgia Highway 253 to its terminus at the Georgia-Florida State line; (83) from points in Pennsylvania on, south, and east of a line beginning at the Delaware-Pennsylvania State line on Pennsylvania Highway 82, thence north on Pennsylvania Highway 82 to the junction of U.S. Highway 30, thence east on U.S. Highway 30 to the junction of U.S. Highway 1, thence northeast on U.S. Highway 1 to the New Jersey-Pennsylvania State line to Payne, Iowa; (84) from points in Pennsylvania on, south, and east of a line beginning at the Pennsylvania-West Virginia State line on U.S. Highway 19, thence north on U.S. Highway 19 to Pittsburgh, Pennsylvania, thence east on U.S. Highway 22 to the junction of U.S. Highway 119, thence north on U.S. Highway 119 to the junction of U.S. Highway 219, thence north on U.S. Highway 219 to the New York-Pennsylvania State line to points in Kansas, on, south, and west of a line beginning at Kansas City, Kansas, thence west on Interstate Highway 70 to the junction of U.S. Highway 183, thence north on U.S. Highway 183 to the Kansas-Nebraska State line;

(85) From points in Pennsylvania on and east of a line beginning at the Pennsylvania-New York State line on U.S. Highway 15, thence south on U.S. Highway 15 to the junction of U.S. Highway 11, thence south on U.S. Highway 11 to the Pennsylvania-Maryland State line to points in Missouri on, south, and west of a line beginning at St. Joseph, Missouri, thence south on Interstate Highway 29, to Kansas City, Missouri, thence east on Interstate Highway 70 to Columbia, Missouri, thence south on U.S. Highway 63 to the junction of Missouri Highway 68, thence south on Missouri Highway 68 to the junction of Missouri Highway 8, thence east on Missouri Highway 8 to the junction of U.S. Highway 67, thence south on U.S. Highway 67 to the junction of Missouri Highway 32, thence east on Missouri Highway 32 to the Missouri-Illinois State line; (86) from points in Pennsylvania to points in Tennessee, on and west of a line beginning at the Mississippi-Tennessee State line on U.S. Highway 45, thence north and northwest on U.S. Highway 45 to the junction of U.S. Highway 70, thence northeast on U.S. Highway 70 to the junction of Tennessee Highway 22, thence northwest on Tennessee Highway 22 to the junction of U.S. Highway 79, thence northeast on U.S. Highway 79 to the junction of U.S. Highway 641, thence north on U.S. Highway 641 to the Tennessee-Kentucky State line;

(87) From points in West Virginia on, north, and west of a line beginning at the West Virginia-Ohio State line on U.S. Highway 50, thence east on U.S. Highway 50 to the junction of U.S. Highway 119, thence northeast on U.S. Highway 119 to the West Virginia-Pennsylvania State line to points in Alabama on, west, and south of a line beginning at the Alabama-Tennessee State line on Alabama Highway 17, thence south on Alabama Highway 17 to the junction of U.S. Highway 43, thence south on U.S. Highway 43 to the junction of U.S. Highway 82, thence southeast on U.S. Highway 82 to the junction of Alabama Highway 69, thence south on Alabama Highway 69, to the junction of Alabama Highway 14, thence east on Alabama Highway 14 to the junction of Alabama Highway 61, thence southeast on Alabama Highway 61 to the junction of U.S. Highway 80, thence east on U.S. Highway 80 to the junction of Alabama Highway 41, thence south on Alabama Highway 41 to the junction of Alabama Highway 89, thence southeast on Alabama Highway 89 to the junction of Alabama Highway 28, thence southwest on Alabama Highway 28 to the junction of Alabama Highway 21, thence south on Alabama Highway 21 to the junction of Alabama Highway 10, thence southeast on Alabama Highway 10 to the junction of Alabama Highway 47, thence southwest on Alabama Highway 47 to the junction of Alabama Highway 83, thence southeast on Alabama Highway 83 to the junction of U.S. Highway 84, thence southeast on U.S. Highway 84 to the

junction of Alabama Highway 55, thence southeast on Alabama Highway 55 to the Alabama-Florida State line; (88) from Ohio, Brooke, and Hancock Counties, West Virginia, to points in Florida on and west of U.S. Highway 231; (89) from points in West Virginia on and south of a line beginning at Huntington, West Virginia, thence east on U.S. Highway 60 to the junction of West Virginia Highway 16, thence north on West Virginia Highway 16 to the junction of West Virginia Highway 39, thence east on West Virginia Highway 39 to the West Virginia-Virginia State line to points in Iowa on, south, and west of a line beginning at Sioux City, Iowa, thence east on U.S. Highway 20 to the junction of U.S. Highway 59, thence south on U.S. Highway 59 to the junction of Iowa Highway 2, thence east on Iowa Highway 2 to the junction of U.S. Highway 169, thence south on U.S. Highway 169 to the Iowa-Missouri State line;

(90) From points in West Virginia to Narka, Kansas, and points in Kansas, on, west, and south of a line beginning at the Missouri-Kansas State line on U.S. Highway 24, thence west on U.S. Highway 24 to the junction of U.S. Highway 81, thence north on U.S. Highway 81 to the Kansas-Nebraska State line; (91) from points in West Virginia on and north of a line beginning at Williamson, West Virginia, thence east and north on U.S. Highway 119 to the junction of U.S. Highway 60, thence southeast on U.S. Highway 60 to the Virginia-West Virginia State line to points in Louisiana; (92) from points in West Virginia on and north of a line beginning at Williamson, West Virginia, thence northeast on U.S. Highway 119 to the junction of U.S. Highway 60, thence east on U.S. Highway 60 to the junction of West Virginia Highway 16, thence north on West Virginia Highway 16 to the junction of West Virginia Highway 39, thence east on West Virginia Highway 39 to the Virginia-West Virginia State line to points in Mississippi; (93) from points in West Virginia to points in Missouri on and south of a line beginning at the Kansas-Missouri State line on Missouri Highway 18, thence east on Missouri Highway 18 to the junction of Missouri Highway 7, thence southeast on Missouri Highway 7 to the junction of U.S. Highway 66, thence northeast on U.S. Highway 66 to the junction of Missouri Highway 8, thence east on Missouri Highway 8 to the junction of U.S. Highway 67, thence southeast on U.S. Highway 67 to the junction of Missouri Highway 32, thence east on Missouri Highway 32 to a terminus at St. Genevieve, Missouri;

(94) From points in West Virginia to Grand Junction, Tennessee, and points in Tennessee on and west of a line beginning at the Tennessee-Kentucky State line on U.S. Highway 641, thence south on U.S. Highway 641 to the junction of U.S. Highway 79, thence southwest on U.S. Highway 79 to the junction of U.S. Highway 45E to the junction of U.S. Highway 45, thence south on U.S. Highway 45 to the junction of Tennessee Highway 18, thence southwest on Tennessee Highway 18 to the Tennessee-Mississippi State line; (95) from Bradshaw, West Virginia, to Superior and Red Cliff, Wisconsin. The purpose of this filing is to eliminate the gateways of Calvert City (Marshall County), Kentucky (the plant-site of Pittsburgh Metallurgical Company to Delaware only).

No. MC 119777 (Sub-No. E37), filed April 9, 1974. Applicant: LIGON SPECIALIZED HAULER, INC., P.O. Drawer L, Madisonville, Ky. 42431. Applicant's representative: Jean Holmes (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Carbon and graphite products* (except in bulk), restricted to commodities the transportation of which because of their size or weight, require the use of special equipment (except oilfield commodities as described in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, 199): (A) (1) between points in Illinois, on the one hand, and, on the other, points in Florida, (2) between points in Kentucky, Ohio (except Columbus), Pennsylvania, and West Virginia, on the one hand, and, on the other, points in Texas; (B) (1) between points in Illinois, on the one hand, and, on the other, Anniston, Ala., and points in Alabama on, south and west of a line beginning at the Tennessee-Alabama State line extending along U.S. Highway 43 to junction Alabama Highway 5, thence along Alabama Highway 5 to junction U.S. Highway 78, thence along U.S. Highway 78 to the Alabama-Georgia State line, (2) between Cairo, Ill., on the one hand, and, on the other, points in Michigan, (3) between points in Illinois on, south and west of a line beginning at Chester, Ill., extending along Illinois Highway 3 to junction Illinois Highway 149, thence along Illinois Highway 149 to junction Illinois Highway 13, thence along Illinois Highway 13 to junction Illinois Highway 37, thence along Illinois Highway 37 to junction Illinois Highway 146, thence along Illinois Highway 146 to junction U.S. Highway 45, thence along U.S. Highway 45 to the Illinois-Kentucky State line, on the one hand, and, on the other, points in New Jersey,

(4) Between points in Illinois on, south and west of a line beginning at Chester, Ill., extending along Illinois Highway 3 to junction Illinois Highway 146, thence along Illinois Highway 146 to a terminus at Brownfield, on the one hand, and, on the other, points in New York on and east of a line beginning at Dunkirk, N.Y., extending along New York Highway 60 to junction U.S. Highway 62, thence along U.S. Highway 62 to the New York-Pennsylvania State line, (5) between La Salle, Ill., and points in Illinois on and west of a line beginning at the Iowa-Illinois State line extending along U.S. Highway 20 to junction Illinois Highway 84, thence along Illinois Highway 84 to junction Illinois Highway 64, thence along Illinois Highway 64 to junction Illinois Highway 88, thence along Illinois Highway 88 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction U.S. Highway 51, thence along U.S. Highway 51 to junction Illinois Highway 15, thence along Illinois Highway 15 to junction Illinois Highway 37, thence along Illinois Highway 37 to junction Illinois Highway 13, thence along Illinois Highway 13 to junction U.S. Highway 45, thence along U.S. Highway 45 to junction Illinois Highway 141, thence along Illinois Highway 141 to the Illinois-Indiana State line on the one hand, and, on the other, points in North Carolina on and south of a line beginning at the North Carolina-South Carolina State line extending along U.S. Highway 521 to junction U.S. Highway 21, thence along U.S. Highway 21 to junction U.S. Highway 74, thence along U.S. Highway 74 to junction U.S. Highway 301, thence along U.S. Highway 301 to junction U.S. Highway 13, thence along U.S. Highway 13 to junction U.S. Highway 70, thence along U.S. Highway 70 to a terminus at New Bern, and the point of Taxedo, N.C.,

(6) Between points in Illinois on, south and east of a line beginning at the Illinois-Wisconsin State line extending along Illinois Highway 26 to junction Illinois Highway 2, thence along Illinois Highway 2 to junction Illinois Highway 88, thence along Illinois Highway 88 to junction U.S. Highway 24, thence along U.S. Highway 24 to junction Illinois Highway 78, thence along Illinois Highway 78 to junction U.S. Highway 67, thence along U.S. Highway 67 to the Illinois-Missouri State line, on the one hand, and, on the other, points in Texas on and south of a line beginning at the New Mexico-Texas State line extending along U.S. Highway 180 to junction U.S. Highway 80, thence along U.S. Highway 80 to junction Interstate Highway 30, thence along Interstate Highway 30 to the Arkansas-Texas State line, (7) between Cairo, Ill., on the one hand, and, on the other, points in Wisconsin, (8) between points in Indiana on, west and north of a line beginning at the Illinois-Indiana State line extending along U.S. Highway 40 to junction U.S. Highway 41, thence along U.S. Highway 41 to junction Indiana Highway 47, thence along Indiana Highway 47 to junction U.S. Highway 231, thence along U.S. Highway 231 to junction Indiana Highway 25, thence along Indiana Highway 25 to junction U.S. Highway 31, thence along U.S. Highway 31 to junction U.S. Highway 20, thence along U.S. Highway 20 to junction Indiana Highway 19, thence along Indiana Highway 19 to the Indiana-Michigan State line, on the one hand, and, on the other, points in Alabama on and west of a line beginning at the Georgia-Alabama State line extending along U.S. Highway 84 to junction U.S. Highway 231, thence along U.S. Highway 231 to junction U.S. Highway 82, thence along U.S. Highway 82 to junction U.S. Highway 43, thence along U.S. Highway 43 to junction Alabama Highway 17, thence along Alabama 17 to the Alabama-Tennessee State line,

(9) Between Angola and Ray, Ind., and points in Indiana on and west of a line beginning at the Michigan-Indiana

State line extending along U.S. Highway 27 to Ft. Wayne, Ind., thence along Indiana Highway 37 to Indianapolis, thence along Indiana Highway 67 to junction U.S. Highway 41, thence along U.S. Highway 41 to the Indiana-Kentucky State line, on the one hand, and, on the other, points in Florida on and west of U.S. Highway 231, and points in Florida on and south of a line beginning at West Palm Beach extending along U.S. Highway 1 to junction Florida Highway 710, thence along Florida Highway 710 to junction Florida Highway 70, thence along Florida Highway 70 to junction U.S. Highway 98, thence along U.S. Highway 98 to junction Florida Highway 60, thence along Florida Highway 60 to the Gulf of Mexico, (10) between points in Indiana, on the one hand, and, on the other, points in Texas on and south of a line beginning at the Texas-New Mexico State line extending along U.S. Highway 66 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction Texas Highway 293, thence along Texas Highway 283 to the Oklahoma-Texas State line, (11) between points in Kentucky on, north and west of a line beginning at the Tennessee-Kentucky State line extending along U.S. Highway 41A to junction U.S. Highway 41, thence along U.S. Highway 41 to junction U.S. Highway 62, thence along U.S. Highway 62 to junction U.S. Highway 60, thence along U.S. Highway 60 to the Kentucky-West Virginia State line, on the one hand, and, on the other, Mobile, Ala., (12) between points in Kentucky on and north of a line beginning at Paducah extending along U.S. Highway 62 to junction U.S. Highway 51, thence along U.S. Highway 51 to the Kentucky-Illinois State line, on the one hand, and, on the other, points in Alabama on, south and west of a line beginning at the Tennessee-Alabama State line extending along U.S. Highway 431 to junction U.S. Highway 78, thence along U.S. Highway 78 to the Alabama-Georgia State line.

(13) Between points in Kentucky on and west of a line beginning at Paducah extending along U.S. Highway 62 to junction U.S. Highway 641, thence along U.S. Highway 641 to the Kentucky-Tennessee State line, on the one hand, and, on the other, points in Florida, (14) between points in Kentucky on and west of a line beginning at the Tennessee-Kentucky State line extending along U.S. Highway 45 to the Kentucky-Illinois State line, on the one hand, and, on the other, points in Michigan on, north and east of U.S. Highway 10, (15) between points in Kentucky on and west of a line beginning at the Kentucky-Tennessee State line extending along Kentucky Highway 139 to junction Kentucky Highway 91, thence along Kentucky Highway 91 to the Ohio River, on the one hand, and, on the other, points in New Jersey; (16) between points in Kentucky on and west of a line beginning at Paducah, Ky., extending along U.S. Highway 62 to junction U.S. Highway 641, thence along U.S. Highway 641 to the Kentucky-Tennessee State line, on the one hand, and, on the other, points in New York; (17) between points in Kentucky on and north of a line beginning at Paducah extending along U.S. Highway 60 to the Illinois-Kentucky State line, on the one hand, and, on the other, points in North Carolina; (18) between points in Kentucky on and west of a line beginning at Paducah extending along U.S. Highway 62 to junction U.S. Highway 68, thence along U.S. Highway 68 to junction U.S. Highway 641, thence along U.S. Highway 641 to the Kentucky-Tennessee State line, on the one hand, and, on the other, points in Wisconsin on, north and west of U.S. Highway 151;

(19 Between points in Ohio (except Columbus), on the one hand, and, on the other, Mobile, Ala.; (20) between points in Ohio (except Columbus), on and north of U.S. Highway 40, on the one hand, and, on the other, Pensacola, Fla.; (21) between points in Pennsylvania, on, north and west of a line beginning at the Pennsylvania-West Virginia State line extending along Pennsylvania Highway 21 to junction U.S. Highway 119, thence along U.S. Highway 119 to junction U.S. Highway 219, thence along U.S. Highway 219 to junction Pennsylvania Highway 120, thence along Pennsylvania Highway 120 to junction U.S. Highway 220, thence along U.S. Highway 220 to the New York-Pennsylvania State line, on the one hand, and, on the other, points in Alabama on, south and west of a line beginning at the Alabama-Mississippi State line extending along U.S. Highway 82 to junction U.S. Highway 43, thence along U.S. Highway 43 to Mobile; (22) between points in Pennsylvania on, north and west of a line beginning at the Pennsylvania-West Virginia State line extending along Pennsylvania Highway 281 to junction U.S. Highway 219, thence along U.S. Highway 219 to junction U.S. Highway 22, thence along U.S. Highway 22 to junction U.S. Highway 220, thence along U.S. Highway 220 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction Pennsylvania Highway 187, thence along Pennsylvania Highway 187 to the New York-Pennsylvania State line, on the one hand, and, on the other, Pensacola, Fla.;

(23) Between points in Dyersburg and Paris, Tenn., on the one hand, and, on the other, points in Mobile, Ala.; (24) between points in Tennessee on, north and west of a line beginning at the Kentucky-Tennessee State line extending along U.S. Highway 641 to junction Tennessee Highway 54, thence along Tennessee Highway 54 to junction Tennessee Highway 104, thence along Tennessee Highway 104 to junction Tennessee Highway 20, thence along Tennessee Highway 20 to the Tennessee-Missouri State line, on the one hand, and, on the other, points in Florida; (25) between Grand Junction, Tenn., and points in Tennessee on and west of a line beginning at the Kentucky-Tennessee State line extending along U.S. Highway 641 to Paris, Tenn., thence along Tennessee Highway 69 to junction U.S. Highway 79, thence along U.S. Highway 79 to junction U.S. Highway 45E, thence along U.S. Highway 45E to junction U.S. Highway 45, thence along U.S. Highway 45 to junction Tennessee Highway 18, thence along Tennessee Highway 18 to the Tennessee-Mississippi State line, on the one hand, and, on the other, points in Michigan; (26) between points in Tennessee on and west of a line beginning at the Kentucky-Tennessee State line extending along Tennessee Highway 49 to junction Tennessee Highway 13, thence along Tennessee Highway 13 to junction U.S. Highway 70, thence along U.S. Highway 70 to junction U.S. Highway 45, thence along U.S. Highway 45 to the Mississippi-Tennessee State line, on the one hand, and, on the other, points in New Jersey;

(27) Between points in Tennessee on and west of Tennessee Highway 69, on the one hand, and, on the other, points in New York; (28) between points in Tennessee on and west of a line beginning at the Kentucky-Tennessee State line extending along U.S. Highway 641 to junction U.S. Highway 79, thence along U.S. Highway 79 to junction Tennessee Highway 22, thence along Tennessee Highway 22 to junction U.S. Highway 70, thence along U.S. Highway 70 to the Junction U.S. Highway 45, thence along U.S. Highway 45 to junction Tennessee Highway 18, thence along Tennessee Highway 18 to the Tennessee-Mississippi State line, on the one hand, and, on the other, points in North Carolina on and east of U.S. Highway 29; (29) between points in Tennessee on, north and east of a line beginning at the Mississippi-Tennessee State line extending along U.S. Highway 45 to junction Tennessee Highway 20, thence along Tennessee Highway 20 to Heloise, on the one hand, and, on the other, points in Texas on, south and west of a line beginning at the Texas-Oklahoma State line extending along U.S. Highway 281 to junction U.S. Highway 287, thence along U.S. Highway 287 to junction U.S. Highway 80, thence along U.S. Highway 80 to junction U.S. Highway 77, thence along U.S. Highway 77 to junction U.S. Highway 181, thence along U.S. Highway 181 to Corpus Christi, Tex.; (30) between points in Tennessee, on the one hand, and, on the other, El Paso, Tex.;

(31) Between points in Tennessee on, west and south of a line beginning at Chattanooga, Tenn., extending along U.S. Highway 64 to junction U.S. Highway 431, thence along U.S. Highway 431 to junction Tennessee Highway 50, thence along Tennessee Highway 50 to junction Tennessee Highway 99, thence along Tennessee Highway 99 to junction Tennessee Highway 20, thence along Tennessee Highway 20 to junction Tennessee Highway 13, thence along Tennessee Highway 13 to junction U.S. Highway 70, thence along U.S. Highway 80 to junction Tennessee Highway 69, thence along Tennessee Highway 69 to junction U.S. Highway 641, thence along U.S. Highway 641 to the Tennessee-Kentucky State line, on the one hand, and, on the other, points in Wisconsin; (32) between points in West Virginia on and north of a line beginning at the

Kentucky-West Virginia State line extending along U.S. Highway 60 to junction U.S. Highway 119, thence along U.S. Highway 119 to junction U.S. Highway 33, thence along U.S. Highway 33 to junction U.S. Highway 219, thence along U.S. Highway 219 to the Maryland-West Virginia State line, on the one hand, and, on the other, Mobile, Ala.; (33) between points in Brooke, Hancock, and Ohio Counties, W. Va., on the one hand, and, on the other, Pensacola, Fla. The purpose of this filing is to eliminate the gateway of Hickman, Ky.

No. MC 119777 (Sub-No. E103), filed April 23, 1974. Applicant: LIGON SPECIALIZED HAULER, INC., P.O. Drawer L, Madisonville, Ky. 42431. Applicant's representative: Jean Holmes (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Treated plywood and treated plywood paneling*, (A) from points in Manatee County, Fla, to points in Colorado, Iowa, Louisiana, Minnesota, Nebraska, New Mexico, North Dakota, South Dakota, and Wisconsin; and (B) (1) from points in Manatee County, Fla., to points in Alabama on and northwest of a line beginning at the Alabama-Tennessee State line extending along U.S. Highway 431 to Huntsville, thence along U.S. Highway 72A to junction Alabama Highway 24, thence along Alabama Highway 24 to junction Alabama Highway 33, thence along Alabama Highway 33 to junction U.S. Highway 278, thence along U.S. Highway 278 to junction Alabama Highway 13, thence along Alabama Highway 13 to junction U.S. Highway 43, thence along U.S. Highway 43 to Tuscaloosa, thence along U.S. Highway 82 to the Alabama-Mississippi State line, and (2) from Parrish, Fla., to points in New York on and west of Interstate Highway 190 (between Niagara Falls and Fort Niagara, N.Y.). The purpose of this filing is to eliminate the gateway of points in Mississippi.

No. MC 119777 (Sub-No. E108), filed April 23, 1974. Applicant: LIGON SPECIALIZED HAULER, INC., P.O. Drawer L, Madisonville, Ky. 42431. Applicant's representative: Jean Holmes (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Tillage equipment, cultivators, bulldozers*, and *parts* and *accessories* thereof, the transportation of which because of their size or weight require the use of special equipment (except oilfield commodities, as described in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209, 299), from Yazoo City, Miss., to points in Tennessee on and north of a line beginning at the Tennessee-Kentucky State line extending along Tennessee Highway 5 to junction Tennessee Highway 22, thence along Tennessee Highway 22 to junction Tennessee Highway 54, thence along Tennessee Highway 54 to junction U.S. Highway 79, thence along U.S. Highway 79 to junction U.S. Highway Alternate 41, thence along U.S. Highway Alternate 41 to junction Interstate Highway 40, thence along Interstate Highway 40 to junction U.S. Highway 70, thence along U.S. Highway 70 to junction Interstate Highway 40, thence along Interstate Highway 40 to the Tennessee-North Carolina State line. The purpose of this filing is to eliminate the gateways of that part of Kentucky on and west of a line beginning at Louisville, Ky., and extending along U.S. Highway 31E through Bardstown and Hodgenville, Ky., to junction Kentucky Highway 61, thence along Kentucky Highway 61 through Buffalo, Ky., to junction Kentucky Highway 470, thence along Kentucky Highway 470 to junction U.S. Highway 31E, thence along U.S. Highway 31E to the Kentucky-Tennessee State line.

No. MC 119777 (Sub-No. E109), filed April 23, 1974. Applicant: LIGON SPECIALIZED HAULER, INC., P.O. Drawer L, Madisonville, Ky. 42431. Applicant's representative: Jean Holmes (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such guard rail, guard rail post and accessories* which are embraced within building and excavating contractors' and mining machinery and equipment, road building equipment, and machinery, and such commodities as require special handling because of size and weight (except machinery, materials, supplies, and equipment incidental to or used in the construction, development, operation, and maintenance of facilities for the discovery, development, or production of natural gas and petroleum, and incidental to, or used in connection with (a) the discovery, development, production, and preservation of natural gas and petroleum, (b) the construction, operation, repairs, servicing, dismantling, and maintenance of pipe lines and facilities for the storage of natural gas, gasoline, and petroleum, and (c) the dismantling and maintenance of plants and facilities for refining, recycling, processing, repressuring, and blending gasoline, natural gas, and petroleum), from Evansville, Ind., to points in Indiana on, north, and east of a line beginning at the Kentucky-Indiana State line extending along Interstate Highway 65 to junction U.S. Highway 50, thence along U.S. Highway 50 to junction Indiana Highway 37, thence along Indiana Highway 37 to junction Indiana Highway 46, thence along Indiana Highway 46 to junction Interstate Highway 70, thence along Interstate Highway 70 to the Illinois-Indiana State line. The purpose of this filing is to eliminate the gateway of Kentucky.

No. MC 119777 (Sub-No. E111), filed June 23, 1974. Applicant: LIGON SPECIALIZED HAULER INC., P.O. Drawer "L", Madisonville, Ky. 42431. Applicant's representative: Jean Holmes (same as above). Authority sought to operate as a *common carrier, by* motor vehicle, over irregular routes, transporting: *Guardrails* and *component parts* which require special handling because of their size or weight (except machinery, materials, supplies and equipment incidental to or used in the construction, development, operation and maintenance of facilities for the discovery, development and production of natural gas and petroleum, and incidental to, or used in connection with (a) the discovery, development, production, and preservation of natural gas and petroleum, (b) the construction, operation, repairs, servicing, dismantling, and maintenance of pipe lines and facilities for the storage of natural gas, gasoline and petroleum, and (c) the dismantling and maintenance of plants and facilities for refining, recycling, processing, repressuring, and blending gasoline, natural gas and petroleum); (A) from Flint, Mich., to points in New Mexico, Oklahoma and Texas; (B) (1) from Flint, Mich., to points in Colorado on, south and west of a line beginning at the Wyoming-Colorado State line on Colorado Highway 13, thence along Colorado Highway 13 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction Interstate Highway 70, thence along Interstate Highway 70 to junction U.S. Highway 24, thence along U.S. Highway 24 to the Kansas-Colorado State line, (2) from Flint, Mich., to points in Kansas on and south of a line beginning at the Colorado-Kansas State line on U.S. Highway 36, thence along U.S. Highway 36 to junction U.S. Highway 183, thence along U.S. Highway 183 to the junction of U.S. Highway 40, thence along U.S. Highway 40 to the Kansas-Missouri State line. The purpose of this filing is to eliminate the gateways of Kentucky and Evansville, Ind.

No. MC 123375 (Sub-No. E1), filed May 16, 1974. Applicant: KIRK TRUCKING SERVICE, INC., 3766 William Penn Highway, Monroeville, Pa. 15146. Applicant's representative: A. Charles Tell, 100 E. Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Boilers, boiler parts, economizers, water walls, headers, stokers, power house installation materials, steel* and *steel products, machinery, contractors' tools and equipment, office equipment*, and *architects' supplies*, all of which by reason of size or weight require specialized handling or rigging, between Fairless Hills, Pa., on the one hand, and, on the other, New York N.Y., and points in New Jersey (except those in Mercer County, that part of Monmouth County south and west of New Jersey Highway 33 and U.S. Highway 9, and that part of Burlington County north of County Highways 537 and 541). The purpose of this filing is to eliminate the gateway of Philadelphia, Pa.

No. MC 123375 (Sub-No. E2), filed May 16, 1974. Applicant: KIRK TRUCKING SERVICE, INC., 3766 William Penn Highway, Monroeville, Pa. 15146. Applicant's representative: A. Charles Tell, 100 E. Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting:

(A) *Contractors' equipment, machinery, and machine parts and articles* requiring specialized handling or rigging because of size or weight, between points in Jefferson, Belmont, Harrison, Carroll, Columbiana, Mahoning, and Trumbull Counties, Ohio, on the one hand, and, on the other, New York, N.Y., and points in New Jersey (Beaver, Lawrence, Mercer, or Allegheny Counties, Pa.)*.

(B) *Boilers, boiler parts, economizers, water walls, headers, stokers, power house installation materials, steel* and *steel products, machinery, contractors tools and equipment, office equipment,* and *architects' supplies,* all of which by reason of size or weight required specialized handling or rigging, between points in West Virginia, on the one hand, and, on the other, New York, N.Y., and points in New Jersey (Philadelphia, Pa.)*.

(C) *Boilers, boiler parts, economizers, water walls, headers, stokers, power house installation materials, steel* and *steel products, machinery, contractors' tools and equipment, office equipment,* and *architects' supplies,* all of which by reason of size or weight require specialized handling or rigging, between points in that part of Pennsylvania on, west, and south of a line beginning at the New York-Pennsylvania State line, thence along U.S. Highway 62 to junction Pennsylvania Highway 36, thence along Pennsylvania Highway 36 to junction U.S. Highway 30, thence along U.S. Highway 30 to junction Pennsylvania Highway 23, thence along Pennsylvania Highway 23 to the Delaware River, on the one hand, and, on the other, New York, N.Y., and points in New Jersey (Philadelphia, Pa.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 123375 (Sub-No. E3), filed May 16, 1974. Applicant: KIRK TRUCKING SERVICE, INC., 3766 William Penn Highway, Monroeville, Pa. 15146. Applicant's representative: A. Charles Tell, 100 E. Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Boilers, boiler parts, economizers, water wells, headers, stokers, powerhouse installation materials, steel and steel products, machinery, contractors' tools and equipment, office equipment,* and *architects' supplies,* all of which by reason of size or weight require specialized handling or rigging, between points in Maryland, on the one hand, and, on the other, points in Massachusetts, Rhode Island, and Connecticut. The purpose of this filing is to eliminate the gateway of Philadelphia, Pa.

No. MC 123375 (Sub-No. E4), filed May 16, 1974. Applicant: KIRK TRUCKING SERVICE, INC., 3766 William Penn Highway, Monroeville, Pa. 15146. Applicant's representative: A. Charles Tell, 100 E. Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Boilers, boiler parts, economizers, water walls, headers, stokers, power house installation materials, steel* and *steel products, machinery, contractors' tools and equipment, office equipment,* and *architects' supplies,* all of which by reason of size or weight require specialized handling or rigging, between points in that part of Maryland on and south of U.S. Highway 40, on the one hand, and, on the other, points in that part of New York on and north of a line beginning at Buffalo, N.Y., thence along U.S. Highway 20 to junction New York Highway 96, thence along New York Highway 96 to the New York-Pennsylvania State line, points in that part of New Jersey on and north of New Jersey Highway 49, and points in that part of Pennsylvania on and east of a line beginning at the Pennsylvania-New York State line, thence along U.S. Highway 220 to junction U.S. Highway 6, thence along U.S. Highway 6 to junction Pennsylvania Turnpike Northeast Extension, thence along the Pennsylvania Turnpike Northeast Extension to junction Pennsylvania Highway 100, thence along Pennsylvania Highway 100 to the Pennsylvania-Delaware State line. The purpose of this filing is to eliminate the gateway of Philadelpha, Pa.

No. MC 123375 (Sub-No. E5), filed May 16, 1974. Applicant: KIRK TRUCKING SERVICE, INC., 3766 William Penn Highway, Monroeville, Pa. 15146. Applicant's representative: A. Charles Tell, 100 E. Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Boilers, boiler parts, economizers, water walls, headers, stokers, power house installation materials, steel and steel products, machinery, contractors' tools and equipment, office equipment, and architects' supplies,* all of which by reason of size or weight require specialized handling or rigging, between points in that part of Maryland on and west of U.S. Highway 15, on the one hand, and, on the other, points in New Jersey, those in that part of Pennsylvania east of a line beginning at the Pennsylvania-New York State line, thence along Interstate Highway 81 to junction Pennsylvania Turnpike Northeast Extension, thence along the Pennsylvania Turnpike Northeast Extension to junction U.S. Highway 202, thence along U.S. Highway 202 to the Pennsylvania-Delaware State line, and those in that part of New York on and east of a line beginning at Oswego, N.Y., thence along New York Highway 57 to junction New York Highway 481, thence along New York Highway 481 to junction Interstate Highway 81, thence along Interstate Highway 81 to the New York-Pennsylvania State line. The purpose of this filing is to eliminate the gateway of Philadelphia, Pa.

No. MC 123375 (Sub.-No. E7), filed May 16, 1974. Applicant: KIRK TRUCKING SERVICE, INC., 3766 William Penn Highway, Monroeville, Pa. 15146. Applicant's representative: A. Charles Tell, 100 E. Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Boilers, boiler parts, economizers, water walls, headers, stokers, power house installation materials, steel* and *steel products, machinery, contractors' tools and equipment, office equipment,* and *architects' supplies,* all of which by reason of size or weight require specialized handling or rigging, between points in Delaware, on the one hand, and, on the other, points in Massachusetts, Connecticut, and Rhode Island. The purpose of this filing is to eliminate the gateway of Philadelphia, Pa.

No. MC 123375 (Sub.-No. E8), filed May 16, 1974. Applicant: KIRK TRUCKING SERVICE, INC., 3766 William Penn Highway, Monroeville, Pa. 15146. Applicant's representative: A. Charles Tell, 100 E. Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Boilers, boiler parts, economizers, water walls, headers, stokers, power house installation materials, steel and steel products, machinery, contractors' tools and equipment, office equipment,* and *architects' supplies,* all of which by reason of size or weight require specialized handling or rigging, between points in Delaware, on the one hand, and, on the other, points in New York. The purpose of this filing is to eliminate the gateway of Philadelphia, Pa.

No. MC 123375 (Sub-No. E9), filed May 16, 1974. Applicant: KIRK TRUCKING SERVICE, INC., 3766 William Penn Highway, Monroeville, Pa. 15146. Applicant's representative: A. Charles Tell, 100 E. Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting:

(A) *Boilers, boiler parts, economizers, water walls, headers, stokers, power house installation materials, steel and steel products, machinery, contractors' tools and equipment, office equipment, and architects' supplies,* all of which by reason of size or weight require specialized handling or rigging, between Wilmington, Del., on the one hand, and, on the other, points in Pennsylvania, on, west, north, and east of a line beginning at the Pennsylvania-Maryland State line, thence along U.S. Highway 15 to Harrisburg, Pa., thence along U.S. Highway 422 to Pottstown, Pa., thence along Pennsylvania Highway 100 to the Pennsylvania-Delaware State line, points in New Jersey on and north of a line beginning at the Delaware River, thence along U.S. Highway 322 to junction New Jersey Highway 47, thence along New Jersey Highway 47 to Wildwood, N.J., and points in West Virginia (Philadelphia, Pa.)*. Restriction: The operations authorized in (A) above are restricted against traffic originating at or destined to Cornwells Heights, Pa.

(B) *Contractors' equipment and machinery,* requiring specialized handling or rigging because of size or weight, between Wilmington, Del., on the one hand, and, on the other, points in Columbiana, Mahoning, and Trumbull Counties, Ohio

(Philadelphia, Pa., and Beaver, Lawrence, or Mercer Counties, Pa.)*.

(C) *Boilers, boiler parts, economizers, water walls, headers, stokers, power house installation materials, steel* and *steel products, machinery, contractors' tools and equipment, office equipment,* and *architects' supplies,* which by reason of size or weight require the use of special equipment, between Wilmington, Del., on the one hand, and, on the other, points in Jefferson, Belmont, Harrison, Carroll, and Columbiana Counties, Ohio (Philadelphia, Pa., and Washington, Beaver, or Allegheny Counties, Pa.)*. The purpose of this filing is to eliminate the gateways indicated by asterisks above.

No. MC 123375 (Sub-No. E10), filed May 16, 1974. Applicant: KIRK TRUCKING SERVICE, INC., 3766 William Penn Highway, Monroeville, Pa. 15146. Applicant's representative: A. Charles Tell, 100 E. Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: Boilers, boiler parts, economizers, water walls, headers, stokers, power house installation materials, steel and steel products, machinery, contractors' tools and equipment, office equipment, and architects' supplies, all of which by reason of size or weight require specialized handling or rigging, between Seaford, Del., on the one hand, and, on the other, points in that part of New Jersey on and north of New Jersey Highway 47 and those in that part of Pennsylvania on and north of a line beginning at the Ohio-Pennsylvania State line thence along U.S. Highway 422 to junction U.S. Highway 22, thence along U.S. Highway 22 to junction U.S. Highway 322, thence along U.S. Highway 322 to junction U.S. Highway 422, thence along U.S. Highway 422 to Philadelphia. Restriction: The operations authorized above are restricted against traffic originating at or destined to Cornwells Heights, Pa. The purpose of this filing is to eliminate the gateway of Philadelphia, Pa.

No. MC 123375 (Sub-No. E11), filed May 16, 1974. Applicant: KIRK TRUCKING SERVICE, INC., 3766 William Penn Highway, Monroeville, Pa. 15146. Applicant's representative: A. Charles Tell, 100 E. Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Boilers, boiler parts, economizers, water walls, headers, stokers, power house installation materials, steel* and *steel products, machinery, contractors' tools and equipment, office equipment,* and *architects' supplies,* all of which by reason of size or weight require specialized handling or rigging between points in Virginia, on the one hand, and, on the other, New York, N.Y., and points in New Jersey. The purpose of this filing is to eliminate the gateway of Philadelphia, Pa.

No. MC 123375 (Sub-No. E12), filed May 16, 1974. Applicant: KIRK TRUCKING SERVICE, INC., 3766 William Penn Highway, Monroeville, Pa. 15146. Applicant's representative: A. Charles Tell, 100 E. Broad St., Columbus, Ohio 43215. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Boilers, boiler parts, economizers, water walls, headers, stokers, power house installation materials, steel, and steel products, machinery, contractors' tools and equipment, office equipment,* and *architects' supplies,* all of which by reason of size or weight require specialized handling or rigging, between New York, N.Y., on the one hand, and, on the other, points in Pennsylvania on, south, and west of a line beginning at the Pennsylvania-New York State line, thence along U.S. Highway 15 to junction Pennsylvania Highway 61, thence along Pennsylvania Highway 61 to junction U.S. Highway 422, thence along U.S. Highway 422 to junction U.S. Highway 202, thence along U.S. Highway 202 to the Delaware River. Restriction: The operations authorized above are restricted against traffic originating at or destined to Cornwell Heights, Pa. The purpose of this filing is to eliminate the gateway of Philadelphia, Pa.

No. MC 124211 (Sub-No. E43), filed April 29, 1974. Applicant: HILT TRUCK LINE, INC., P.O. Box 988 D.T.S., Omaha, Nebr. 68101. Applicant's representative: Thomas L. Hilt (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Macaroni, noodles, grain products, bakery products, beverages, pancake flour, spaghetti, and vermicelli* (except in bulk), (1) between those points in Iowa, Kansas, Missouri, and Nebraska (except Glenwood, Iowa), located on the following highways; on U.S. Highway 77 from Lincoln, Nebr., to junction U.S. Highway 36, thence along U.S. Highway 36 to junction U.S. Highway 59, thence along U.S. Highway 59 to junction U.S. Highway 34, thence along U.S. Highway 34 to Lincoln, Nebr., on the one hand, and, on the other, points in Arizona, California, Idaho, Montana, Nebraska (except those south of U.S. Highway 34 and east of U.S. Highway 77), Nevada, North Dakota, South Dakota (except those south of U.S. Highway 14 and east on U.S. Highway 281), Utah, Connecticut, Maine, Massachusetts, New Hampshire, Oregon, Rhode Island, Vermont, Washington, Wyoming, those in New Mexico on and west of U.S. Highway 285, those in Texas on, west and south of a line beginning at the New Mexico-Texas State line, and extending along U.S. Highway 285 to junction U.S. Highway 90, thence along U.S. Highway 90 to Del Rio, thence along U.S. Highway 277 to the United States-Mexico International Boundary line, those in Florida on and south of Florida Highway 60, those in New Jersey on and east of U.S. Highway 30, those in New York on and east of U.S. Highway 15, and those in Pennsylvania on and east of a line beginning at the New York-Pennsylvania State line, and extending along Pennsylvania Highway 29 to Tunkhannock, Pa., thence along Pennsylvania Highway 309 to the Pennsylvania-New Jersey State line;

(2) Between points in Kansas and Missouri located on the following highways; U.S. Highway 77 from Lincoln, Nebr., to junction U.S. Highway 36, to junction U.S. Highway 59, to junction U.S. Highway 34, to Lincoln, Nebr., on the one hand, and, on the other, those points in South Dakota south and east of a line beginning at the South Dakota-Minnesota State line and extending along U.S. Highway 14 to junction U.S. Highway 281 to the South Dakota-Nebraska State line; (3) between those points in Iowa, Kansas, Missouri, and Nebraska (except Glenwood, Iowa), located on U.S. Highway 77 from Lincoln, Nebr., to junction U.S. Highway 36, to junction U.S. Highway 59, and Lincoln, Nebr., and Marysville, Kans., on the one hand, and, on the other, points in Alabama, Delaware, Florida, (except those south of Florida Highway 60), Georgia, Illinois (except those south of U.S. Highway 136), Iowa (except those in Fremont, Page, and Taylor Counties), Maryland, Michigan, Minnesota, New Jersey (except those east of U.S. Highway 30), New York (except those east of U.S. Highway 15), North Carolina, Ohio, South Carolina, Virginia, West Virginia, Wisconsin, Pennsylvania (except those west of a line beginning at the New York-Pennsylvania State line and extending along Pennsylvania Highway 29 to Funkhannoch, thence along Pennsylvania Highway 309, to the Pennsylvania-New Jersey State line, those in Indiana and Kentucky on and east of U.S. Highway 41, those in Louisiana on and south of U.S. Highway 80, those in Mississippi (except those west of U.S. Highway 51 and north of U.S. Highway 82), those in Tennessee (except those north of Interstate Highway 40 and west of U.S. Highway 41), those in Texas on and south of U.S. Highway 90, and, the District of Columbia; and (4) from those points in Iowa, Kansas, Missouri, and Nebraska (except Glenwood, Iowa), Lincoln, Nebr., and Shenandoah, Iowa, to those points in Oklahoma and Texas on and west of U.S. Highway 75 (except those in Texas on, west and south of a line beginning at the New Mexico State line, and extending along U.S. Highway 285 to junction U.S. Highway 90, thence along U.S. Highway 90 to Del Rio, thence along U.S. Highway 277 to the United States-Mexico International Boundary line. The purpose of this filing is to eliminate the gateway of Lincoln, Nebr.

No. MC 124211 (Sub-No. E64), filed May 13, 1974. Applicant: HILT TRUCK LINE, INC., P.O. Box 988 D.T.S., Omaha, Nebr. 68101. Applicant's representative: Thomas L. Hilt (same as above). Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Junk* and *scrap meats* and packinghouse products (except commodities in bulk); (a) from points in Alabama, to points in North Dakota, South Dakota, and Wyoming; (b) from points in Arizona to points in Illinois, Indiana, Iowa, Michigan, Minnesota, Ohio, and Wisconsin, and those points in Missouri on and north of U.S.

Highway 40, those in North Dakota and South Dakota on and east of U.S. Highway 81; (c) from points in Arkansas to points in North Dakota, South Dakota, and Wyoming; (d) from points in Florida to points in North Dakota, South Dakota, Wyoming, those in Iowa on and west of U.S. Highway 59 and north of U.S. Highway 34, and those in Minnesota on and west of U.S. Highway 59; (e) from points in Georgia to points in North Dakota, South Dakota, and Wyoming, and those in Iowa on and west of U.S. Highway 75, (f) from points in Louisiana to points in North Dakota, South Dakota, and Wyoming; (g) from points in Maine to points in Kansas and Wyoming; (h) from points in Mississippi to points in North Dakota, South Dakota, and Wyoming; (i) from those points in Nebraska on and west of U.S. Highway 77 and south of U.S. Highway 30, to points in Illinois, Indiana, Michigan, Minnesota, Ohio, and Wisconsin; (j) from those points in Nebraska on and east of U.S. Highway 77 and south of U.S. Highway 30 to points in North Dakota, South Dakota, and Wyoming; (k) from those points in Nebraska north of U.S. Highway 30 and east of U.S. Highway 77 to points in Kansas, Missouri, and Ohio, those in Illinois on and south of U.S. Highway 24, and those in Indiana on and south of U.S. Highway 24;

(l) From those points in Nebraska on and north of U.S. Highway 30 and west of U.S. Highway 77, to points in Missouri, Ohio, those in Illinois on and south of U.S. Highway 30, those in the lower peninsula of Michigan, and those in Iowa on and south of U.S. Highway 6; (m) from points in New Hampshire to points in Wyoming and Kansas; (n) from points in New Mexico to points in Michigan, Minnesota, Ohio, and Wisconsin, those in Illinois on and north of U.S. Highway 24, those in Indiana on and north of U.S. Highway 24, those in North Dakota on and east of U.S. Highway 81, and those in South Dakota on and east of U.S. Highway 81; (o) from points in North Carolina to points in North Dakota, South Dakota, and Wyoming, and those in Iowa on and west of U.S. Highway 75; (p) from points in Oklahoma to points in Minnesota, those in Iowa on and west of U.S. Highway 75, those in North Dakota east of U.S. Highway 81, and those in South Dakota on and east of U.S. Highway 81; (q) from points in South Carolina, to points in North Dakota, South Dakota, and Wyoming; and (r) from points in Vermont to points in Kansas and Wyoming. The purpose of this filing is to eliminate the gateway of Saunders County, Nebr.

No. MC 124211 (Sub-No. E77), filed May 22, 1974. Applicant: HILT TRUCK LINE, INC., P.O. Box 988 D.T.S., Omaha, Nebr. 68101. Applicant's representative: Thomas L. Hilt (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Food products* (except commodities in bulk, dairy products, frozen foods, and meats, meat products, meat by-products, and articles distributed by meat packinghouses, as described by the Commission), from those points in Texas on and south of a line beginning at the United States-Mexico International Boundary line and extending along Interstate Highway 10 to junction Interstate Highway 45, thence along Interstate Highway 45 to the Gulf of Mexico, to points in Wisconsin, those in Illinois on and north of U.S. Highway 20, and those in Iowa on, west and north of a line beginning at the Iowa-Nebraska State line and extending along U.S. Highway 34 to junction Interstate Highway 35, thence along Interstate Highway 35 to junction U.S. Highway 20, thence along U.S. Highway 20 to the Iowa-Illinois State line; and those in the Upper Peninsula of Michigan. The purpose of this filing is to eliminate the gateways of Lincoln, Nebr., or points in Nebraska in the Omaha, Nebr., Commercial Zone as defined by the Commission.

No. MC 124821 (Sub-No. E1), filed June 4, 1974. Applicant: WILLIAM GILCHRIST, 196 N. Keyser Ave., Old Forge, Pa. 18518. Applicant's representative: Kenneth R. Davis, 999 Union Street, Taylor, Pa. 18517. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, and commodities requiring special equipment), between points in Wayne County, Pa., on the one hand, and, on the other, points in Westchester, Kings, Queens, Bronx, Richmond, and New York Counties, N.Y., and those in Bergen, Passaic, Sussex, Hudson, Essex, Union, and Morris Counties, N.J. The purpose of this filing is to eliminate the gateway of Sullivan County, N.Y.

MC 136553 (Sub-E36), filed June 3, 1974. Applicant: Art Page Transfer, Inc., 1080 East 12th Street, Dubuque, Iowa 52001. Applicant's representative: Arthur Pape (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Salt*, from points in Iowa on and west of U.S. Hwy. 61 and on and south of U.S. Hwy. 20 to those points in Wisconsin that are within an area bordered by or on a line starting at the Wisconsin-Illinois border, and continuing along U.S. Hwy. 151 to junction U.S. Hwy. 12, thence along U.S. Hwy. 12 to junction WI Hwy. 20, thence along WI Hwy. 20 to Racine, Wisconsin, thence along the Wisconsin Border with Lake Michigan to junction with the Wisconsin-Michigan border, then along the Wisconsin-Michigan border to junction U.S. Hwy. 45, thence along U.S. Hwy. 45 to junction WI Hwy. 17, thence along WI Hwy. 17 to junction U.S. Hwy. 51, thence along U.S. Hwy. 51 to junction WI Hwy. 29, thence along WI Hwy. 29 to junction WI Hwy. 97, thence along WI Hwy. 97 to junction WI Hwy. 13, thence along WI Hwy. 13 to junction WI Hwy. 80, thence along WI Hwy. 80 to junction WI Hwy. 173, thence along WI Hwy. 173 to junction WI Hwy. 21, thence along WI Hwy. 21 to junction U.S. Hwy. 12, thence along U.S. Hwy. 12 to junction WI Hwy. 131, thence along WI Hwy. 131, to junction U.S. Hwy. 61, thence along U.S. Hwy. 61 ending at junction with the Wisconsin-Illinois State line. The purpose of this filing is to eliminate the gateway of Dubuque, Iowa.

MC 136553 (Sub-E41), filed June 4, 1974. Applicant: Art Pape Transfer, Inc., 1080 East 12th Street, Dubuque, Iowa 52001. Applicant's representative: Arthur Pape (same as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer materials*, dry, in bags and in bulk, in dump vehicles, from Streator, Illinois to points in Illinois on and west of a line starting at the Wisconsin-Illinois border and continuing south along IL Hwy. 78 to junction U.S. Hwy. 20, thence west along U.S. Hwy. 20 to junction IL Hwy. 84, thence south along IL Hwy. 84 to junction Interstate Hwy. 80, thence west along Interstate Hwy. 80 ending at the Iowa-Illinois border. The purpose of this filing is to eliminate the gateway of Clinton, Iowa.

No. MC 138274 (Sub-No. E1), filed June 23, 1975. Applicant: SHIPPERS BEST EXPRESS, INC., P.O. Box 15533, Salt Lake City, Utah 84115. Applicant's representative: Chester A. Zyblut, 1522 K St., NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal and poultry feed* and *frozen inedible meat* (except liquid commodities and commodities in bulk, in tank or hopper-type vehicles), from points in California south of San Mateo, Santa Clark, Merced, Madera and Mono Counties (except points in San Bernardino, Riverside, Imperial and San Diego Counties), to points in Colorado on, north and east of a line beginning at the Kansas-Colorado State line extending along Interstate Highway 70 to junction U.S. Highway 24, thence along U.S. Highway 24 to Colorado Springs, Colo., thence along Interstate Highway 25 to junction Colorado Highway 14, thence along Colorado Highway 14 to junction U.S. Highway 287, thence along U.S. Highway 287 to the Colorado-Wyoming State line. The purpose of this filing is to eliminate the gateway of Ogden, Utah.

No. MC 138274 (Sub-No. E4), filed June 23, 1975. Applicant: SHIPPERS BEST EXPRESS, INC., P.O. Box 15533, Salt Lake City, Utah 84115. Applicant's representative: Chester A. Zylut, 1522 K St., NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal and poultry feed* and *frozen inedible meat* (except liquid commodities and commodities in bulk, in tank or hopper-type vehicles), from points in California north of San Benito, Fresno, Monterey, and Inyo Counties, to points in Colorado. The purpose of this filing is to eliminate the gateway of Ogden, Utah.

No. MC 138274 (Sub-No. E5), filed June 23, 1975. Applicant: SHIPPERS BEST EXPRESS, INC., P.O. Box 15533,

Salt Lake City, Utah 84115. Applicant's representative: Chester A. Zyblut, 1522 K St., NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal and poultry feed* and *inedible frozen meat* (except liquid commodities and commodities in bulk, in tank or hopper-type vehicles) from Seattle, Wash., to points in Minnesota on, south and east of a line beginning at the Wisconsin-Minnesota State line extending along U.S. Highway 61 to junction Minnesota Highway 60, thence along Minnesota Highway 60 to the Minnesota-Iowa State line, and to points in Michigan (except the Upper Peninsula) and points in Wisconsin on and south of U.S. Highway 10. The purpose of this filing is to eliminate the gateway of Ogden, Utah.

No. MC 138274 (Sub-No. E8), filed June 23, 1975. Applicant: SHIPPERS BEST EXPRESS, INC., P.O. Box 15533, Salt Lake City, Utah 84115. Applicant's representative: Chester A. Zyblut, 1522 K St., NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal and poultry feed* and *inedible frozen meat* (except liquid commodities and commodities in bulk, in tank or hopper-type vehicles), (1) from points in California to points in Ohio, Indiana, Illinois, Michigan, South Dakota, North Dakota, Wisconsin, Minnesota, Iowa, and Nebraska; and (2) from points in California on and north of a line extending along U.S. Highway 66 to San Bernardino, thence along California Highway 91 to junction California Highway 55, thence along California Highway 55 to Newport Beach, to points in Missouri (except McDonald, Barry, Stone and Taney Counties), and points in Kansas (except Stanton, Morton, Grant, Stevens, Haskell, Ford, Meade, Clark, Comanche, Barber, Harper, Sumner, Kiowa, Pratt, Kingman, Cowley, Sedgwick, Chataqua, and Elk Counties). The purpose of this filing is to eliminate the gateway of Ogden, Utah.

By the Commission.

[SEAL] ROBERT L. OSWALD, *Secretary.*

[FR Doc.75-22916 Filed 8-27-76;8:45 am]

[Notice No. 68]

MOTOR CARRIER, BROKER, WATER CARRIER AND FREIGHT FORWARDER APPLICATIONS

AUGUST 22, 1975.

The following applications are governed by Special Rule 1100.247[1] of the Commission's general rules of practice (49 CFR, as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with section 247(d)(3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one (1) copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of section 247(d)(4) of the special rules, and shall include the certification required therein.

Section 247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's general policy statement concerning motor carrier licensing procedures, published in the FEDERAL REGISTER issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record. *Broadening amendments will not be accepted after the date of this publication except for good cause shown, and restrictive amendments will not be entertained following publication in the "Federal Register" of a notice that the proceeding has been assigned for oral hearing.*

Evidence respecting how equipment is expected to be returned to an origin point, as well as other data relating to operational feasibility (including the need for dead-head operations), must be presented as part of an applicant's initial evidentiary presentation (either at oral hearing or in its opening verified statement under the modified procedure) with respect to all applications filed on or after December 1, 1973.

If an applicant states in its initial evidentiary presentation that empty or partially empty vehicle movements will result upon a grant of its application, applicant will be expected (1) to specify the extent of such empty operations, by mileages and the number of vehicles, that would be incurred, and (2) to designate where such empty vehicle operations will be conducted.

Each applicant (except as otherwise specifically noted) states that there will be no significant effect on the quality of the human environment resulting from approval of its application.

No. MC 8973 (Sub-No. 40), filed August 4, 1975. Applicant: METROPOLITAN TRUCKING, INC., 2424 Ninety-fifth Street, North Bergen, N.J. 07047. Applicant's representative: E. Stephen Heisley, 666 Eleventh Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Crude rubber, balata gums, resin, and sole crepe*, from New York, N.Y., and points in its commercial zone, and Hatfield, Pa., to points in Ohio, Virginia, the District of Columbia, Maryland, Delaware, Pennsylvania, New Jersey, New York, Massachusetts, Connecticut, Maine, Rhode Island, New Hampshire, and Vermont; and (2) *scrap rubber*, from the States and points in (1) above to Newark, N.J., and Hatfield, Pa.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Washington, D.C., or Newark, N.J.

No. MC 8973 (Sub-No. 41), filed August 4, 1975. Applicant: METROPOLITAN TRUCKING, INC., 2424 95th Street, North Bergen, N.J. 07047. Applicant's representative: E. Stephen Heisley, Suite 805, 666 Eleventh Street NW., Washington, D.C. 20001. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Asphalt and composition roofing products, composition boards, and materials, accessories, and supplies* used in the installation of the above-named commodities (except commodities in bulk), from the plantsite of and storage facilities utilized by The Celotex Corporation, located at or near Philadelphia, Pa., to Woodbridge, N.J., for purposes of joinder with its Sub 15 certificate to provide service to points in Maine, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Ohio, Delaware, Maryland, the District of Columbia, Virginia, and West Virginia.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 27817 (Sub-No. 117), filed July 16, 1975. Applicant: H. C. GABLER, INC., R.D. #3, P.O. Box 220, Chambersburg, Pa. 17201. Applicant's representative: Christian V. Graf, 407 North Front Street, Harrisburg, Pa. 17101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Glass containers*, from the storage facilities of Owens-Illinois, Inc. at Martinsburg, W. Va., and Chambersburg, Pa., to points in Pennsylvania, Delaware, Maryland, New York, New

[1] Copies of Special Rule 247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

Jersey, Connecticut, Rhode Island, Massachusetts, Maine, Vermont, and New Hampshire, restricted to the transportation of shipments originating at the above-named origins and destined to the above-named States; (2) *glass containers and closures therefor*, and *fiberboard boxes*, (a) from the storage facilities of A & S Warehouse, Inc. and A & S Warehouse of Chambersburg, Inc., and Chattanooga Glass Company at Chambersburg, Pa., and Martinsburg, W. Va., and (b) from the storage facilities of Chattanooga Glass Company at Cumberland, Md., Sidman, Pa., and Baltimore, Md., and its plant at Chattanooga, Tenn., to points in Maryland, Virginia, Pennsylvania, Delaware, New Jersey, New York, Massachusetts, Connecticut, Rhode Island, Maine, New Hampshire, Vermont, and the District of Columbia, restricted to the transportation of shipments originating at the above-named origins and destined to the above-named States.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Harrisburg, Pa., or Washington, D.C.

No. MC 29904 (Sub-No. 2), filed August 4, 1975. Applicant: SUDDATH VAN LINES, INC., 525 Stevens Street, P.O. Box 6699, Jacksonville, Fla. 32205. Applicant's representative: Sol H. Proctor, 1107 Blackstone Building, Jacksonville, Fla. 32202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New furniture*, between points in Florida and Georgia, on the one hand, and, on the other, points in Florida, Georgia, South Carolina, North Carolina, Virginia, Kentucky, Tennessee, Mississippi, and Alabama.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Jacksonville, Fla.

No. MC 31389 (Sub-No. 203), filed July 31, 1975. Applicant: McLEAN TRUCKING COMPANY, a corporation, 617 Waughtown Street, Winston-Salem, N.C. 27107. Applicant's representative: David F. Eshelman, P.O. Box 213, Winston-Salem, N.C. 27102. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the Iatan Power Plant, at or near Iatan, Mo., as an off-route point in conjunction with applicant's regular route operations to and from Kansas City, Mo.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Kansas City, Mo., or Washington, D.C.

No. MC 31389 (Sub-No. 204), filed July 31, 1975. Applicant: McLEAN TRUCKING COMPANY, a corporation, 617 Waughtown Street, Winston-Salem, N.C. 27107. Applicant's representative: David F. Eshelman, P.O. Box 213, Winston-Salem, N.C. 27102. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), serving the plant site of the W. F. Hall Printing Co., at or near Corinth, Miss., as an off-route point in conjunction with applicant's regular routes.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Memphis, Tenn., or Washington, D.C.

No. MC 33624 (Sub-No. 2), filed July 30, 1975. Applicant: BUEHLER TRANSFER CO., a corporation, 3899 Jackson Street, Denver, Colo. 80205. Applicant's representative: Joseph F. Nigro, 400 Denver Hilton Office Bldg., 1515 Cleveland Place, Denver, Colo. 80205. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, between points in Colorado, restricted to the transportation of traffic having a prior or subsequent movement, in containers, beyond the points authorized and further restricted to the performance of pickup and delivery service in connection with packing, crating, and containerization or unpacking, uncrating, and decontainerization of such traffic.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 33641 (Sub-No. 123), filed August 1, 1975. Applicant: IML FREIGHT, INC., 2175 South 3270 West, Salt Lake City, Utah 84110. Applicant's representative: Carl L. Steiner, 39 South LaSalle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment): Serving the minesite, smelter, and facilities of the Anaconda Company, located in Tooele County, Utah, as off-route points in connection with carrier's authorized regular route operations between Mills Junction and Eureka, Utah.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah.

No. MC 51146 (Sub-No. 442), filed August 1, 1975. Applicant: SCHNEIDER TRANSPORT, INC., 2661 S. Broadway, Green Bay, Wis. 54304. Applicant's representative: Neil A. DuJardin, P.O. Box 2298, Green Bay, Wis. 54306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from Ripon, Wis., to points in North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, and all States east thereof.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 55512 (Sub-No. 2), filed July 31, 1975. Applicant: RAUCH TRUCK LINES, INC., 110 Olive Street, St. Charles, Mo. 63301. Applicant's representative: O. J. Heck, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between points in the St. Louis, Mo.-East St. Louis, Ill., Commercial Zone and St. Charles, Mo.; from St. Louis, Mo., over U.S. Highway 67 to West Alton, Mo., thence over Missouri Highway 94 to St. Charles, Mo., and return over the same route, serving the intermediate points of West Alton, Portage Des Sioux, Smartt Field, Orchard Farm, and Boschertown, Mo., and all off-route points in St. Charles County east of Missouri County Road C.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at St. Louis, Mo.

No. MC 72442 (Sub-No. 47), filed August 14, 1975. Applicant: AKERS MOTOR LINES, INCORPORATED, P.O. Box 10303, Charlotte, N.C. 28237. Applicant's representative: Leonard A. Jaskiewicz, Suite 501, 1730 M Street, Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: (A) *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment): (1) Between Jacksonville, Fla., and Houston, Tex., serving all intermediate points and the off-route points of Gonzales, Fla., Port Arthur and Port Neches, Tex., Lemoyne and Calvert, Ala., and the plantsite of Dow Badische Company at or near Calvert, Ala.: From Jacksonville over Interstate Highway 10 and also U.S. Highway 90 to New Orleans, La., thence over U.S. Highway 61 to Baton Rouge, La., thence over U.S. Highway 190 to Opelousas, La., thence over U.S. Highway 167 to Lafayette, La., thence over Interstate Highway 10 and also U.S. Highway 90 to Houston, and return over the same route; (2) Between the junction of Interstate Highway 12 and Interstate Highway 10 at or near Pearl River, La., and the junction of Interstate Highway 12 and Interstate Highway 10 at or near Baton Rouge, La., serving all intermediate points: From the junction of Interstate Highway 12 and Interstate Highway 10 at or near Pearl River, La., over Interstate Highway 12 to junction Interstate Highway 10 at or near Baton Rouge, La., and return over the same route; (3) Between the junction of U.S. Highway 190 and U.S. Highway 90 near Slidell, La., and Baton Rouge, La., serving all intermediate points: From the junction of U.S. Highway 190 and U.S. Highway 90 near Slidell, La., over U.S. Highway 190 to Baton Rouge, La., and return over the same route;

(4) Between New Orleans, La., and Lafayette, La., serving all intermediate points: From New Orleans over Interstate Highway 10 to Lafayette, and return over the same route; (5) Between

the Georgia-Tennessee State Boundary line and the junction of Interstate Highway 75 and Interstate Highway 10 near Lake City, Fla., serving all immediate points: From the Georgia-Tennessee State Boundary line over Interstate Highway 75 to junction of Interstate Highway 75 and Interstate Highway 10 Ga., and Capps, Fla., serving all immenear Lake City, Fla. and return over the same route; (6) Between Thomasville, diate points: From Thomasville, Ga., over U.S. Highway 19 to Capps, Fla., and return over the same route; (7) Between the Georgia-Tennessee State Boundary line and Tallahassee, Fla., serving all intermediate points: From the Georgia-Tennessee State Boundary line over U.S. Highway 27 to Tallahassee, Fla., and return over the same route; (8) Between Thomasville, Ga., and Tallahassee, Fla., serving all intermediate points: From Thomasville, Ga., over U.S. Highway 319 to Tallahassee, Fla., and return over the same route; (9) Between the Georgia-Tennessee State Boundary line and Rome, Ga., serving all intermediate points: From the Georgia-Tennessee State Boundary line over U.S. Highway 411 to Rome, Ga., and return over the same route; (10) Between the Georgia-Tennessee State Boundary line and Atlanta, Ga., serving all intermediate points: From the Georgia-Tennessee State Boundary line over U.S. Highway 41 to Atlanta, Ga., and return over the same route; (11) Between Carrollton, Ga., and Columbus, Ga., serving all intermediate points: From Carrollton, Ga., over Alternate U.S. Highway 27 to Columbus, Ga., and return over the same route;

(12) Between LaGrange, Ga., and Mobile, Ala., serving no intermediate points: From LaGrange, Ga., over Georgia Highway 219 to the junction of Interstate Highway 85, thence over Interstate Highway 85 to the junction of Interstate Highway 65, thence over Interstate Highway 65 to the junction of Alabama Highway 59, thence over Alabama Highway 59 to the junction of U.S. Highway 31, thence over U.S. Highway 31 to Mobile, Ala., and return over the same route; and (B) *General commodities* (except those of unusual value, Classes A and B explosives, tobacco, liquor, commodities in bulk, household goods as defined by the Commission, and commodities requiring special equipment), (1) Between Georgia-South Carolina State Boundary line and Thomasville, Ga., serving all intermediate points: From Georgia-South Carolina State Boundary line over U.S. Highway 29 and Alternate U.S. Highway 29 to LaGrange, Ga., thence over Georgia Highway 219 to junction Georgia Highway 103, thence over Georgia Highway 103 to Columbus, Ga. (also from Georgia-South Carolina State Boundary line over U.S. Highway 123 to Cornelia, Ga., thence over U.S. Highway 23 to Atlanta, Ga., and thence over Georgia Highway 85 to Columbus), thence over U.S. Highway 280 to Richland, Ga., thence over Georgia Highway 55 to Dawson, Ga., thence over U.S. Highway 82 to Albany, Ga. (also from Athens, Ga., over U.S. Highway 129 to Macon, Ga., thence over U.S. Highway 41 to Cordele, Ga., and thence over Georgia Highway 257 to Albany), and thence over Georgia Highway 3 to Thomasville, Ga. (also from Albany over Georgia Highway 133 to Moultrie, Ga., and thence over U.S. Highway 319 to Thomasville), and return over the same routes; (2) Between Georgia-South Carolina State Boundary line and Albany, Ga., serving all intermediate points: From Georgia-South Carolina State Boundary line over U.S. Highway 321 to Savannah, thence over U.S. Highway 17 via Midway, Ga., to Brunswick, Ga., thence over U.S. Highway 84 to Waycross, Ga. (also from Midway over U.S. Highway 82 to Waycross), thence over U.S. Highway 82 to Albany, and return over the same routes;

(3) Between Georgia-South Carolina State Boundary line and Athens, Ga., serving all intermediate points: From Georgia-South Carolina State Boundary line over Georgia Highway 72 to Athens, and return over the same route; (4) Between Georgia-South Carolina State Boundary line and Monroe, Ga., serving all intermediate points: From Georgia-South Carolina State Boundary line over Georgia Highway 59 to Commerce, Ga., thence over Georgia Highway 15 to Jefferson, Ga., thence over Georgia Highway 11 to Monroe, and return over the same route; (5) Between Atlanta, Ga., and Augusta, Ga., serving all intermediate points: From Atlanta over U.S. Highway 78 via Athens, Ga., to Thomson, Ga. (also from Atlanta over U.S. Highway 278 to Thomson), thence over U.S. Highway 78 to Augusta, and return over the same routes; (6) Between Atlanta, Ga., and Jesup, Ga., serving all intermediate points: From Altanta over U.S. Highway 41 to junction Georgia Highway 3, thence over Georgia Highway 3 to junction U.S. Highway 41 near Griffin, Ga., thence over U.S. Highway 41 to Forsyth, Ga. (also from Atlanta over U.S. Highway 23 to Forsyth), thence over U.S. Highway 41 to Macon, Ga., thence over U.S. Highway 23 to Hazlehurst, Ga., thence over U.S. Highway 41 to Jesup, and return over the same routes; (7) Between Echeconnee, Ga., and Albany, Ga., serving all intermediate points: From Echeconnee over Georgia Highway 49 to Americus, Ga., thence over U.S. Highway 19 to Albany, and return over the same route; (8) Between Cordele, Ga., and Valdosta, Ga., serving all intermediate points: From Cordele over U.S. Highway 41 to Valdosta, and return over the same route;

(9) Between Madison, Ga., and Woodbury, Ga., serving all intermediate points: From Madison over Georgia Highway 83 to Monticello, Ga., thence over Georgia Highway 16 to Griffin, Ga., thence over U.S. Highway 19 to Zebulon, Ga., thence over Georgia Highway 18 to Woodbury, and return over the same route; (10) Between Zebulon, Ga., and Barnesville, Ga., serving all intermediate points: From Zebulon over U.S. Highway 19 to Thomaston, Ga., thence over Georgia Highway 26 to Barnesville, and return over the same route; (11) Between Fort Valley, Ga., and Eastman, Ga., serving all intermediate points: From Fort Valley over U.S. Highway 341 to Eastman, and return over the same route; (12) Between Camilla, Ga., and Moultrie, Ga., serving all intermediate points: From Camilla over Georgia Highway 37 to Moultrie, and return over the same route; (13) Between Gray, Ga., and Warrenton, Ga., serving all intermediate points: From Gray over Georgia Highway 22 to Sparta, Ga., thence over Georgia Highway 16 to Warrenton, and return over the same route; and (14) Between Macon, Ga., and Eastman, Ga., serving all intermediate points: From Macon over U.S. Highway 80 to Dublin, Ga., thence over U.S. Highway 319 to junction Georgia Highway 117, thence over Georgia Highway 117 to Eastman, and return over the same route; serving points within 15 miles of Bainbridge, Clarkesville, Clayton, Clyatteville, Claxton, Douglas, Habersham, Hawkinsville, Juliette, Millen, Milstead, Porterdale, Potterville, Warm Springs, Warner Robins and Woodland, Ga., as off-route points in connection with all the specified regular routes authorized herein.

NOTE.—Common control may be involved.

HEARING: To be heard on consolidated record with Overnite Transportation Company, MC 109533 (Sub-No. 67); M.R. & R. Trucking Company, MC 105881 (Sub-No. 50); Carolina Freight Carriers Corporation, MC 2253 (Sub-No. 71); Mercury Freight Lines, Inc., MC 113528 (Sub-No. 26); and AAA Cooper Transportation, MC 55889. The hearing will be held from September 23, 1975 through October 10, 1975 at the Maison DuPay, 1001 Rue Toulouse, New Orleans, La. 70112 at 9:30 a.m. Local Time.

No. MC 73165 (Sub-No. 366), filed July 28, 1975. Applicant: EAGLE MOTOR LINES, INC., P.O. Box 11086, 830 North 33rd St., Birmingham, Ala. 35202. Applicant's representative: William P. Parker (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Self-propelled articles*, each weighing 15,000 pounds or more and (2) *parts, attachments*, and *accessories* for commodities named in (1) above, between the plantsite of FMC Corporation at or near Bowling Green, Ky., on the one hand, and, on the other, points in the United States, including Alaska, but excluding Hawaii.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky.

No. MC 79142 (Sub-No. 8), filed August 6, 1975. Applicant: T & T TRUCKING & TRANSPORTATION CO., INC., 43-06 54th Road, Maspeth, N.Y. 11378. Applicant's representative: Morton E. Kiel, Suite 6193, 5 World Trade Center, New York, N.Y. 10048. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Printed advertising matter*, from Great Neck, Farmingdale, Deer

Park, and Wyandanch, N.Y., to points in Somerset, Middlesex, Bergen, Morris, Monmouth, Passaic, Mercer, Hudson, Essex, and Union Counties, N.J.; and (2) *returned shipments*, from the destination points named in (1) above, to Great Neck, Farmingdale, Deer Park, and Wyandanch, N.Y.

NOTE.—Dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 94350 (Sub-No. 358), filed August 1, 1975. Applicant: TRANSIT HOMES, INC., P.O. Box 1628, Greenville, S. Dak. 29602. Applicant's representative: Mitchell King, Jr. (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers* designed to be drawn by passenger automobiles, in initial movements, from points in York County, Maine, to points in Connecticut, Massachusetts, New Hampshire, New York, Rhode Island, and Vermont.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Portland, Maine.

No. MC 100449 (Sub-No. 58) (Amendment), filed July 18, 1975, published in the FEDERAL REGISTER issue of August 7, 1975, republished as amended this issue. Applicant: MALLINGER TRUCK LINE, INC., R.F.D. 4, Fort Dodge, Iowa 50501. Applicant's representative: Thomas E. Leahy, Jr., 1980 Financial Center, Des Moines, Iowa 50309. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products, and articles distributed by meat packinghouses* (except hides and commodities in bulk), from Roswell, N. Mex., to points in Arkansas, Illinois, Indiana, Iowa, Kansas, Louisiana, Michigan, Minnesota, Missouri, Mississippi, Nebraska, North Dakota, Ohio, Oklahoma, South Dakota, Texas, and Wisconsin.

NOTE.—The purpose of this republication is to indicate Texas as a destination point. If a hearing is deemed necessary, the applicant requests it be held at either Kansas City, Mo.; Oklahoma City, Okla.; or Dallas, Tex.

No. MC 106051 (Sub-No. 48), filed July 29, 1975. Applicant: OLD COLONY TRANSPORTATION CO., INC., 676 Dartmouth St., So. Dartmouth, Mass. 02748. Applicant's representative: Francis E. Barrett, Jr., 10 Industrial Park Rd., Hingham, Mass. 02043. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cartons* and *corrugated sheets*, from Franklin, Mass., to points in New Hampshire on and south of U.S. Highway 2, and to points in Maine on and south of a line beginning at the Maine-New Hampshire State Boundary line and extending along U.S. Highway 2 to Bangor, Maine, and thence along Maine Highway 9 to Calais, Maine.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Providence, R.I., or Boston, Mass.

No. MC 107460 (Sub-No. 56), filed August 1, 1975. Applicant: WILLIAM Z. GETZ, INC., 3055 Yellow Goose Road, Lancaster, Pa. 17601. Applicant's representative: Donald D. Shipley (same address as applicant). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Printed matter, materials, and supplies* used in the manufacture of printed matter, between the plant sites of the R. R. Donnelley Corporation located near Lancaster, Pa., and points in Alabama, Arkansas, Connecticut, Delaware, the District of Columbia, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, Ohio, Oklahoma, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, and Wisconsin, under a continuing contract or contracts with R. R. Donnelley Corp.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Washington, D.C., or Harrisburg, Pa.

No. MC 108207 (Sub-No. 422), filed August 1, 1975. Applicant: FROZEN FOOD EXPRESS, INC., 318 Cadiz Street, P.O. Box 5888, Dallas, Tex. 75222. Applicant's representative: J. B. Ham (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Blood plasma, human*, from Albuquerque, N. Mex., and Phoenix, Ariz., to Oakland and Berkeley, Calif.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Los Angeles, Calif., or Dallas, Tex.

No. MC 108380 (Sub-No. 87), filed August 4, 1975. Applicant: JOHNSTON'S FUEL LINERS, INC., P.O. Box 100, Newcastle, Wyo. 82701. Applicant's representative: Truman A. Stockton, Jr., 1650 Grant Street Bldg., Denver, Colo. 80203. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal and coal by-products*, between points in Colorado, Montana, Nebraska, North Dakota, South Dakota, Utah, and Wyoming.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Denver, Colo., or Cheyenne, Wyo.

No. MC 108676 (Sub-No. 82), filed August 4, 1975. Applicant: A. J. METLER HAULING AND RIGGING, INC., 117 Chicamauga Avenue, Knoxville, Tenn. 37917. Applicant's representative: Louis Amato, P.O. Box E, Bowling Green, Ky. 42101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass, glass glazing units, and automobile glass*, from Elk Grove Village, Ill., and Selma, Ala., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is demed necessary, the applicant requests it be held at Nashville, Tenn., or Louisville, Ky.

No. MC 112801 (Sub-No. 174), filed August 1, 1975. Applicant: TRANSPORT SERVICE CO., 2 Salt Creek Lane, Hinsdale, Ill. 60521. Applicant's representative: Gene Smith (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Alum*, in bulk, from the plant site of American Cyanamid Co., located at Joliet, Ill., to points in Iowa, Missouri, Indiana, Kansas, and Wisconsin.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 111729 (Sub-No. 565), filed August 1, 1975. Applicant: PUROLATOR COURIER CORP., 3333 New Hyde Park Road, New Hyde Park, N.Y. 11040. Applicant's representative: John M. Delany (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* moving in courier service (except household goods, commodities in bulk, explosives, articles of unusual value, and commodities which because of their size and weight require special equipment; and commercial papers, documents, and written instruments as are used in the business of banks and banking institutions), (1) between points in Arkansas, Louisiana, and Mississippi; (2) between points in Arkansas and Tennessee; and (3) between points in Shelby County, Tenn., on the one hand, and, on the other, points in Louisiana, restricted to (1) no service shall be provided for the transportation of packages weighing more than 50 pounds and each package or article shall be considered a separate and distinct shipment; and (2) no service shall be provided for the transportation of packages or articles weighing in the aggregate more than 100 pounds from one consignor at one location to one consignee at one location, in any one day.

NOTE.—Applicant holds contract carrier authority in MC 112750 and other subs, therefore dual operations may be involved. Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Memphis, Tenn., or New Orleans, La.

No. MC 112801 (Sub-No. 175), filed August 1, 1975. Applicant: TRANSPORT SERVICE CO., 2 Salt Creek Lane, Hinsdale, Ill. 60521. Applicant's representative: Gene Smith (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, from the plant site and warehouse facilities of Economics Laboratory, Inc., located at Joliet, Ill., to points in the United States (except Alaska and Hawaii).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Chicago, Ill.

No. MC 112822 (Sub-No. 386), filed August 4, 1975. Applicant: BRAY LINES INCORPORATED, 1401 N. Little Street, P.O. Box 1191, Cushing, Okla. 74023. Applicant's representative: Charles D. Mid-

kiff (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, from the plantsite and facilities of Adolph Coors, at or near Golden, Colo., to points in Texas on and east of U.S. Highway 281.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Denver, Colo., or Oklahoma City, Okla.

No. MC 113267 (Sub-No. 321), filed July 24, 1975. Applicant: CENTRAL & SOUTHERN TRUCK LINES, INC., 3215 Tulane Rd., P.O. Box 30130 AMF, Memphis, Tenn. 38130. Applicant's representative: Lawrence A. Fischer (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from the plant site and storage facilities utilized by the Tennessee Doughnut Corp., located in Nashville, Tenn., to points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Mississippi, Missouri, New Mexico, Ohio, Oklahoma, South Carolina, and Texas, restricted to traffic originating at the above-named origins and destined to the above-named destinations.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Nashville or Memphis, Tenn.

No. MC 113828 (Sub-No. 229), filed July 28, 1975. Applicant: O'BOYLE TANK LINES, INC., P.O. Box 30006, Washington, D.C. 20014. Applicant's representative: William P. Sullivan, Federal Bar Bldg. West, 1819 H St. NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Magnetite*, from Kimballton, Va., to points in West Virginia, Virginia, Kentucky, Georgia, and Tennessee.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 114070 (Sub-No. 4), filed August 4, 1975. Applicant: WAGONER TRANSPORTATION COMPANY, a corporation, 755 East Hackley Avenue, Muskegon Heights, Mich. 49444. Applicant's representative: Martin J. Leavitt, 22375 Haggerty Road, P.O. Box 400, Northville, Mich. 48167. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Reclaimed liquid commodities*, in tank vehicles, from the facilities of Systems Technology Corporation, at Muskegon Heights, Mich., to points in Ohio, Indiana, Illinois, and Wisconsin; and (2) *liquid waste materials*, in tank vehicles, from points in Ohio, Indiana, Illinois, and Wisconsin, to the facilities of Systems Technology Corporation, at Muskegon Heights, Mich.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Lansing, Mich.; Chicago, Ill.; or Washington, D.C.

No. MC 115311 (Sub-No. 181), filed August 4, 1975. Applicant: J & M TRANSPORTATION CO., INC., P.O. Box 488, Milledgeville, Ga. 31061. Applicant's representative: K. Edward Wolcott, 1600 First Federal Bldg., Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Glass, glass glazing units, and automobile glass*, from Selma, Ala., to points in the United States (except Alaska and Hawaii); and (2) *materials and supplies* used in the production, manufacture, sale, and distribution of commodities named in (1) above, from points in the United States (except Alaska and Hawaii), to Selma, Ala.

NOTE.—If a hearing is deemed necessary, the applicant does not specify a location.

No. MC 115904 (Sub-No. 40), filed August 1, 1975. Applicant: GROVER TRUCKING CO., 1710 West Broadway, Idaho Falls, Idaho 83401. Applicant's representative: Irene Warr, 430 Judge Bldg., Salt Lake City, Utah 84111. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber, lumber mill products, forest products, sawmill products, wood products, composition board and wall board*, from points in Idaho, Montana, Oregon, and Washington, to points in Oklahoma and Texas.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Boise, Idaho, or Salt Lake City, Utah.

No. MC 116915 (Sub-No. 18), filed August 6, 1975. Applicant: ECK MILLER TRANSPORTATION CORPORATION, 2015 Alsop Lane, P.O. Box 1279, Owensboro, Ky. 42301. Applicant's representative: John P. Kane (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except in bulk, Classes A and B explosives, household goods as defined by the Commission, livestock and articles of unusual value), between points in Illinois, Indiana, Kentucky, and Tennessee, having a prior or subsequent movement in junction with intermodler traffic.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Lexington or Louisville, Ky., or Washington, D.C.

No. MC 117095 (Sub-No. 3), filed August 6, 1975. Applicant: MERVIN E. WEAVER, P.O. Box 84, Terre Hill, Pa. 17581. Applicant's representative: Charles E. Creager, 1329 Pennsylvania Avenue, P.O. Box 1417, Hagerstown, Md. 21740. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural lime, crushed stone, blacktop and asphaltic concrete mix*, from Lancaster County, Pa. to points in New Jersey.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Lancaster or Harrisburg, Pa.

No. MC 123157 (Sub-No. 27), filed August 1, 1975. Applicant: CTI, P.O. Drawer 397, Rillito, Ariz. 85246. Applicant's representative: A. Michael Bernstein, 1327 United Bank Bldg., Phoenix, Ariz. 58012. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, between points in Arizona, New Mexico, Colorado, and Utah.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Phoenix or Tucson, Ariz.

No. MC 124711 (Sub-No. 35) (Correction), filed July 19, 1975, published in the FEDERAL REGISTER issue of August 14, 1975, and republished, as corrected, this issue. Applicant: BECKER CORPORATION, P.O. Box 1050, El Dorado, Kans. 67402. Applicant's representative: T. M. Brown, 223 Ciudad Building, Oklahoma City, Okla. 73112. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitrogen fertilizer solutions*, from the plantsite and storage facilities of Farmland Industries, Inc., at or near Dodge City, Kans., to points in Colorado, Oklahoma, Texas, Nebraska, Wyoming, and New Mexico.

NOTE.—The purpose of this republication is to indicate the correct docket number assigned to this proceeding is MC 124711 (Sub-No. 35) in lieu of MC 124771 (Sub-No. 35) as previously published. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.; Tokepa, Kans.; or Oklahoma City, Okla.

No. MC 126709 (Sub-No. 11), filed August 4, 1975. Applicant: SABER, INC., 514 South Floyd Blvd., Sioux City, Iowa 51101. Applicant's representative: Davey E. Delaney (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Meats, meat products, and meat by-products, and articles distributed by meat packinghouses*, as described in Sections A & C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, in bulk, in tank vehicles, from Spencer, Iowa, to points in Illinois, Minnesota, Missouri, Nebraska, South Dakota, and Wisconsin; and (2) *animal fats, oils, and inedible tallows and greases*, in tank vehicles, from Windom, Minn., to Sioux City, Iowa.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Spencer or Sioux City, Iowa.

No. MC 127204 (Sub-No. 9), filed August 4, 1975. Applicant: KINDSVATER, INC., P.O. Box 1027, Dodge City, Kans. 67801. Applicant's representative: Clyde N. Christey, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitrogen fertilizer solutions*, from the plantsite and/or storage facilities of Farmland Industries, Inc. at/or near Dodge City, Kans., to points in Oklahoma, Texas, Nebraska, Wyoming, New Mexico, and Colorado.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC 127840 (Sub-No. 42), filed August 4, 1975. Applicant: MONTGOMERY TANK LINES, INC., P.O. Box 382, 17730 South Chicago Avenue, Lansing,

Ill. 60438. Applicant's representative: William H. Towle, 180 North La Salle Street, Suite 3520, Chicago, Ill. 60601. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and articles distributed by meat packinghouses*, as described in Sections A & C of Appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, in bulk, in tank vehicles, from Spencer, Iowa, to points in Illinois, Minnesota, Missouri, Nebraska, Wisconsin, and South Dakota.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 128030 (Sub-No. 95), filed August 4, 1975. Applicant: THE STOUT TRUCKING CO., INC., P.O. Box 177, Urbana, Ill. 61801. Applicant's representative: James R. Madler, 1255 N. Sandburg Terrace, Suite 1608, Chicago, Ill. 60610. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Scrap recyclable materials* (except liquid bulk commodities in tank or hopper type vehicles), from points in Illinois to points in Indiana (except points in the Chicago, Ill., Commercial Zone); (2) *malt beverages and related advertising material*, (a) from St. Louis, Mo., and Milwaukee, Wis., to Evansville, Ind.; (b) from Cold Springs, Minn., to Lafayette, Ind.; (c) from St. Louis, Mo., to Galesburg and Arlington Heights, Ill.; (d) from Columbus, Ohio, to Arlington Heights, Ill.; (e) from Milwaukee, Wis., to Paris, Ill.; (f) from Louisville and Newport, Ky.; La-Crosse and Sheboygan, Wis., and St. Paul, Minn., to Crawfordsville, Ind.; (g) from Kansas City, Mo., and Memphis, Tenn., to Nokomis, Ill.; (h) from Longview, Tex., and Milwaukee, Wis., to Nokomis, Ill.; (i) from Memphis, Tenn.; Kansas City, Mo., and Milwaukee, Wis., to Benld, Ill.; and (3) *non-alcoholic beverages*, from Maryland Heights, Mo., to Terre Haute, Ind.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Springfield or Chicago, Ill.

No. MC 128273 (Sub-No. 196), filed August 4, 1975. Applicant: MIDWESTERN DISTRIBUTION, INC., P.O. Box 189, Fort Scott, Kans. 66701. Applicant's representative: Harry Ross, 1403 S. Horton Street, Fort Scott, Kans. 66701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Clay and clay products* (except commodities in bulk), from Mounds, Ill., to points in the United States (except Alaska, Hawaii and Illinois); and (2) *animal litter, animal and bird feed and pet supplies* (except commodities in bulk), from the plantsites and storage facilities of Alfa-Pet, Inc., at St. Louis, Mo., to points in the United States (except Alaska, Hawaii and Missouri).

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at St. Louis, Mo., or Washington, D.C.

No. MC 128940 (Sub-No. 22), filed August 6, 1975. Applicant: RICHARD A. CRAWFORD, doing business as R. A. CRAWFORD TRUCKING SERVICE, P.O. Box 722, Adelphi, Md. 20783. Applicant's representative: Charles E. Creager, 1329 Pennsylvania Avenue, P.O. Box 1417, Hagerstown, Md. 21740. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Laminated plastic sheets, plastic moldings and adhesives*, used in the application thereof, from Odenton, Md., to points in Washington, Oregon, Idaho, Montana, Wyoming, Nevada, Utah, California, Arizona, New Mexico, Oklahoma, Texas, Arkansas, Louisiana and Mississippi, under contract with Exxon Chemical Company, U.S.A.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 129808 (Sub-No. 14), filed August 6, 1975. Applicant: GRAND ISLAND CONTRACT CARRIER, INC., West Old Highway 30, Grand Island, Nebr. 68801. Applicant's representative: Michael J. Ogborn, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such materials, supplies and equipment* as are utilized in the construction and maintenance of swimming pools, from Painesville, Ohio; Brady, Tex.; Green River, Wyo.; and San Francisco, Calif., to Grand Island, Nebr., restricted to a transportation service to be performed under a continuing contract or contracts with Bonsall Pool Co. of Grand Island, Nebr.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Grand Island, Lincoln, or Omaha, Nebr.

No. MC 129994 (Sub-No. 10), filed August 1, 1975. Applicant: RAY BETHERS TRUCKING, INC., 176 West Central Avenue, Murray, Utah 84107. Applicant's representative: Marilyn McNeil (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Perlite roof insulation*, from the Perlite Roof Insulation plant located at or near Ontario, Calif., to points in Utah, Colorado, Wyoming, Arizona and Nevada.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Salt Lake City, Utah, or Los Angeles, Calif.

No. MC 134142 (Sub-No. 9), filed August 5, 1975. Applicant: BROWN REFRIGERATED EXPRESS, INC., P.O. Box 603, Fort Scott, Kans. 66701. Applicant's representative: Harry Ross, 1403 S. Horton Street, Fort Scott, Kans. 66701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat by-products*, from Kansas City, Mo. and points in its Commercial Zone, to points in the United States (except Alaska and Hawaii), under a continuing contract or contracts with Boyle's Famous Corned Beef Company.

NOTE.—Applicant holds common carrier authority in MC 139587 and subs (1) and (2) thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo.

No. MC 134142 (Sub-No. 10), filed August 5, 1975. Applicant: BROWN REFRIGERATED EXPRESS, INC., P.O. Box 603, Fort Scott, Kans. 66701. Applicant's representative: Harry Ross, 1403 S. Horton Street, Fort Scott, Kans. 66701. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Carpet and other types of floor coverings and materials, supplies and accessories* used in installation of carpet and other types of floor coverings, (1) from East Dublin, Ga., Dillon, S.C., and Greenville, Miss., to points in Arizona, California, Colorado, Illinois, Iowa, Kansas, Idaho, Minnesota, Missouri, Nebraska, New Mexico, Oklahoma, Oregon, Texas, Montana, Utah, Washington, and Wisconsin; and (2) from Merced, Calif., to points in Arizona, Colorado, Illinois, Iowa, Kansas, Minnesota, Idaho, Missouri, Nebraska, New Mexico, Oklahoma, Oregon, Texas, Utah, Montana, Washington, and Wisconsin, under a continued contract or contracts with Mohasco Corporation.

NOTE.—Applicant holds common carrier authority in MC 139587 and subs 1 and 2 thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 134922 (Sub-No. 143), filed August 1, 1975. Applicant: B. J. MCADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: Don Garrison (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic products* (except commodities in bulk and those which because of size or weight require the use of special equipment), from Passaic and Newark, N.J., to points in California.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Newark, N.J., or Little Rock, Ark.

No. MC 134922 (Sub-No. 144), filed August 4, 1975. Applicant: B. J. MCADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: Don Garrison (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rubber articles* and compounds (except commodities in bulk and those which because of size or weight require the use of special equipment), from Memphis, Tenn., to points in Texas, Oklahoma, New Mexico, Colorado, Wyoming, Montana, Idaho, Utah, Arizona, California, Nevada, Oregon, Washington, Kansas, Nebraska, South Dakota, and North Dakota.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Cleveland, Ohio, or Little Rock, Ark.

No. MC 134922 (Sub-No. 145), filed August 6, 1975. Applicant: B. J. MCADAMS, INC., Route 6, Box 15, North Little Rock, Ark. 72118. Applicant's representative: Don Garrison (same address

as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic articles and compounds* (except commodities in bulk and those which because of size or weight require the use of special equipment), from Fresno, Calif., to Houston, Miss., and Houston, Tex.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Los Angeles, Calif., or Little Rock, Ark.

No. MC 136408 (Sub-No. 30), filed August 4, 1975. Applicant: CARGO CONTRACT CARRIER CORP., P.O. Box 206, U.S. Highway 20, Sioux City, Iowa 51102. Applicant's representative: William J. Hanlon, 60 Park Place, Newark, N.J. 07102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals* (except in bulk, in tank vehicles), from Riverside, Pa., to points in Minnesota, Iowa, Nebraska, and Missouri, restricted to a transportation service to be performed under a continuing contract or contracts, with Merck & Co., Inc., at Rahway, N.J.

NOTE.—If a hearings is deemed necessary, applicant requests it be held at New York, N.Y., or Newark, N.J.

No. MC 136910 (Sub-No. 2), filed August 4, 1975. Applicant: TAGGART SERVICE LIMITED, 2 Wilson Street, West, Perth, Ontario, Canada. Applicant's representative: Herbert M. Canter, 315 Seitz Building, 201 East Jefferson Street, Syracuse, N.Y. 13202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, Classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Wellesley Island (Jefferson County), N.Y., and the Port of Entry on the International Boundary line between the United States and Canada at or near the Thousand Island International Bridge in Jefferson County, N.Y.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at either Syracuse, N.Y.; Watertown, N.Y.; or Washington, D.C.

No. MC 138181 (Sub-No. 3), filed August 4, 1975. Applicant: TRANSPORT EXPRESS, INC., Box 159, Holly, Colo. 81047. Applicant's representative: Clyde N. Christey, 641 Harrison Street, Topeka, Kans. 66603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitrogen fertilizer solutions*, from the plantsite and or storage facilities of Farmland Industries, Inc., located at or near Dodge City, Kans., to points in Oklahoma, Texas, Nebraska, Wyoming, New Mexico, and Colorado.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Kansas City, Mo.

No. MC 138206 (Sub-No. 3), filed July 25, 1975. Applicant: TRULINE CORPORATION, 3673 Procyon Avenue, Las Vegas, Nev. 89103. Applicant's representative: Jerry Solomon Berger, 9454 Wilshire Blvd./Penthouse, Beverly Hills, Calif. 90212. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Gypsum board paper*, from Vernon, Calif., to the plant site of The Flintkote Company, Blue Diamond, Nev.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Las Vegas, Nev., or Los Angeles, Calif.

No. MC 139154 (Sub-No. 4), filed July 25, 1975. Applicant: RICHARDS TRANSPORT, LTD., #2 Prospect Place, Regina, Saskatchewan, Canada. Applicant's representative: James B. Hovland, 425 Gate City Bldg., Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wood products*, from ports of entry along the International Boundary line between the United States and Canada located at Raymond, Port of Morgan, and Sweetgrass, Mont., and Portal, N. Dak., to points in Montana, North Dakota, South Dakota, and Minnesota, restricted to the transportation of traffic originating in foreign commerce, and further restricted to the transportation of traffic originating at the facilities of MacMillan Bloedel (Saskatchewan) Limited located at or near Hudson Bay, Saskatchewan.

NOTE.—Applicant holds contract carrier authority in MC 139419, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at either Billings, Mont., or Bismarck, N. Dak.

No. MC 139306 (Sub-No. 5), filed August 4, 1975. Applicant: DEL R. STANAGE and JOE R. STANAGE, a partnership, doing business as STANAGE TRANSPORTATION, 121 Indian Springs Road, Hot Springs, Ark. 71901. Applicant's representative: Del R. Stanage (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Bulk commodities* in dump vehicles and *molten aluminum* in refractory crucibles on special trailers, between points in Alabama, Arkansas, Kansas, Kentucky, Louisiana, Mississippi, Missouri, Ohio, Oklahoma, Tennessee, Texas, and West Virginia.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Little Rock, Ark.

No. MC 139495 (Sub-No. 83), filed August 4, 1975. Applicant: NATIONAL CARRIERS, INC., 1501 East 8th Street, P.O. Box 1358, Liberal, Kans. 67901. Applicant's representative: Herbert Alan Dubin, 1819 H Street NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Floor coverings and materials and supplies* used in the installation of floor coverings, from the facilities utilized by Congoleum Industries, Inc. located at or near Trenton, N.J., and Marcus Hook, Pa., to points in Wisconsin, Illinois, Michigan, Ohio, Indiana, Kentucky, Tennessee, Missouri, and Kansas.

NOTE.—Applicant holds contract carrier authority in MC 133106 and other subs, therefore dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C.

No. MC 139767 (Sub-No. 2), filed July 28, 1975. Applicant: FAIRWAY TRANSIT, INC., N10 W24730 Highway TJ, Pewaukee, Wis. 53072. Applicant's representative: Nancy J. Johnson, 5406 Regent St., Suite 100, Madison, Wis. 53705. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Rock salt*, from Duluth, Minn., to points in Wisconsin and the Upper Peninsula of Michigan.

NOTE.—Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at either Madison or Milwaukee, Wis., or Minneapolis-St. Paul, Minn.

No. MC 140174 (Sub-No. 1), filed July 24, 1975. Applicant: BROOKS TRUCKING, INC., Box 187, Vanlue, Ohio 45890. Applicant's representative: Richard H. Brandon, 220 West Bridge Street, P.O. Box 97, Dublin, Ohio 43017. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Precast modular crypts*, from Bluffton, Ohio, to points in Indiana, Illinois, Kentucky, Michigan, New York, Tennessee, that part of Pennsylvania on and west of U.S. Highway 219, and that part of West Virginia on and west of a line beginning at the Maryland-West Virginia State line, and thence along U.S. Highway 21 to the Virginia-West Virginia State line, under a continuing contract with Duwe Precast Concrete Products, Inc. located at Oshkosh, Wis.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Columbus, Ohio.

No. MC 140798 (Sub-No. 1), filed August 4, 1975. Applicant: DIRECT PARCEL, INC., 1617 John Calvin Ave., College Park, Ga. 30337. Applicant's representative: Guy H. Postell, Suite 713, 3384 Peachtree Rd. NE., Atlanta, Ga. 30326. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Merchandise, equipment, and supplies*, sold, used, or distributed by a manufacturer of cosmetics, from Atlanta and Chamblee, Ga., to points in Bradley, Hamilton, and Marion Counties, Tenn., under a continuing contract or contracts with Avon Products, Inc., at Atlanta, Ga.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 140869 (Sub-No. 2), filed July 31, 1975. Applicant: KERRI TRUCKING INC., 162 Closter Dock Road, Closter, N.J. 07624. Applicant's representative: Bert Collins, Suite 6193, 5 World Trade Center, New York, N.Y. 10048. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Cheese*, in cartons, (1) from Northfield, N.J., to Philadelphia,

Pa.; Boston, Mass., and points in Maine and Virginia; and (2) from points in Wisconsin, Iowa, Missouri, Louisiana, and South Dakota to Northfield, N.J., parts (1) and (2) under a continuing contract with Northfield Cheese Company.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at New York, N.Y.

No. MC 140914 (Sub-No. 1), filed July 28, 1975. Applicant: DOBSON TRUCKING, INC., P.O. Box 498, Dobson, N.C. 27017. Applicant's representative: George W. Clapp, P.O. Box 836, Taylors, S.C. 29687. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Sand, stone, rock, top soil, road building aggregates, and hot and cold plant mixed asphalt*, in bulk, in dump vehicles, from points in Surry County, N.C., to Interstate Highway 77 construction sites located in Carroll County, Va., along proposed I–77 from the North Carolina-Virginia State line, north to Carroll County Road 775; and (2) *agricultural limestone*, in bulk, in dump vehicles, from Austinville, Va., to Mount Airy, N.C.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Winston-Salem or Charlotte, N.C.

No. MC 140944 (Sub-No. 2), filed July 24, 1975. Applicant: JOE P. AVEN, JR., doing business as ZARR TRUCKING COMPANY, 5500 Shellmound Street, Emeryville, Calif. 94608. Applicant's representative: Richard L. McCartney, P.O. Box 1605, San Leandro, Calif. 94577. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Valves, valve components, raw materials for valves and supplies*, between Washoe County, Nev., and points in Alameda, Contra Costa, El Dorado, Los Angeles, Sacramento, San Bernardino, San Francisco, San Mateo, Santa Cruz, Santa Clara, and San Joaquin Counties, Calif., under a continuing contract with Grove Valve and Regulator Co.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either San Francisco, Calif., or Reno, Nev.

No. MC 141033 (Sub-No. 4), filed July 29, 1975. Applicant: CONTINENTAL CONTRACT CARRIER CORP., 15045 E. Salt Lake Avenue, P.O. Box 1257, City of Industry, Calif. 91749. Applicant's representative: Richard A. Peterson, P.O. Box 81849, Lincoln, Nebr. 68501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (I) (A) (1) *Water heaters, furnaces, air-conditioning equipment, air-coolers*, and *parts* of the described commodities, From the plant site of Carrier Corporation, City of Industry, Calif., to points in Arizona, Arkansas, Indiana, Illinois, Iowa, Kansas, Michigan, Missouri, New Mexico, New York, Ohio, Oklahoma, Texas, and Wisconsin; (2) *Materials, supplies, and equipment* used in manufacture of the above-described commodities, From points in Arizona, Arkansas, Indiana, Illinois, Iowa, Kansas, Michigan, Missouri, New Mexico, New York, Ohio, Oklahoma, Texas, and Wisconsin, to the plant site of Carrier Corporation, City of Industry, Calif.; and (3) *Air-coolers*, From Indianapolis, Ind., to the plant site of Carrier Corporation, City of Industry, Calif., restricted in (A) above against the transportation of commodities, which by reason of size or weight require the use of special equipment; (B) *Water heaters, furnaces, air-conditioning equipment, air coolers*, and *parts* of the described commodities, and *materials, supplies, and equipment* used in the manufacture of the above-described commodities, Between City of Industry, Calif., and Collierville, Tenn.;

(C) (1) *Air conditioning equipment, furnaces, and water heaters*, and *parts and accessories* for air conditioning equipment, furnaces, and water heaters: (a) From City of Industry, Calif., to points in Louisiana, Minnesota, Mississippi, Nebraska, and Tennessee; (b) From Indianapolis, Ind., to Collierville, and Morrison, Tenn., and to points in Arizona, California, Colorado, Idaho, Kansas, Montana, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah, Washington, and Wyoming; (c) From Syracuse, N.Y., to Indianapolis, Ind., and Collierville and Morrison, Tenn., and to points in Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Texas, Utah, and Washington; and (d) From Collierville and Morrison, Tenn., to points in the United States (except Alaska and Hawaii); (2) *Returned shipments* of the above-described commodities: (a) From the destination points specified in (1) above, to their respective origin points; and (b) From points in Arizona, Arkansas, Indiana, Illinois, Iowa, Kansas, Michigan, Missouri, New Mexico, New York, Ohio, Oklahoma, Texas, and Wisconsin, to City of Industry, Calif.; and (3) *Equipment, materials, and supplies* used in the manufacture of air conditioning equipment, furnaces, and water heaters, from the destination points specified under the commodity description in (1) above to their respective origin points, restricted in (c) above against the transportation of commodities in bulk and those commodities which, by reason of size or weight, require the use of special equipment;

(D) (1) *Air conditioning equipment, furnaces, and water heaters*, and *parts and accessories* for air conditioning equipment, furnaces, and water heaters: (a) From Tyler, Tex., to points in Arizona, California, Idaho, Kansas, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming; and (b) From City of Industry, Calif., to points in Alabama, Connecticut, Delaware, Florida, Georgia, Kentucky, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, North Carolina, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia, West Virginia, and the District of Columbia; and (2) *Returned shipments* of the commodities in (1) above, and *materials, supplies, and equipment*, used in the manufacture and distribution of air conditioning equipment, furnaces and water heaters: (a) from points in Arizona, California, Idaho, Kansas, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming, to Tyler, Tex.; and (b) From points in Alabama, Connecticut, Delaware, Florida, Georgia, Kentucky, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, North Carolina, Pennsylvania, Rhode Island, South Carolina, Vermont, Virginia, West Virginia, and the District of Columbia, to City of Industry, Calif., restricted in (D) above against the transportation of commodities in bulk, and those which by reason of size or weight require the use of special equipment; (E) *Air conditioning equipment, furnaces, water heaters, and component parts and accessories* therefor, and *materials, equipment and supplies* utilized in the manufacture, sale, and distribution of air conditioning equipment, furnaces, and water heaters, Between Nashville, Tenn., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii), restricted in (E) above against the transportation of commodities in bulk and those which by reason of size or weight require the use of special equipment;

(F) (1) *Air conditioning equipment, furnaces, water heaters, and component parts and accessories* therefor, From Syracuse, N.Y., to points in North Dakota, South Dakota, Wyoming, Nebraska, Kansas, Oklahoma, Minnesota, Iowa, Missouri, Arkansas, Louisiana, Wisconsin, Michigan, Ohio, Illinois, Indiana (except Indianapolis), Kentucky, West Virginia, Tennessee (except Morrison and Collierville), Mississippi, and Alabama; (2) *Returned shipments* of the commodities in (1) above, and *materials, supplies, and equipment* utilized in the manufacture, sale, and distribution of the commodities in (1) above, From points in North Dakota, South Dakota, Wyoming, Nebraska, Kansas, Oklahoma, Minnesota, Iowa, Missouri, Arkansas, Louisiana, Wisconsin, Michigan, Ohio, Illinois, Indiana (except Indianapolis), Kentucky, West Virginia, Tennessee (except Morrison and Collierville), Mississippi, and Alabama; (2) *Returned shipments* of the commodities in (1) above, and *materials, supplies and equipment* utilized in the manufacture, sale, and distribution of the commodities in (1) above, From points in North Dakota, South Dakota, Wyoming, Nebraska, Kansas, Oklahoma, Minnesota, Iowa, Missouri, Arkansas, Louisiana, Wisconsin, Michigan, Ohio, Illinois, Indiana (except Indianapolis), Kentucky, West Virginia, Tennessee (except Morrison and Collierville), Mississippi, and Alabama, to Syracuse, N.Y.; (3) *Air filtering equipment*, From Knoxville, Tenn., to points in Los Angeles County, Calif.; (4) *Returned shipments* of air filtering equipment, From points in Los Angeles County, Calif., to Knoxville, Tenn.;

(5) *Water heaters and component parts and accessories* therefor, From Memphis, Tenn., to points in the United States (except Alaska and Hawaii); and

(6) *Returned shipments* of water heaters and component parts and accessories therefor, From points in the United States (except Alaska and Hawaii) to Memphis, Tenn., restricted in (F) above against the transportation of commodities in bulk and those which by reason of size or weight require the use of special equipment; (G) (1) *Air conditioning equipment, furnaces, and water heaters,* and *parts and accessories* for air conditioning equipment, furnaces, and water heaters, From City of Industry, Calif., to points in Colorado, Idaho, Montana, Nevada, North Dakota, Oregon, South Dakota, Utah, Washington, and Wyoming; and (2) *Returned, refused or rejected shipments* of the commodities in (1) above, and *equipment, materials, and supplies* used in the manufacture or air conditioning equipment, furnaces, and water heaters, From points in the above-named destination states, to City of Industry, Calif., restricted in (G) above against the transportation of commodities in bulk and those commodities which, by reason of size or weight, require the use of special equipment; (H) *Furnaces,* From Blackville, S.C., to Collierville, Tenn., and City of Industry, Calif.; (I) (1) *Air conditioning equipment, furnaces, water heaters,* and *parts and accessories* for such items, and (2) *materials, equipment, and supplies* used in the manufacture and distribution of air conditioning equipment, furnaces and water heaters (except commodities in bulk and those which because of size or weight require the use of special equipment), Between the facilities of the Carrier Air Conditioning Company, a Division of the Carrier Corporation, at Smyrna, Tenn., on the one hand, and, on the other, points in the United States (except Alaska and Hawaii);

(J) (1) *Water heaters,* From Ashland City, Tenn., to points in the United States (except Alaska, Hawaii, and Tennessee); and (2) *Returned water heaters,* From points in the United States (except Alaska, Hawaii, and Tennessee), to points in Ashland City, Tenn., restricted in (I) above to the transportation of traffic originating at or destined to the facilities of Carrier Corporation, its divisions or subsidiaries, and further restricted against tacking at origin or destination; (II) (A) (1) *Carpet tacking rims or strips, materials, supplies, and equipment* utilized in the installation and maintenance of floor coverings, carpet, and carpet tacking rims or strips, *tools, adhesives* and *sealants, floor mats and runners,* From points in Los Angeles, Orange, and Riverside Counties, Calif., Clark County, Wash., Multnomah County, Oreg., and Montgomery County, Ohio, to points in the United States (except Alaska and Hawaii); (2) *Returned shipments* of the commodities in (1) above, From points in the United States (except Alaska and Hawaii), to points in Los Angeles, Orange, and Riverside Counties, Calif., Clark County, Wash., Multnomah County, Oreg. and Montgomery County, Ohio; and (3) *Materials, supplies, and equipment* utilized in the manufacture, sale, and distribution of carpet tacking rims or strips, adhesives and sealants, and *materials, supplies and equipment* utilized in the installation and maintenance of floor covering, carpet tacking rims or strips, From points in the United States (except Alaska and Hawaii), to points in Los Angeles, Riverside, and Orange Counties, Calif., Clark County, Wash., Multnomah County, Oreg. and Montgomery County, Ohio, restricted in (A) above against the transportation of commodities in bulk or those which by reason of size or weight require the use of special equipment;

(B) (1) *Cove base,* From City of Industry, Calif., to points in the United States (except Alaska and Hawaii); and (2) *Returned shipments of cove base,* from points in the United States (except Alaska and Hawaii), to City of Industry, Calif., restricted in (II) above to the transportation of traffic originating at or destined to the facilities of Roberts Consolidated Industries, Inc., and further restricted against tacking at origin or destination. (III) (A) (1) *Sodium hypochlorite solution,* in containers, From Houston, Tex., to points in Louisiana, Mississippi, and points in that part of Arkansas on and south of Interstate Highway 40; and (2) *Returned shipments* of the commodities in (1) above, From points in Louisiana, Mississippi, and points in that part of Arkansas on and south of Interstate Highway 40, to Houston, Tex.; (B) (1) *Sodium hydroxide* (except in bulk), From Indianapolis, Ind., to Atlanta, Ga., Houston, Tex., Charlotte, N.C., Tampa, Fla., and Kansas City, Mo.; (2) *Sodium hydroxide* and *dry laundry bleach* (except in bulk), From Houston, Tex., to points in Louisiana, Mississippi, and points in Arkansas on and south of Interstate Highway 40; and (3) *Rejected, refused, or outdated shipments* of the commodities in (1) and (2) above, From the respective destination points, to the respective origin points; (C) (1) *Buffing, polishing, cleaning, scouring, and washing compounds, cooking oil and soap* (except in bulk), From Chicago, Ill., to Houston, Texas; and (2) *Buffing, polishing, cleaning, scouring, and washing compounds, soap, cooking oil and animal litter* (except in bulk), From Houston, Texas, to points in that part of Arkansas on and south of Interstate Highway 40, and points in Mississippi and Louisiana;

(D) *Bleaching and cleaning compounds, cooking oil and animal litter* (except commodities in bulk), From Los Angeles, Calif., to points in Arizona, (E) *Buffing, polishing, cleaning, scouring, washing, and bleaching, compounds, cooking oil and animal litter* (except commodities in bulk and those requiring special equipment), (a) From the plant sites or facilities of The Clorox Company, located at Boston, Mass., to points in Connecticut, Maine, New Hampshire, Vermont, and Rhode Island; (b) From the plant sites or facilities of The Clorox Company, located at Jersey City, N.J., to points in Connecticut and New York; (c) From the plant sites or facilities of The Clorox Company, located at Charlotte, N.C., to points in South Carolina, Virginia, West Virginia, and Tennessee; (d) From the plant sites or facilities of The Clorox Company, located at Chicago, Ill., to points in Kentucky, Indiana, Ohio, Michigan, and Wisconsin; (e) From the plant sites or facilities of The Clorox Company, located at Tampa, Fla., to points in that part of Georgia, on and south of U.S. Highway 80; (f) From the plant sites or facilities of The Clorox Company, located at Los Angeles and Oakland, Calif., to points in Nevada, Utah, Oregon, Washington, Montana, Idaho, and points in that part of Texas on and west of U.S. Highway 287 from the Oklahoma-Texas State line to Amarillo, thence along U.S. Highway 87 to San Angelo, and thence along U.S. Highway 277 to Del Rio; and (g) From the plant sites or facilities of The Clorox Company, located at Oakland, Calif., to points in Arizona;

(F) (1) *Foodstuffs,* not frozen (except commodities in bulk), from Kennett Square and West Chester, Pa., to Phoenix, Ariz., Los Angeles, Oakland, San Francisco, Calif., Denver, Colo., Jacksonville, Miami, and Tampa, Fla., Chicago and Libertyville, Ill., Kansas City, Kans., New Orleans, La., Winchester, Mass., Detroit, Mich., Minneapolis, Minn., St. Louis, Mo., Raleigh, N.C., Cleveland and Cincinnati, Ohio, Portland, Oreg., Dallas, Tex., Salt Lake City, Utah, and Seattle, Wash.; and (2) *Returned shipments* of the commodities described in (1) above, from the destination points specified in (1) above to Kennett Square and West Chester, Pa., restricted in (III) above to the transportation of traffic originating at or destined to the facilities of The Clorox Company, its divisions or subsidiaries, and further restricted against tacking at origin or destination; (IV) (A) (1) *Vinyl plastic,* from Corinth, Miss., to points in the United States, (except Alaska and Hawaii); and (2) *Materials and supplies* (except commodities in bulk), used in the manufacture of vinyl plastic, and *returned shipments* of vinyl plastic, from points in the United States (except Alaska and Hawaii), to Corinth, Miss.; (B) (1) *Plastic film, sheeting, bags and trays, and material, supplies and equipment* used in the manufacture and distribution of such commodities, between the plant site and warehouse facilities utilized by W. R. Grace & Co. (Cryovac Division) at or near Duncan and Simpsonville, S.C., on the one hand, and, on the other, Cedar Rapids, Iowa;

(2) *Plastic film, sheeting, bags and trays,* from the plant sites and warehouse facilities utilized by W. R. Grace & Co. (Cryovac Division) at or near Cedar Rapids, Iowa, and Duncan and Simpsonville, S.C., to points in the United States west of a line beginning at the mouth of the Mississippi River, and extending along the west bank of the Mississippi River to its junction with the western boundary of Itasca County, Minn., thence northward along the western boundaries of Itasca and Koochiching Counties, Minn., to the United States-Canada Boundary line (except Alaska and Ha-

waii); (3) *Materials, supplies and equipment* used in the manufacture and distribution of the commodities described in (2) above, and *returned shipments* of plastic film, sheeting, bags and trays, from points in the United States west of a line beginning at the mouth of the Mississippi River, and extending along the west bank of the Mississippi River to its junction with the western boundary of Itasca County, Minn., thence northward along the western boundaries of Itasca and Koochiching Counties, Minn., to the United States-Canada Boundary line (except Alaska and Hawaii), to Cedar Rapids, Iowa, and Duncan and Simpsonville, S.C.; (4) *Food processing and packaging machinery and equipment*, and *component parts and accessories* therefor, from the plant site and warehouse facilities utilized by W. R. Grace & Co. (Cryovac Division), at or near Woburn, Mass., to points in the United States (except Alaska, Hawaii, Georgia, Massachusetts, North Carolina and South Carolina); and

(5) *Materials, equipment and supplies* used in the manufacture and distribution of the commodities described in (4) above, and *returned shipments* of food processing and packaging machinery and equipment and component parts and accessories therefor, from points in the United States (except Alaska, Hawaii, Georgia, Massachusetts, North Carolina and South Carolina), to Woburn, Mass., restricted in (B) above against the transportation of commodities in bulk, or those which because of size or weight require special equipment or handling; (C)(1) *Plastic products*, from Camarillo, Calif., to points in the United States (except Alaska, California, and Hawaii); (2) *Vinyl Plastic:* (a) From Clifton, N.J., to points in the United States (except Alaska, Hawaii, Maine, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Delaware, Pennsylvania, Maryland, Virginia, North Carolina, South Carolina, Georgia, Florida, and the District of Columbia); and (b) from Los Angeles, Calif., to points in the United States (except Alaska, California, and Hawaii); and (3) *Returned shipments and materials, equipment and supplies* utilized in the manufacture, sale and distribution of plastic products and vinyl plastic, from the destination points named in (1) and (2) above to Camarillo, Calif., Clifton, N.J., and Los Angeles, Calif., restricted in (C) above against the transportation of commodities in bulk; (D)(1) *Bone cloth* and *aluminum clips*, from Woburn, Holyoke, and Boston, Mass., to points in the United States (except Alaska and Hawaii); (2) *Packaging supplies* and *plastic articles*, from Reading, Pa., and Michigan City, Ind., to points in the United States (except Alaska and Hawaii);

(3) *Vinyl plastic* and *plastic articles*, from New York City, N.Y., to points in the United States (except Alaska and Hawaii); (4) *Aluminum clips*, from Los Angeles, Calif., to points in the United States (except Alaska and Hawaii); and (5) *Returned shipments and materials, equipment and supplies* used in the manufacture, sale, and distribution of the commodities named in (1), (2), (3), and (4) above, from points in the United States, except Alaska and Hawaii, to Woburn, Holyoke, and Boston, Mass., Reading, Pa., Michigan City, Ind., New York City, N.Y., and Los Angeles, Calif., restricted in (D) above against the transportation of commodities in bulk or those which by reason of size or weight require special equipment; (E)(1) *Plastic articles*, from Duncan and Simpsonville, S.C., to points in the United States west of the Mississippi River and the western boundaries of Itasca and Koochiching Counties, Minn. (except Alaska and Hawaii); (2) *Plastic articles, bone guard cloth and aluminum clips*, from Cedar Rapids, Iowa, to points in the United States (except Alaska and Hawaii); (3) *Bone guard cloth* and *aluminum clips*, from Camarillo, Calif., to points in the United States (except Alaska and Hawaii); and (4) *Returned shipments* of the commodities in (1), (2) and (3) above, and *materials, equipment, and supplies* utilized in the manufacture, sale and distribution of plastic products, bone guard cloth and aluminum clips, from the destination points described in (1), (2) and (3) above, to Duncan and Simpsonville, S.C., Cedar Rapids, Iowa, and Camarillo, Calif., restricted in (E) above against the transportation of commodities in bulk, or those which by reason of size or weight require the use of special equipment; and restricted in (IV) above to the transportation of traffic originating at or destined to the facilities of W. R. Grace & Co., its divisions or subsidiaries and further restricted against tacking at origin or destination;

(V)(A) (1) *Buffing, polishing, cleaning, scouring and washing compounds, solvents, starch, bleach, lubricating oil, carbon, gum, and sludge removing compounds, disinfectants, softeners and sizing, janitorial supplies and equipment, and advertising materials and displays* moving therewith, from Greenville, and Mauldin, S.C., Medina, Ohio, Palestine, Tex., Piscataway, N.J., and Kankakee, Ill., to points in the United States (except Alaska and Hawaii); and (2) *Returned shipments* of the commodities in (1) above and *materials, supplies, and equipment* therefor, from points in the United States (except Alaska and Hawaii), to Greenville and Mauldin, S.C., Medina, Ohio, Palestine, Tex., Piscataway, N.J., and Kankakee, Ill., restricted in (A) above against the transportation of commodities in bulk, and further restricted against service between Piscataway, N.J., on the one hand, and, on the other, points in Maine, New Hampshire, and Vermont; (B)(1) *Salt and salt mixtures*, in containers; and *pepper, condiments, flavoring materials, animal and poultry mineral feed mixtures*, and *materials and supplies* used in the agricultural, water treatment, food processing, wholesale grocery and institutional supply industries, in containers, in mixed loads with salt and salt mixtures, from Weeks Island, La., to points in Alabama, Georgia, Mississippi, and Tennessee; (2) *Ground clay*, in containers, from Weeks Island, La., to points in Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, and Tennessee; and (3) *Returned, refused, and rejected shipments* of the commodities in (1) and (2) above, from points in the destination points in (1) and (2) above, to Weeks Island, La.;

(C) *Buffing, polishing, cleaning, scouring, and washing compounds, solvents, starch, bleach, lubricating oil, carbon, gum, and sludge removing compounds, disinfectants, softeners, sizing*, and *janitorial supplies:* (a) From Berkeley, R.I., Danville, Ill., and Santa Fe Springs, Calif., to Birmingham, Ala., Phoenix, Ariz., Denver, Colo., Jacksonville, Fla., Baltimore, Md., Minneapolis, Minn., Kansas City, Mo., Piscataway, N.J., Buffalo, N.Y., Cincinnati and Cleveland, Ohio, Greenville, and Mauldin, S.C., Dallas and Palestine, Tex., Richmond, Va., Seattle, Wash., and Milwaukee, Wis.; (b) from Berkeley, R.I., to Los Angeles and San Francisco, Calif., and Chicago and Kankakee, Ill.; (c) From Danville, Ill., to Los Angeles and San Francisco, Calif., and Saylesville, R.I.; and (d) from Santa Fe Springs, Calif., to Chicago and Kankakee, Ill., and Saylesville, R.I., restricted in (C) above against the transportation of commodities in bulk;

(D)(1) *Drugs, medicines, chemicals, toilet preparations, prepared animal feed, elemental diet preparations, sweetening compounds, bandages*, and *surgical dressings:* (a) From Greenville, S.C., to Elk Grove Village, Ill., Dallas, Tex., Los Angeles, Calif., Norwich, N.Y., Portland, Oreg. and Toledo, Ohio; (b) from Jacksonville, Fla., to Elk Grove Village, Ill.; Dallas, Tex., Los Angeles, Calif., Norwich, N.Y., Portland, Oreg., and Toledo, Ohio; and (c) from Norwich, N.Y., to Elk Grove Village, Ill., Dallas, Tex., Greenville, S.C., Jacksonville, Fla., Los Angeles, Calif., Portland, Oreg., and Toledo, Ohio; and (2) *Returned shipments* of the commodities in (1) above, from the destination points in (1) above to their respective origins, restricted in (D) above against the transportation of commodities in bulk; and restricted in (V) above to the transportation of traffic originating at or destined to the facilities of Morton Norwich Products, Inc., its divisions or subsidiaries, and further restricted against tacking at origin or destination;

(VL)(A) *Automotive parts and accessories, automotive jacks and cranes* (not self-propelled), hand, electric, and *pneumatic tools*, and *advertising material, premiums, racks, display cases*, and *signs:* (a) Between Racine, Wis., Jackson, Mich., Batavia, Ill., Aberdeen and Holly Springs, Miss., and Mason City, and Lake Mills, Iowa; and (b) from Racine, Wis., Jackson, Mich., Batavia, Ill., Aberdeen and Holly Springs, Miss., and Mason City and Lake Mills, Iowa, to El Paso, Tex., and points in Arizona, California, Oregon, Washington, Idaho, Montana, Utah, Nevada, New Mexico, and Colorado, restricted in (A) above against the transportation of articles which because of size, shape, weight, or

inherent nature require the use of special equipment or special handling, and further restricted against transportation, in interstate or foreign commerce, between Aberdeen and Holly Springs, Miss., or between Mason City and Lake Mills, Iowa;

(B) *Automotive parts and accessories, automotive jacks and cranes* (other than self-propelled), *hand, electric, and pneumatic tools, and advertising materials, premiums, racks, display cases,* and *signs,* from Aberdeen, Prairie Junction, and Holly Springs, Miss., to points in Texas;

(C) (1) *Metal castings,* from Albert Lea, Minn., to Lake Mills, Iowa, and Holly Springs, Miss.; and (2) *Oil filters, air filters, and component parts* for oil filters and air filters, from West Salem, Ill., to Lake Mills and Mason City, Iowa, and Holly Springs, Miss.; (D) *Automotive parts and accessories, automotive jacks and cranes* (not self-propelled), *hand, electric and pneumatic tools,* and *advertising materials, premiums, racks, display cases* and *signs:* (a) From Aberdeen, Miss., to points in Alabama, Florida and Georgia; (b) from Batavia, Ill., to points in the Lower Peninsula of Michigan (except Jackson); and (c) between Aberdeen, Miss., and Harrisonburg, Va., restricted in (D) above against the transportation of articles which because of size, shape, weight or inherent nature require the use of special equipment or special handling;

(E) (1) *Automobile parts and accessories, automotive jacks and cranes* (not-self-propelled), *hand, electric, and pneumatic tools, and advertising materials, premiums, racks, display cases,* and *signs:* (a) Between Memphis, Tenn., on the one hand, and, on the other, Racine, Wis., Jackson, Mich., Batavia, Ill., Aberdeen and Prairie Junction, Miss., Lake Mills and Mason City, Iowa, and Harrisonburg, Va.; (b) between Prairie Junction, Miss., on the one hand, and, on the other, Racine, Wis., Jackson, Mich., Batavia, Ill., Aberdeen, Miss., Lake Mills and Mason City, Iowa, and Harrisonburg, Va.; (c) between Harrisonburg, Va., on the one hand, and, on the other, Racine, Wis., Jackson, Mich., Batavia, Ill., and Lake Mills and Mason City, Iowa; and (d) from Memphis, Tenn., Batavia, Ill., and Lake Mills and Mason City, Iowa, Harrisonburg, Va., and Prairie Junction, Miss., to points in the United States (except Alaska and Hawaii); and (2) *Returned shipments* of the commodities in (1) above, from the respective destination to the respective origin, restricted in (1) and (2) above against the transportation of shipments from Batavia, Ill., to points in Lake and Porter Counties, Ind.; (3) *Raw materials, equipment,* and *supplies* (except commodities in bulk), used in the manufacture and distribution of the commodities in (1) above, from points in Illinois, Michigan, Indiana, Tennessee, South Carolina, Minnesota, West Virginia, Texas, and Iowa, to Aberdeen and Prairie Junction, Miss., Jackson, Mich., Lake Mills, Iowa, Racine, Wis., and Harrisonburg, Va.; and (4) *Returned shipments* of the commodities in (3) above, from Aberdeen and Prairie Junction, Miss., Jackson, Mich., Lake Mills, Iowa, Racine, Wis., and Harrisonburg, Va., to points in Illinois, Michigan, Indiana, Tennessee, South Carolina, Minnesota, West Virginia, Texas, and Iowa;

(F) (1) *Auto parts and accessories; automotive jacks and cranes* (not self-propelled); *hand, electric, and pneumatic tools;* and *advertising materials, premiums, racks, display cases, and signs* moving with the above commodities, from Arden, N.C., to Jackson, Mich., Racine, Wis., Batavia, Ill., Memphis, Tenn., Aberdeen and Prairie Junction, Miss., and points in the United States west of a line beginning at the mouth of the Mississippi River, and extending along the Mississippi River to its junction with the western boundary of Itasca County, Minn., thence northward along the western boundaries of the Itasca and Koochiching Counties, Minn., to the United States-Canada Boundary line (except Alaska and Hawaii); and (2) *Component parts, materials, equipment, and supplies* used in the manufacture and distribution of the commodities in (1) above, from the destination points in (1) above, to Arden, N.C., restricted in (F) above against the transportation of commodities in bulk; (G) (1) *Automobile parts and accessories, automotive jacks, cranes* (except self-propelled), *hand tools, pneumatic tools, electric tools, advertising matter, premium racks,* and *display cases,* and *signs, metal castings, oil filters, air filters,* and *component parts,* and *storage or shipping racks or parts,* from the plant site and warehouse facilities utilized by Walker Manufacturing Company, Division of Tenneco, Inc., at or near Jonesboro, Ark., to points in the United States (except Alaska and Hawaii);

(2) *Returned shipments* and *materials, equipment and supplies* utilized in the manufacture, sale and distribution of the commodities in (1) above, from points in the United States (except Alaska and Hawaii), to the above-named plant site and warehouse facilities at Jonesboro, Ark., restricted in (G) above against the transportation of commodities in bulk, and those which by reason of size or weight require the use of special equipment; (H) *Auto parts and accessories, automotive jacks and cranes* (not self-propelled), and tools; and *advertising materials, premiums, racks, display cases, and signs,* when moving with the above-described commodities: (a) From Aberdeen, Miss., to Arden, N.C., and (b) from Arden, N.C., to Harrisonburg, Va.; (I) (1) *Automobile parts and accessories, automotive jacks, cranes* (not self-propelled), and *hand, electric, and pneumatic tools,* from the plant site and warehouse facilities of Walker Manufacturing Company, Division of Tenneco, Inc., at Seward, Nebr., to points in the United States (except Alaska and Hawaii); and

(2) *Parts, materials, equipment and supplies* used in the manufacture, sale, and distribution of the commodities in (1) above, from points in the United States (except Alaska and Hawaii), to the plant site and warehouse facilities of Walker Manufacturing Company, Division of Tenneco, Inc., at Seward, Nebr., restricted in (I) above against the transportation of commodities in bulk and those which by reason of size or weight require the use of special equipment; and restricted in (VI) above to the transportation of traffic originating at or destined to the facilities of the Walker Manufacturing Company, Division of Tenneco, Inc., and further restricted against tacking at origin or destination.

NOTE.—Applicant states that the above requested authority is identical in scope to the authority held in its contract carrier permits MC 124796 (Sub-Nos. 11, 17, 23, 24, 26, 31, 33, 38, 39, 41, 44, 49, 51, 52, 56, 57, 60, 65, 66, 67, 71, 74, 78, 79, 83, 85, 87, 88, 90, 91, 93, 95, 99, 102 and 107), and that it will request cancellation of the authority held in the above permits upon grant of the above requested authority. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 141038 (Sub-No. 2), filed August 4, 1975. Applicant: FABER DUNLAP, Route 2, Morrilton, Ark. 72110. Applicant's representative: LaVern Martens, 450 East Illinois Street, Chicago, Ill. 60611. Authority sought to operate as a *contract carrier,* by motor vehicle, over irregular routes, transporting: *Ice cream mix, sweetened condensed milk, condensed milk and condensed buttermilk,* in bulk, between Russellville, Ark., on the one hand, and, on the other, points in Louisiana, Mississippi, Shelby County, Tenn., and Texas, under a continuing contract or contracts with Breakstone Sugar Creek Foods, Division of Kraftco Corporation.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at either Little Rock, Ark., or Dallas, Tex.

No. MC 141174 filed June 20, 1975. Applicant: WHITFIELD ASSOCIATED TRANSFER, INC., 28 San Marcos Drive, El Paso, Tex. 79922. Applicant's representative: Ewell H. Muse, Jr., American Bank Tower, Suite 1116, 221 West 6th Street, Austin, Tex. 78701. Authority sought to operate as a *common carrier,* by motor vehicle, over irregular routes, transporting: *Oilfield equipment and pipe,* when moving as oilfield equipment; *Pipe* when it is to be used in the construction and maintenance of pipe lines of any and every other character or use other than oilfield equipment (except the carrier is prohibited from transporting pipe when not moving as oilfield equipment when such pipe is less than four (4") inches in diameter and is also less than twenty-eight (28') feet in length), *Trenching machines, tractors, drag lines, back fillers, caterpillars, road building machinery, batch bins, ditching machinery, bull dozers, heavy mixers, finishing machinery, power hoists, cranes, heavy machinery, pile driving rigs, paving machines and equipment, graders, construction equipment, boilers, scrapers, irrigation and drainage machinery, road maintainers, electric motors, pumps, transformers, circuit breakers, turbines, bridge construction equipment, shovels, planes, lathes, air compressors, rotaries, prefabricated*

houses, bulk station storage tanks, heavy tanks, pump machinery, erection machinery and equipment, refinery machinery and equipment, boats and prefabricated steel girders, threshing machines, sawmill machinery, telephone and telegraph poles, cresosote and other pilings, heavy furnaces or ovens, pipe including iron, steel, concrete, composition or corrugated, *punches, presses, iron or steel girders, beams, columns, posts, channels and trusses, generators and dynamos, iron or steel castings, sheets, and plates, industrial hammers, industrial machinery, including laundry, ice making, air conditioning, baker, bottling, gin, crushing, dredging, mill, brewery, textile, water plant and wire covering twisting or laving, derricks, hoists, steam or internal combustion engines, rollers, power shovels, safes, vaults, bank doors, and gasoline fuel oil and other storage tanks,* when said commodities are not moving as oilfield equipment, as following:

(1) The holder of this authority may transport the above named commodities together with its attachments and its detached parts thereof between incorporated cities, towns and villages only when the commodity to be transported weighs 4,000 pounds or more in a single piece or when such commodity because of physical characteristics other than weight, requires the use of "special devices, facilities or equipment" for the safe and proper loading or unloading thereof; and (2) the term "special devices, facilities or equipment" is construed to mean only those operated by motive or mechanical power, between points in Texas.

NOTE.—The purpose of this application is to convert Certificate of Registration No. MC 37681 Sub-2 to a Certificate Of Public Convenience and Necessity. If a hearing is deemed necessary, the applicant requests it be held at El Paso, Austin or Dallas, Tex.

No. MC 141187 (Sub-No. 2), filed August 4, 1975. Applicant: BLUFF CITY TRANSPORTATION, INC., 2877 Farrisview Road, P.O. Box 18391, Memphis, Tenn. 38118. Applicant's representative: Patrick E. Quinn, P.O. Box 82028, Lincoln, Nebr. 68501. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Vinyl plastic*, from Corinth, Miss., to points in the United States (except Alaska and Hawaii); and (2) *materials, equipment and supplies* (except commodities in bulk), used in the manufacture of vinyl plastic, from points in the United States (except Alaska and Hawaii), to Corinth, Miss., under a continuing contract or contracts, with Hatco Plastics Division W. R. Grace Company.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Memphis, Tenn.

No. MC 141207 filed July 28, 1975. Applicant: MARDON MOVING & STORAGE COMPANY, 719 West Division St., AGE COMPANY, 719 West Division St., Mount Vernon, Wash. 98273. Applicant's representative: Robert G. Gleason, 15 South Grady Way, Suite 217, Renton, Wash. 98055. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, as defined by the Commission, between points in Whatcom, Skagit, Island, Snohomish, and King Counties, Wash., restricted to the transportation of traffic having a prior or subsequent movement beyond said points in containers, and further restricted to the performance of pickup and delivery service in connection with packing, crating, and containerization or unpackaging, uncrating and decontainerization of such traffic.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 141219 filed August 4, 1975. Applicant: UNION TRANSPORTATION CO., INC., 85 Wheeler Street, Gloucester, Mass. 01930. Applicant's representative: Frederick T. O'Sullivan, 622 Lowell Street, P.O. Box 2184, Peabody, Mass. 01960. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Wearing apparel and supplies, materials and equipment* used in the manufacture of wearing apparel (except commodities in bulk, in tank vehicles, in hopper vehicles), between Boston and Gloucester, Mass., under a continuing contract or contracts with Mighty-Mac.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Boston, Mass.

No. MC 141220 filed August 1, 1975. Applicant: MOYER TRUCK LINE, INC., 715 North Mullenix, Kirksville, Mo. 63501. Applicant's representative: Kenneth F. Dudley, 611 Church St., P.O. Box 279, Ottumwa, Iowa 52501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid fertilizer*, in bulk, in tank vehicles, from Falls City, Nebr., to points in Missouri and Iowa.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Kansas City, Mo., or Tulsa, Okla.

PASSENGER APPLICATIONS

No. MC 112422 (Sub-No. 7), filed August 4, 1975. Applicant: SAM VAN GALDER, INC., 74 Harmony Drive, Janesville, Wis. 53545. Applicant's representative: Nancy J. Johnson, 4506 Regent Street, Madison, Wis. 53705. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Passengers, and their baggage*, in round trip charter and special operations, beginning and ending at points in Walworth County, Wis., and extending to points in the United States including Alaska but excluding Hawaii; and (2) *passengers and their baggage* in special operations, between Beloit, Wis., on the one hand, and, on the other, the Chrysler Automobile Plant located at Belvidere, Ill.

NOTE.—Common control may be involved. If a hearing is deemed necessary, the applicant requests it be held at Madison or Milwaukee, Wis.

No. MC 118848 (Sub-No. 19), filed July 18, 1975. Applicant: DOMENICO BUS SERVICE, INC., 75 New Hook Access Road, Bayonne, N.J. 07002. Applicant's representative: Charles J. Williams, 47 Lincoln Park, Newark, N.J. 07002. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, in round-trip operations, during the authorized racing season, beginning and ending at Jersey City and Bayonne, N.J., and extending to Monmouth Park Rack Track, located at Oceanport, N.J., and the Garden State Race Track, located at Delaware Township, N.J., operations will be conducted by the Bayonne Bridge, the Borough of Staten Island, N.Y., and the Outerbridge Crossing.

NOTE.—If a hearing is deemed necessary, the applicant requests it be held at Bayonne, N.J.

No. MC 141032 (Sub-No. 1), filed July 25, 1975. Applicant: ALCO BUS CORPORATION, 1517 Huebbe Parkway, P.O. Box 1076, Beloit, Wis. 53511. Applicant's representative: John Witmer, Jr., 1730 Pennsylvania Ave., NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over regular and irregular routes, transporting: (A) REGULAR ROUTES: (1) *Passengers and their baggage*, in the same vehicle with passengers, (2) *newspapers* otherwise exempt under Section 203(b) when transported in the same vehicle and at the same time as the passengers and their baggage, and (3) *parcels* weighing no more than 150 pounds each, between Madison, Wis. and O'Hare International Airport, Chicago, Ill.: From Madison over U.S. Highway 12 to junction Interstate Highway 90, thence over Interstate Highway 90 to the Janesville, Wis. exit at Wisconsin Highway 26, thence over Wisconsin Highway 26 to the Janesville, Wis. bus stop, thence return over Wisconsin Highway 26 to junction Interstate Highway 90, thence over Interstate Highway 90 to the Beloit-South Beloit, Ill. exit at Illinois Highway 75, thence over Illinois Highway 75 to Beloit and South Beloit, Ill. stops, thence return over Illinois Highway 75 to junction Interstate Highway 90, thence over Interstate Highway 90 to O'Hare International Airport, and return over the same route, serving the intermediate points of Janesville, Wis., Beloit and South Beloit, Ill. and O'Hare International Airport terminal buildings, Chicago, Ill.; and (B) IRREGULAR ROUTES: *Passengers and their baggage*, in charter operations, beginning and ending at points in Rock and Dane Counties, Wis. and extending to O'Hare International Airport, Chicago, Ill.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Beloit, Ill., Janesville or Madison, Wis.

No. MC 141045 (Sub-No. 1), filed July 23, 1975. Applicant: PARK CITY COACH SERVICE, INC., 959 Main St., Stratford, Conn. 06497. Applicant's representative: John E. Fay, 630 Oakwood Ave., West Hartford, Conn. 06110. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular

routes, transporting: *Passengers and their baggage*, in charter operations, from points in Fairfield and New Haven Counties, Conn., to points in the United States (except Alaska and Hawaii), points of entry on the International Boundary line between the United States and the Republic of Mexico, and points in the Provinces of Quebec, Ontario, New Brunswick and Nova Scotia, Canada, through ports of entry along the International Boundary line between the United States and Canada located at Plattsburg, N.Y., and Presque Isle, Maine.

NOTE.—If a hearing is deemed necessary, applicant requests it be held at either Hartford, Conn., or New York, N.Y.

WATER CARRIER APPLICATION

No. W 1296 filed July 24, 1975. Applicant: ALLIED CONTAINER SERVICE, INC., P.O. Box 717, Norfolk, Va. 23501. Applicant's representative: Gordon P. MacDougall, 1100–17th Street, NW., Washington, D.C. 20036. Authority sought to engage in operation, in interstate or foreign commerce as a *contract carrier by water* in the transportation of *General towage* of non-self-propelled lighter-abroad-ship (LASH) barges, between ports and points along the Atlantic Coast, Atlantic Intracoastal Waterway, and inland tributary waterways, from Trenton, N.J., to Cape Canaveral, Fla., inclusive, under a continuing contract or contracts with Central Gulf Lines, Inc.

NOTE.—Dual operations may be involved. If a hearing is deemed necessary, the applicant requests it be held at Washington, D.C., Norfolk, Va. or New Orleans, La.

FREIGHT FORWARDER APPLICATION

No. FF-369 (Sub-No. 3), filed August 7, 1975. Applicant: KAREVAN, INC., 220 West Warner Ave., P.O. Box 15526, Santa Ana, Calif. 92705. Applicant's representative: Dean Forgey (same address as applicant). Authority sought to engage in operation, in interstate commerce, as a *freight forwarder*, through use of the facilities of common carriers by air, water, rail, express and motor, in the transportation of (1) *Used household goods and unaccompanied baggage;* and (2) *used automobiles*, between points in the United States, including Hawaii and Alaska. Note: If a hearing is deemed necessary, the applicant requests it be held at Santa Ana or Los Angeles, Calif.

By the Commission.

[SEAL] ROBERT L. OSWALD,
Secretary.

[FR Doc.75-22728 Filed 8-27-75;8:45 am]

federal register

THURSDAY, AUGUST 28, 1975



PART II:

PRIVACY ACT OF 1974

■

VARIOUS AGENCIES

Proposed Rules and Notices of Systems of Records

ARMS CONTROL AND DISARMAMENT AGENCY

[22 CFR Parts 601, 603, 606]

PRIVACY ACT OF 1974

Proposed Rulemaking

Notice is hereby given that the U.S. Arms Control and Disarmament Agency proposes to amend Title 22 Code of Federal Regulations effective September 27, 1975, by (1) redesignating the present Part 601 entitled Conduct of Employees as Part 606, (2) redesignating the present Part 603 entitled Statement of Organization as Part 601, and (3) adding a new Part 603 entitled Privacy Act. The purpose of adding the new Part 603 is to implement the provisions of the Privacy Act of 1974 (Pub. L. 93-579) embodied in 5 U.S.C. 552a(f).

Interested persons may participate in the proposed rulemaking by submitting written data, views, or arguments in duplicate to the General Counsel, U.S. Arms Control and Disarmament Agency, 320 21st Street NW., Washington, D.C. No public hearing will be held. All written communications received on or before September 22, 1975, will be considered before action is taken on this proposal. The proposal may be changed in the light of comments received.

Copies of all written comments received will be available for examination during normal business hours in the Agency's Library located in Room 804, State Annex 6, 1700 North Lynn Street, Rosslyn, Virginia.

In consideration of the foregoing, it is proposed to amend 22 CFR Chapter VI as follows:

§§ 601.735-1—601.735-76 [Redesignated]

1. The Present Part 601 (§§ 601.735-1 through 601.735-76) is hereby redesignated as Part 606 (§§ 606.735-1 through 606.735-76).

§§ 603.1-603.18 [Redesignated]

2. The Present Part 603 (§§ 603.1 through 603.18) is hereby redesignated as Part 601 (§§ 601.1 through 601.18).

3. A new Part 603 is added to read as follows:

PART 603—PRIVACY ACT

Sec.

603.1 Purpose and scope.
603.2 Definitions.
603.3 Requests for determination of existence of records.
603.4 Requests for disclosure to an individual of records pertaining to him.
603.5 Requests for amendment of records.
603.6 Appeals from denials of requests to amend.
603.7 Exemptions.

AUTHORITY: 5 U.S.C. 552a; 5 U.S.C. 301; 22 U.S.C. 2581; 31 U.S.C. 483a, and 5 U.S.C. 553.

§ 603.1 Purpose and scope.

This part contains the regulations of the U.S. Arms Control and Disarmament Agency implementing the provisions of the Privacy Act of 1974 (Pub. L. 93-579) embodied in 5 U.S.C. 552a(f). These regulations set forth procedures whereby an individual can determine if a system of records maintained by the Agency contains records pertaining to him and can request disclosure and amendment of such records. These regulations also set forth the basis for denying such requests.

§ 603.2 Definitions.

(a) All terms used in this part which are defined in 5 U.S.C. 552a(a) shall have the same meaning herein.

(b) As used in this part:

(1) The term "Act" means the Privacy Act of 1974 (Pub. L. 93-579), 5 U.S.C. 552a.

(2) The term "Agency" means the U.S. Arms Control and Disarmament Agency.

(3) The term "Privacy Officer" means the Agency official authorized to receive and act upon inquiries, requests for access, and requests for amendment.

(4) The term "Director" means the Director of the Agency or his duly authorized representative (other than the Privacy Officer).

§ 603.3 Requests for determination of existence of records.

Any individual desiring to know whether any system of records maintained by the Agency contains a record pertaining to him shall address his request in writing, to the Privacy Officer, U.S. Arms Control and Disarmament Agency, Room 5725, Department of State Building, 320 21st Street, NW., Washington, D.C. 20451. The request should include sufficient information to identify the system of records, such as its name or Federal Register identifier number if known, in addition to such identifying information as the individual's name and date of birth.

§ 603.4 Requests for disclosure to an individual of records pertaining to him.

(a) An individual desiring access to or copies of records in a system of records maintained by the Agency shall address his request in writing to the Privacy Officer, U.S. Arms Control and Disarmament Agency, Room 5725, Department of State Building, 320 21st Street, Washington, D.C. 20451. The request should include sufficient information to identify the record or system of records such as its name or FEDERAL REGISTER identifier number if known, in addition to such identifying information as individual's name and date of birth.

(b) If the requester is not personally known to the Privacy Officer, the written request must include satisfactory evidence that the requester is in fact the individual to whom the requested records pertain; for this purpose, the Agency normally will be satisfied by the receipt of the requester's oath or attestation stipulating such facts, legally certified. Such requests must also include a statement signed by the requester declaring that he fully understands that the criminal penalty for knowingly or wilfully seeking or obtaining access, under false pretenses, to Agency records pertaining to another individual is a fine up to the amount of $5000.

(c) Access to or copies of records requested pursuant to this section shall be furnished by the Agency as promptly as possible, *Provided*, That the records are not exempt from disclosure pursuant to § 603.7 *And, provided further*, That payment of fees, computed at a rate which permits recovery by the Agency of the costs incurred in making such copies, excluding the cost of any search for and review of the record, must be received by the Agency before such copies are furnished. Unless otherwise provided by statutory or regulatory authority, the fee required by paragraph (c) of this section shall be computed at a rate of $0.10 per copied page. Remittances may be in the form of cash, a personal check or bank draft drawn on a bank in the United States, or a postal money order. Remittances shall be made payable to the Treasurer of the United States and mailed or delivered to the Privacy Officer, U.S. Arms Control and Disarmament Agency, Room 5725, Department of State Building, 320 21st Street, NW., Washington, D.C. 20451.

§ 603.5 Requests for amendment of records.

(a) An individual may request amendment of a record pertaining to him by addressing his request, in writing, to the Privacy Officer, U.S. Arms Control and Disarmament Agency, Room 5725, Department of State Building, 320 21st Street, NW., Washington, D.C. 20451. The request should identify the record sought to be amended, specify the precise nature of the requested amendment, and state why the requester believes that the record is not accurate, relevant, timely or complete.

(b) Not later than 10 days after receipt of such request (excluding Saturdays, Sundays and legal holidays), the Privacy Officer will acknowledge such receipt and promptly:

(1) make any correction of any portion of the record pertaining to the individual which the Agency considers appropriate; and

(2) inform the requester in writing, of the action taken by the Agency, of the reason for refusing to comply with any portion of the request, and of the procedures established by the Agency to consider requests for review of such refusals.

(c) The Privacy Officer shall refuse to amend a record if the information therein is deemed by the Agency:

(1) to be relevant and necessary to accomplish a purpose of the Agency required to be accomplished by statute or by executive order of the President; and

(2) to be maintained with such accuracy, relevance, timeliness and completeness as is reasonably necessary to assure fairness to the individual in making any determination about him; and

(3) not to describe how the individual exercises rights guaranteed by the First Amendment unless expressly authorized by statute or by the individual about whom the record is maintained.

§ 603.6 Appeals from denials of requests to amend.

(a) An individual who disagrees with the refusal of the Agency to amend his record may request a review of such refusal within 30 days of receipt of notice of the refusal. Such request should be addressed to the Director, U.S. Arms Control and Disarmament Agency, Room 5930, Department of State Building, 320 21st Street, Washington, D.C. 20451, and should include a copy of the written request which was refused, a copy of the denial complained of, and reasons for appeal from the denial.

(b) Review shall be made on the submitted record. No personal appearance, oral argument, or hearing shall be permitted.

(c) Review shall be completed and a final determination made not later than 30 days (excluding Saturdays, Sundays and legal holidays) from the date on which the request for such review is received. This 30-day limitation may be extended, at the discretion of the Director, for good cause shown. The requester shall be notified in writing of the Director's final determination.

(d) If, after completion of his review, the Director also refuses to amend the record as requested, the notice to the individual shall advise him of his right to file with the Agency a concise statement setting forth the reasons for his disagreement with this refusal and of his right to judicial review pursuant to the Act.

§ 603.7 Exemptions.

(a) As authorized by section (k) of the Act, the following categories of records are hereby exempted from the requirements of sections (c)(3), (d), (e)(4)(G), (H), (I) and (f) of the Act, and will not be disclosed to the individuals to which they pertain:

(1) Records subject to the provisions of section 552(b)(1) of Title 5 of the United States Code. (System of Records ACDA-4)

(2) Investigatory material compiled for law enforcement purposes: *Provided, however*, That if any individual is denied any right, privilege, or benefit that he would otherwise be entitled by Federal law, or for which he would otherwise be eligible, as a result of the maintenance of such material, such material shall be provided to such individual, except to the extent that the disclosure of such material would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, if furnished to the Government prior to September 27, 1975, under an implied promise that the identity of the source would be held in confidence. (System of Records ACDA-3)

(3) Investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment, military service, Federal contracts, or access to classified information, but only to the extent that the disclosure of such material would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, if furnished to the Government prior to September 27, 1975, under an implied promise that the identity of the source would be held in confidence. (System of Records ACDA-3)

(4) Testing or examination material used solely to determine individual qualifications for appointment or promotion in the Federal service, the disclosure of which would compromise the objectivity or fairness of the testing or examination process.

(b) Nothing in these regulations shall allow an individual access to any information compiled in reasonable anticipation of a civil action or proceeding.

Dated: August 21, 1975.

JOHN LEHMAN,
Acting Director.

UNITED STATES ARMS CONTROL AND DISARMAMENT AGENCY

PRIVACY ACT OF 1974

Notice of Systems of Records and Proposed Routine Uses

Notice of the existance and character of the following systems of records of the U.S. Arms Control and Disarmament Agency is hereby given as required by 5 U.S.C. 552a(e)(4), the Privacy Act of 1074 (Public Law 930579). Any omissions due to oversight will be published at a later date.

Pursuant to 5 U.S.C. 552a(e)(11) the routine uses of each of these systems of records are hereby set out for public comment. Interested persons are invited to submit written data, views, or arguments with respect to these routine uses in duplicate to the General Counsel, U.S. Arms Control and Disarmament Agency, 320 21st Street, N.W., Washington, D.C., by September 22, 1975.

Dated: August 21, 1975

John F. Lehman, Jr.
Acting Director

ACDA—1

System name: OFFICIAL PERSONNEL RECORDS—ACDA

System location: AGENCY HEADQUARTERS, DEPARTMENT OF STATE BUILDING, 320 21ST ST., N.W. WASHINGTON, D.C. 20451

Categories of individuals covered by the system: ALL ACDA PERSONNEL, INCLUDING CONSULTANTS.

Categories of records in the system: RECORDS RELATING TO EMPLOYMENT, INCLUDING BUT NOT LIMITED TO PERSONAL QUALIFICATIONS STATEMENT, PERFORMANCE RATING, PERSONNEL ACTIONS, INSURANCE AND CONFLICT OF INTEREST, EXCEPT TO THE EXTENT CONTROLLED BY THE CSC.

Authority for maintenance of the system: EXECUTIVE ORDER 10561

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: AVAILABLE TO ACDA MANAGEMENT OFFICIALS FOR USE IN EVALUATING PERFORMANCE AND ENTITLEMENT TO RIGHTS UNDER THE FEDERAL PERSONNEL SYSTEM. ALSO GENERALLY AVAILABLE TO MANAGEMENT OFFICIALS IN OTHER AGENCIES IN CONNECTION WITH PRE-EMPLOYMENT VERIFICATION.

IN THE EVENT THAT THESE RECORDS INDICATE A VIOLATION OR POTENTIAL VIOLATION OF LAW, WHETHER CIVIL, CRIMINAL OR REGULATORY IN NATURE, AND WHETHER ARISING BY GENERAL STATUTE OR PARTICULAR PROGRAM STATUTE, OR BY REGULATION, RULE OR ORDER ISSUED PURSUANT THERETO, THE RELEVANT RECORDS IN THE SYSTEM OF RECORDS MAY BE REFERRED, AS A ROUTINE USE, TO THE APPROPRIATE AGENCY, WHETHER FEDERAL, STATE, LOCAL OR FOREIGN, CHARGED WITH THE RESPONSIBILITY OF INVESTIGATING OR PROSECUTING SUCH VIOLATION OR CHARGED WITH ENFORCING OR IMPLEMENTING THE STATUTE, OR RULE, REGULATION OR ORDER ISSUED PURSUANT THERETO.

A RECORD FROM THIS SYSTEM OF RECORDS MAY BE DISCLOSED AS A ROUTINE USE TO A FEDERAL, STATE OR LOCAL AGENCY MAINTAINING CIVIL, CRIMINAL OR OTHER RELEVANT ENFORCEMENT INFORMATION OR OTHER PERTINENT INFORMATION, SUCH AS CURRENT LICENSES, IF NECESSARY TO OBTAIN INFORMATION RELEVANT TO AN AGENCY DECISION CONCERNING THE HIRING OR RETENTION OF AN EMPLOYEE, THE ISSUANCE OF A SECURITY CLEARANCE, THE LETTING OF A CONTRACT, OR THE ISSUANCE OF A LICENSE, GRANT OR OTHER BENEFIT.

A RECORD FROM THIS SYSTEM OF RECORDS MAY BE DISCLOSED TO A FEDERAL AGENCY, IN RESPONSE TO ITS REQUEST, IN CONNECTION WITH 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 BY THE REQUESTING AGENCY, TO THE EXTENT THAT THE INFORMATION IS RELEVANT AND NECESSARY TO THE REQUESTING AGENCY'S DECISION ON THE MATTER.

THE INFORMATION CONTAINED IN THIS SYSTEM OF RECORDS WILL BE DISCLOSED TO THE OFFICE OF MANAGEMENT AND BUDGET IN CONNECTION WITH THE REVIEW OF PRIVATE RELIEF LEGISLATION AS SET FORTH IN OMB CIRCULAR NO. A-19 AT ANY STAGE OF THE LEGISLATIVE COORDINATION AND CLEARANCE PROCESS AS SET FORTH IN THAT CIRCULAR.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: THE POLICIES AND PRACTICES OF THE AGENCY REGARDING STORAGE, RETRIEVABILITY, ACCESS CONTROL, RETENTION AND DISPOSAL OF THESE RECORDS ARE DIRECTED BY THE CIVIL SERVICE COMMISSION IN ACCORDANCE WITH FEDERAL PERSONNEL MANUAL SUPPLEMENT 296-31.

Storage: SAME AS ABOVE

Retrievability: SAME AS ABOVE

Safeguards: SAME AS ABOVE

Retention and disposal: SAME AS ABOVE

System manager(s) and address: PERSONNEL OFFICER, RM. 5720

Notification procedure: PRIVACY OFFICER, RM. 5725

Record access procedures: SAME AS ABOVE

Contesting record procedures: SAME AS ABOVE

Record source categories: BOTH INTERNAL AGENCY SOURCES AND OTHER FEDERAL AGENCIES WHICH HAVE PREVIOUSLY EMPLOYED AN ACDA EMPLOYEE.

ACDA-2

System name: PENDING PERSONNEL FILES-ACDA

System location: AGENCY HEADQUARTERS

Categories of individuals covered by the system: ALL INDIVIDUALS CURRENTLY UNDER CONSIDERATION FOR EMPLOYMENT, INCLUDING PENDING CONSULTANTS.

Categories of records in the system: FORMS RELATING TO EMPLOYMENT, INCLUDING BUT NOT LIMITED TO PERSONAL QUALIFICATIONS STATEMENT, RESUME, AND TENURE, HEALTH INSURANCE AND LIFE INSURANCE FORMS.

Authority for maintenance of the system: 22 U.S.C. 2581

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: USED ONLY BY ACDA MANAGEMENT FOR THE EVALUATION OF EMPLOYMENT POTENTIAL AND TO ESTABLISH ENTITLEMENT TO RIGHTS UNDER THE FEDERAL PERSONNEL SYSTEM.

IN THE EVENT THAT THESE RECORDS INDICATE A VIOLATION OR POTENTIAL VIOLATION OF LAW, WHETHER CIVIL, CRIMINAL OR REGULATORY IN NATURE, AND WHETHER ARISING BY GENERAL STATUTE OR PARTICULAR PROGRAM STATUTE, OR BY REGULATION, RULE OR ORDER ISSUED PURSUANT THERETO, THE RELEVANT RECORDS IN THE SYSTEM OF RECORDS MAY BE REFERRED, AS A ROUTINE USE, TO THE APPROPRIATE AGENCY, WHETHER FEDERAL, STATE, LOCAL OR FOREIGN, CHARGED WITH THE RESPONSIBILITY OF INVESTIGATING OR PROSECUTING SUCH VIOLATION OR CHARGED WITH ENFORCING OR IMPLEMENTING THE STATUTE, OR RULE, REGULATION OR ORDER ISSUED PURSUANT THERETO.

A RECORD FROM THIS SYSTEM OF RECORDS MAY BE DISCLOSED AS A ROUTINE USE TO A FEDERAL, STATE OR LOCAL AGENCY MAINTAINING CIVIL, CRIMINAL OR OTHER RELEVANT MAINTAINING CIVIL, CRIMINAL OR OTHER RELEVANT ENFORCEMENT INFORMATION OR OTHER PERTINENT INFORMATION, SUCH AS CURRENT LICENSES, IF NECESSARY TO OBTAIN INFORMATION RELEVANT TO AN AGENCY DECISION CONCERNING THE HIRING OR RETENTION OF AN EMPLOYEE, THE ISSUANCE OF A SECURITY CLEARANCE, THE LETTING OF A CONTRACT, OR THE ISSUANCE OF A LICENSE, GRANT OR OTHER BENEFIT.

A RECORD FROM THIS SYSTEM OF RECORDS MAY BE DISCLOSED TO A FEDERAL AGENCY, IN RESPONSE TO ITS REQUEST, IN CONNECTION WITH 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 BY THE REQUESTING AGENCY, TO THE EXTENT THAT THE INFORMATION IS RELEVANT AND NECESSARY TO THE REQUESTING AGENCY'S DECISION ON THE MATTER.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: MAINTAINED IN STANDARD FILE FOLDERS.

Retrievability: BY LAST NAME OF INDIVIDUAL.

Safeguards: RECORDS ARE MAINTAINED IN A BAR-LOCK STEEL CABINET.

Retention and disposal: RECORDS ARE MAINTAINED ONLY UNTIL A DECISION IS MADE REGARDING EMPLOYMENT, AND ARE THEN EITHER DESTROYED OR REPLACED BY AN OFFICIAL PERSONNEL FOLDER; ACCESS LIMITED TO ACDA MANAGEMENT ON A NEED-TO-KNOW BASIS.

System manager(s) and address: PERSONNEL OFFICER, RM. 5720

Notification procedure: PRIVACY OFFICER, RM. 5725

Record access procedures: PRIVACY OFFICER, RM. 5725

Contesting record procedures: SAME AS ABOVE

Record source categories: INDIVIDUAL ON WHOM THE RECORD IS MAINTAINED, PREVIOUS EMPLOYERS, INTERNAL AGENCY SOURCES.

ACDA—3

System name: SECURITY RECORDS-ACDA

System location: AGENCY HEADQUARTERS

Categories of individuals covered by the system: ALL CURRENT AND FORMER ACDA EMPLOYEES, INCLUDING EMPLOYEES OF CONTRACTORS.

Categories of records in the system: CONTAINS QUESTIONNAIRES COMPLETED BY THE INDIVIDUAL, PERSONAL QUALIFICATIONS STATEMENT, AECI, (PARTS I & II), AEC—0115 SECURITY ACKNOWLEDGMENT, RELEASE FORMS. CONTAINS FORMS RELATING TO SECURITY CLEARANCES, INCLUDING LETTER REQUESTING INVESTIGATION, INVESTIGATIVE REPORTS, MEMO OF SECURITY CLEARANCE, NOTIFICATION OF 'Q' CLEARANCE, REPORTS OF SECURITY VIOLATIONS AND CLASSIFIED VISIT REQUESTS. MAY ALSO CONTAIN MEMO OF MEDICAL DETERMINATION AND MEMO ADVISING OF ELIGIBILITY FOR SPECIAL CLEARANCES.

Authority for maintenance of the system: 22 U.S.C. 2585

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: USED BY A LIMITED NUMBER OF ACDA MANAGEMENT OFFICIALS AND MANAGEMENT OFFICIALS OF OTHER AGENCIES TO EVALUATE EMPLOYMENT POTENTIAL, SUITABILITY FOR FEDERAL EMPLOYMENT, AND ACCESS TO CLASSIFIED INFORMATION.

IN THE EVENT THAT THESE RECORDS INDICATE A VIOLATION OR POTENTIAL VIOLATION OF LAW, WHETHER CIVIL, CRIMINAL, OR REGULATORY IN NATURE, AND WHETHER ARISING BY STATUTE, OR BY REGULATION, RULE OR ORDER ISSUED PURSUANT THERETO, THE RELEVANT RECORDS IN THIS SYSTEM MAY BE REFERRED TO THE APPROPRIATE AGENCY, WHETHER FEDERAL, STATE, LOCAL OR FOREIGN, CHARGED WITH THE RESPONSIBILITY OF INVESTIGATING OR PROSECUTING SUCH VIOLATION OR CHARGED WITH ENFORCING OR IMPLEMENTING THE STATUTE, OR RULE REGULATION OR ORDER ISSUED PURSUANT THERETO.

A RECORD FROM THIS SYSTEM MAY BE DISCLOSED TO A FEDERAL, STATE OR LOCAL AGENCY MAINTAINING CIVIL, CRIMINAL OR OTHER RELEVANT ENFORCEMENT INFORMATION IF NECESSARY TO OBTAIN INFORMATION RELEVANT TO AN AGENCY DECISION CONCERNING THE HIRING OR RETENTION OF AN EMPLOYEE, THE ISSUANCE OF A SECURITY CLEARANCE, THE LETTING OF A CONTRACT OR THE ISSUANCE OF A LICENSE, GRANT OR OTHER BENEFIT.

A RECORD FROM THIS SYSTEM MAY BE DISCLOSED TO A FEDERAL AGENCY, IN RESPONSE TO ITS REQUEST, IN CONNECTION WITH 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 BY THE REQUESTING AGENCY, TO THE EXTENT THAT THE INFORMATION IS RELEVANT AND NECESSARY TO THE REQUESTING AGENCY'S DECISION ON THE MATTER.

THE INFORMATION CONTAINED IN THIS SYSTEM OF RECORDS WILL BE DISCLOSED TO THE OFFICE OF MANAGEMENT AND BUDGET IN CONNECTION WITH THE REVIEW OF PRIVATE RELIEF LEGISLATION AS SET FORTH IN OMB CIRCULAR NO. A-19 AT ANY STAGE OF THE LEGISLATIVE COORDINATION AND CLEARANCE PROCESS AS SET FORTH IN THAT CIRCULAR.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: MAINTAINED IN STANDARD FILE FOLDERS

Retrievability: BY LAST NAME OF INDIVIDUAL.

Safeguards: FILES MAINTAINED IN ACCORDANCE WITH THE STRICTEST SECURITY REQUIREMENTS APPLICABLE TO CLASSIFIED DOCUMENTS. RECORDS MAINTAINED IN A THREE-WAY COMBINATION LOCK STEEL CONTAINER. ACCESS ONLY ON A NEED-TO-KNOW BASIS, BASED ON THE ABOVE ROUTINE USES.

Retention and disposal: RECORDS ONCE ESTABLISHED ARE MAINTAINED INDEFINITELY.

System manager(s) and address: CHIEF OF SECURITY, RM. 5731

Notification procedure: PRIVACY OFFICER, RM. 5725

Record access procedures: SAME AS ABOVE.

Contesting record procedures: SAME AS ABOVE.

Record source categories: FEDERAL INVESTIGATIVE AGENCIES, STATE DEPARTMENT MEDICAL BUREAU, INDIVIDUAL ON WHOM THE RECORD IS MAINTAINED, INTERNAL AGENCY SOURCES.

Systems exempted from certain provisions of the act: INVESTIGATORY MATERIAL COMPILED SOLELY FOR THE PURPOSE OF DETERMINING SUITABILITY, ELIGIBILITY, OR QUALIFICATIONS FOR FEDERAL CIVILIAN EMPLOYMENT, MILITARY SERVICE, FEDERAL CONTRACTS, OR ACCESS TO CLASSIFIED INFORMATION IS EXEMPTED FROM THE PROVISIONS OF THE ACT, IN ACCORDANCE WITH SUBSECTION (K)(5) OF THE ACT AND SECTION 603.7(A)(3) OF THE AGENCY REGULATIONS CONCURRENTLY PUBLISHED, BUT ONLY TO THE EXTENT THAT THE DISCLOSURE OF SUCH MATERIAL WOULD REVEAL THE IDENTITY OF A SOURCE WHO FURNISHED INFORMATION TO THE GOVERNMENT UNDER AN EXPRESS PROMISE THAT THE IDENTITY OF THE SOURCE WOULD BE HELD IN CONFIDENCE, OR, PRIOR TO THE EFFECTIVE DATE OF THIS SECTION, UNDER AN IMPLIED PROMISE THAT THE IDENTITY OF THE SOURCE WOULD BE HELD IN CONFIDENCE. INVESTIGATORY MATERIAL COMPILED FOR LAW ENFORCEMENT PURPOSES IS ALSO EXEMPTED FROM THE PROVISIONS OF THE ACT, IN ACCORDANCE WITH SUBSECTION (K)(2) OF THE ACT AND SECTION 603.7(A)(2) OF THE AGENCY REGULATIONS CONCURRENTLY PUBLISHED, PROVIDED HOWEVER THAT IF ANY INDIVIDUAL IS DENIED ANY RIGHT, PRIVILEGE, OR BENEFIT TO WHICH HE WOULD OTHERWISE BE ENTITLED BY FEDERAL LAW, OR FOR WHICH HE WOULD OTHERWISE BE ELIGIBLE, AS A RESULT OF THE MAINTENANCE OF SUCH MATERIAL, SUCH MATERIAL SHALL BE PROVIDED TO SUCH INDIVIDUAL, EXCEPT TO THE EXTENT THAT THE DISCLOSURE OF SUCH MATERIAL WOULD REVEAL THE IDENTITY OF A SOURCE WHO FURNISHED INFORMATION TO THE GOVERNMENT UNDER AN EXPRESS PROMISE THAT THE IDENTITY OF THE SOURCE WOULD BE HELD IN CONFIDENCE, OR, PRIOR TO THE EFFECTIVE DATE OF THIS SECTION, UNDER AN IMPLIED PROMISE THAT THE IDENTITY OF THE SOURCE WOULD BE HELD IN CONFIDENCE.

ACDA—4

System name: STATEMENTS BY PRINCIPALS DURING THE STRATEGIC ARMS LIMITATION TALKS, MUTUAL BALANCED FORCE REDUCTION NEGOTIATIONS, AND THE STANDING CONSULTATIVE COMMITTEE - ACDA.

System location: AGENCY HEADQUARTERS.

Categories of individuals covered by the system: MEMBERS OF DELEGATIONS OF U.S. AND FOREIGN GOVERNMENTS CONCERNED WITH THE SUBJECT NEGOTIATIONS.

Categories of records in the system: TRANSCRIPTS OF OFFICIAL STATEMENTS MADE BY PRINCIPALS IN NEGOTIATING SESSIONS.

Authority for maintenance of the system: 22 U.S.C. 2551; EXECUTIVE ORDER 11044, SEC.4.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: AVAILABLE AS NECESSARY BACKGROUND MATERIAL TO ACDA OFFICERS AND MANAGEMENT OFFICIALS OF OTHER AGENCIES CONCERNED WITH THE FORMULATION AND IMPLEMENTATION OF U.S. ARMS CONTROL OBJECTIVES.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: MAINTAINED ON COMPUTER TAPE.

Retrievability: INDEXED BY SEVERAL DATA ELEMENTS, INCLUDING LAST NAME OF PRINCIPAL. DISCS ARE STORED IN ACCORDANCE WITH STRICTEST SECURITY MEASURES APPLICABLE TO SECRET/RESTRICTED DATA. THEY ARE LOADED ONLY UPON REQUEST. LISTINGS PREPARED FROM TAPES ARE MAINTAINED IN ACCORDANCE WITH SECURITY REQUIREMENTS, ACCORDING TO THE HIGHEST CLASSIFICATION ON THE LIST.

Safeguards: ACCESS LIMITED, ON A NEED-TO-KNOW BASIS, TO ACDA MANAGERS AND MANAGEMENT OF OTHER FEDERAL AGNCIES WITH APPROPRIATE SECURITY CLEARANCES, WHO ARE INVOLVED IN FORMULATION OF ARMS CONTROL POLICY.

Retention and disposal: RECORDS ARE MAINTAINED INDEFINITELY.

System manager(s) and address: CHIEF, COMMUNICATIONS AND INFORMATION CENTER, RM. 5666.

Record source categories: TRANSCRIPTS OF NEGOTIATIONS.

Systems exempted from certain provisions of the act: BECAUSE THE INFORMATION CONTAINED IN THIS SYSTEM IS DATA CLASSIFIED FOR REASONS OF NATIONAL SECURITY PURSUANT TO EXECUTIVE ORDER 11652, IT HAS BEEN RULED EXEMPT FROM THE DISCLOSURE PROVISIONS OF THE ACT BY SECTION 603.7(A)(1) OF CONCURRENTLY PUBLISHED AGENCY REGULATIONS IN ACCORDANCE WITH SEC.(K)(1) OF THE ACT.

ACDA—5

System name: TOP SECRET DOCUMENT CONTROL FILE-ACDA

System location: AGENCY HEADQUARTERS

Categories of individuals covered by the system: ANY INDIVIDUAL HOLDING A TOP SECRET DOCUMENT UNDER ACDA'S PHYSICAL CONTROL.

Categories of records in the system: CONTAINS A LISTING OF THOSE TOP SECRET DOCUMENTS TO WHICH AN INDIVIDUAL HAS HAD ACCESS AND FOR WHICH HE IS ACCOUNTABLE.

Authority for maintenance of the system: EXECUTIVE ORDER 11652, SEC. 6(E).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: AVAILABLE TO ACDA MANAGEMENT TO DETERMINE PERSONAL ACCOUNTABILITY FOR TOP SECRET DOCUMENTS. ALSO AVAILABLE AS A ROUTINE USE TO FEDERAL LAW ENFORCEMENT OFFICIALS TO DETERMINE ACCESS TO AND ACCOUNTABILITY FOR TOP SECRET DOCUMENTS.

IN THE EVENT THAT THESE RECORDS INDICATE A VIOLATION OR POTENTIAL VIOLATION OF LAW, WHETHER CIVIL, CRIMINAL OR REGULATORY IN NATURE, AND WHETHER ARISING BY GENERAL STATUTE OR PARTICULAR PROGRAM STATUTE, OR BY REGULATION, RULE OR ORDER ISSUED PURSUANT THERETO, THE RELEVANT RECORDS IN THE SYSTEM OF RECORDS MAY BE REFERRED, AS A ROUTINE USE, TO THE APPROPRIATE AGENCY, WHETHER FEDERAL, STATE, LOCAL OR FOREIGN, CHARGED WITH THE RESPONSIBILITY OF INVESTIGATING OR PROSECUTING SUCH VIOLATION OR CHARGED WITH ENFORCING OR IMPLEMENTING THE STATUTE, OR RULE, REGULATION OR ORDER ISSUED PURSUANT THERETO.

A RECORD FROM THIS SYSTEM OF RECORDS MAY BE DISCLOSED AS A ROUTINE USE TO A FEDERAL, STATE OR LOCAL AGENCY MAINTAINING CIVIL, CRIMINAL OR OTHER RELEVANT ENFORCEMENT INFORMATION OR OTHER PERTINENT INFORMATION, SUCH AS CURRENT LICENSES, IF NECESSARY TO OBTAIN INFORMATION RELEVANT TO AN AGENCY DECISION CONCERNING THE HIRING OR RETENTION OF AN EMPLOYEE, THE ISSUANCE OF A SECURITY CLEARANCE, THE LETTING OF A CONTRACT, OR THE ISSUANCE OF A LICENSE, GRANT OR OTHER BENEFIT.

A RECORD FROM THIS SYSTEM OF RECORDS MAY BE DISCLOSED TO A FEDERAL AGENCY IN RESPONSE TO ITS REQUEST, IN CONNECTION WITH 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 BY THE REQUESTING AGENCY, TO THE EXTENT THAT THE INFORMATION IS RELEVANT AND NECESSARY TO THE REQUESTING AGENCY'S DECISION ON THE MATTER.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: MAINTAINED ON DATA INDEX CARDS.

Retrievability: THROUGH CARD SORTING.

Safeguards: RECORDS MAINTAINED IN BAR-LOCK STEEL CABINET. ACCESS LIMITED, ON A NEED-TO-KNOW BASIS.

Retention and disposal: RECORDS ARE MAINTAINED INDEFINITELY.

System manager(s) and address: CHIEF, COMMUNICATIONS AND INFORMATION CENTER, RM. 5666.

Notification procedure: PRIVACY OFFICER, RM. 5725.

Record access procedures: SAME AS ABOVE.

Contesting record procedures: SAME AS ABOVE.

Record source categories: INTERNAL AGENCY SOURCES.

ACDA—6

System name: DOCUMENT CLASSIFIER DATA INDEX-ACDA

System location: AGENCY HEADQUARTERS

Categories of individuals covered by the system: ACDA PERSONNEL WITH AUTHORITY UNDER EXECUTIVE ORDER 11652 TO CLASSIFY DOCUMENTS IN THE INTERESTS OF NATIONAL SECURITY.

Categories of records in the system: CONTAINS NAMED LISTING OF DOCUMENTS CLASSIFIED BY A PARTICULAR INDIVIDUAL.

Authority for maintenance of the system: EXECUTIVE ORDER 11652, SEC. 13.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: AVAILABLE TO ACDA MANAGEMENT OFFICIALS AND MANAGEMENT OFFICIALS OF OTHER AGENCIES ON A NEED-TO-KNOW BASIS, FOR THE PURPOSE OF DETERMINING THE ORIGINAL CLASSIFIER OF A CLASSIFIED DOCUMENT AND TO IDENTIFY ANY MISUSE OF THE NATIONAL SECURITY CLASSIFICATION AUTHORITY.

IN THE EVENT THAT THESE RECORDS INDICATE A VIOLATION OR POTENTIAL VIOLATION OF LAW, WHETHER CIVIL, CRIMINAL OR REGULATORY IN NATURE, AND WHETHER ARISING BY GENERAL STATUTE OR PARTICULAR PROGRAM STATUTE, OR BY REGULATION, RULE OR ORDER ISSUED PURSUANT THERETO, THE RELEVANT RECORDS IN THE SYSTEM OF RECORDS MAY BE REFERRED, AS A ROUTINE USE, TO THE APPROPRIATE AGENCY, WHETHER FEDERAL, STATE, LOCAL OR FOREIGN, CHARGED WITH THE RESPONSIBILI-

TY OF INVESTIGATING OR PROSECUTING SUCH VIOLATION OR CHARGED WITH ENFORCING OR IMPLEMENTING THE STATUTE, OR RULE, REGULATION OR ORDER ISSUED PURSUANT THERETO.

A RECORD FROM THIS SYSTEM OF RECORDS MAY BE DISCLOSED AS A ROUTINE USE TO A FEDERAL, STATE OR LOCAL AGENCY MAINTAINING CIVIL, CRIMINAL OR OTHER RELEVANT ENFORCEMENT INFORMATION OR OTHER PERTINENT INFORMATION, SUCH AS CURRENT LICENSES, IF NECESSARY TO OBTAIN INORMATION RELEVANT TO AN AGENCY DECISION CONCERNING THE HIRING OR RETENTION OF AN EMPLOYEE, THE ISSUANCE OF A SECURITY CLEARANCE, THE LETTING OF A CONTRACT, OR THE ISSUANCE OF A LICENSE, GRANT OR OTHERENEFIT.

A RECORD FROM THIS SYSTEM OF RECORDS MAY BE DISCLOSED TO A FEDERAL AGENCY, IN RESPONSE TO ITS REQUEST, IN CONNECTION WITH 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 BY THE REQUESTING AGENCY, TO THE EXTENT THAT THE INFORMATION IS RELEVANT AND NECESSARY TO THE REQUESTING AGENCY'S DECISION ON THE MATTER.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: MAINTAINED ON DATA INDEX CARDS.

Retrievability: RETRIEVED BY CARD SORTING.

Safeguards: RECORDS MAINTAINED IN A STANDARD BAR-LOCK STEEL CABINET.

Retention and disposal: RECORDS ARE MAINTAINED INDEFINITELY.

System manager(s) and address: CHIEF, COMMUNICATIONS AND INFORMATION CENTER, RM. 5666.

Notification procedure: PRIVACY OFFICER, RM. 5725.

Record access procedures: SAME AS ABOVE.

Contesting record procedures: SAME AS ABOVE.

Record source categories: INTERNAL AGENCY SOURCES.

ACDA—7

System name: CONGRESSIONAL INFORMATION AND ATTITUDES FILE-ACDA

System location: AGENCY HEADQUARTERS

Categories of individuals covered by the system: SELECTED U.S. SENATORS AND REPRESENTATIVES

Categories of records in the system: CONTAINS BIOGRAPHICAL MATERIAL, VOTING RECORDS, PUBLIC STATEMENTS BY MEMBERS OF CONGRESS RELATING TO ARMS CONTROL ISSUES, CORRESPONDENCE AND RECORDS OF CONVERSATIONS AND BRIEFINGS BY AGENCY PERSONNEL.

Authority for maintenance of the system: 22 U.S.C. 2551.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: AVAILABLE TO AGENCY OFFICIALS FOR BACKGROUND AND BRIEFING PURPOSES.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: MAINTAINED IN STANDARD FILE FOLDERS.

Retrievability: FILED BY LAST NAME.

Safeguards: MAINTAINED IN BAR-LOCK STEEL CABINET.

Retention and disposal: MAINTAINED UNTIL THE SUBJECT MEMBER OF CONGRESS LEAVES OFFICE.

System manager(s) and address: CONGRESSIONAL LIAISON OFFICER, RM. 5534.

Notification procedure: PRIVACY OFFICER, RM. 5725

Record access procedures: SAME AS ABOVE.

Contesting record procedures: SAME AS ABOVE.

Record source categories: CONGRESSIONAL DIRECTORY, CONGRESSIONAL QUARTERLY, CONGRESSIONAL RECORDS, MEMBERS OF CONGRESS ON WHOM RECORDS ARE MAINTAINED, PUBLIC SPEECHES AND MINUTES OF MEETINGS.

ACDA—8

System name: EXTERNAL CONTRACTS (OTHER THAN SMALL PURCHASES)-ACDA

System location: CONTROL DATA CORP., 6003 EXECUTIVE BLVD., ROCKVILLE, MD. 20852.

Categories of individuals covered by the system: INDIVIDUALS PERFORMING WORK ON CONTRACTS FOR THE AGENCY.

Categories of records in the system: NAME OF INDIVIDUAL, AMOUNT OF CONTRACT, DATE OF AWARD, TITLE OF CONTRACT, RESEARCH CATEGORY, FISCAL YEAR, TYPE OF BUSINESS, REPORTING REQUIREMENTS.

Authority for maintenance of the system: 22 U.S.C. 2571, 2581; 40 U.S.C. 481

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: AVAILABLE TO AGENCY OFFICIALS FOR THE PURPOSE OF DETERMINING PROGRESS ON AGENCY CONTRACTS, INCLUDING RESEARCH AND COMPLETED RESEARCH IN VARIOUS CATEGORIES AND DOLLAR AMOUNT BY FISCAL YEAR. ALSO AVAILABLE TO CONGRESSIONAL COMMITTEES FOR PURPOSES OF AUTHORIZATION HEARINGS.

IN THE EVENT THAT THESE RECORDS INDICATE A VIOLATION OR POTENTIAL VIOLATION OF LAW, WHETHER CIVIL, CRIMINAL OR REGULATORY IN NATURE, AND WHETHER ARISING BY GENERAL STATUTE OR PARTICULAR PROGRAM STATUTE, OR BY REGULATION, RULE OR ORDER ISSUED PURSUANT THERETO, THE RELEVANT RECORDS IN THE SYSTEM OF RECORDS MAY BE REFERRED, AS A ROUTINE USE, TO THE APPROPRIATE AGENCY, WHETHER FEDERAL, STATE, LOCAL OR FOREIGN, CHARGED WITH THE RESPONSIBILITY OF INVESTIGATING OR PROSECUTING SUCH VIOLATION OR CHARGED WITH ENFORCING OR IMPLEMENTING THE STATUTE, OR RULE, REGULATION, OR ORDER ISSUED PURSUANT THERETO.

A RECORD FROM THIS SYSTEM OF RECORDS MAY BE DISCLOSED AS A ROUTINE USE TO A FEDERAL, STATE OR LOCAL AGENCY MAINTAINING CIVIL, CRIMINAL OR OTHER RELEVANT ENFORCEMENT INFORMATION OR OTHER PERTINENT INFORMATION, SUCH AS CURRENT LICENSES, IF NECESSARY TO OBTAIN INFORMATION RELEVANT TO AN AGENCY DECISION CONCERNING THE HIRING OR RETENTION OF AN EMPLOYEE, THE ISSUANCE OF A SECURITY CLEARANCE, THE LETTING OF A CONTRACT, OR THE ISSUANCE OF A LICENSE, GRANT OR OTHER BENEFIT.

A RECORD FROM THIS SYSTEM OF RECORDS MAY BE DISCLOSED TO A FEDERAL AGENCY, IN RESPONSE TO ITS REQUEST, IN CONNECTION WITH 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 BY THE REQUESTING AGENCY, TO THE EXTENT THAT THE INFORMATION IS RELEVANT AND NECESSARY TO THE REQUESTING AGENCY'S DECISION ON THE MATTER.

THE INFORMATION CONTAINED IN THIS SYSTEM OF RECORDS WILL BE DISCLOSED TO THE OFFICE OF MANAGEMENT AND BUDGET IN CONNECTION WITH THE REVIEW OF PRIVATE RELIEF LEGISLATION AS SET FORTH IN OMB CIRCULAR NO. A019 AT ANY STAGE OF THE LEGISLATIVE COORDINATION AND CLEARANCE PROCESS AS SET FORTH IN THAT CIRCULAR.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: MAINTAINED ON COMPUTER TAPE.

Retrievability: BY LAST NAME OF CONTRACTOR OR PROJECT NUMBER.

Safeguards: COMPUTER PRINTOUTS ARE KEPT IN BAR-LOCK STEEL CABINETS; ACCESS LIMITED ON A NEED-TO-KNOW BASIS, IN ACCORDANCE WITH THE ABOVE ROUTINE USES.

Retention and disposal: RECORDS ARE MAINTAINED FOR SIX YEARS AFTER FINAL SETTLEMENT AND THEN DESTROYED.

System manager(s) and address: CONTRACTING OFFICER, RM. 2318

Notification procedure: PRIVACY OFFICER, RM. 5725

Record access procedures: SAME AS ABOVE

Contesting record procedures: SAME AS ABOVE

Record source categories: INDIVIDUAL ON WHOM THE RECORD IS MAINTAINED, INTERNAL AGENCY SOURCES.

ACDA—9

System name: PRIVACY ACT REQUESTS FILE-ACDA

System location: AGENCY HEADQUARTERS

Categories of individuals covered by the system: REQUESTERS FOR INFORMATION OR OTHER SERVICES PROVIDED BY THE AGENCY UNDER THE PRIVACY ACT OF 1974.

Categories of records in the system: REQUESTS FOR INFORMATION OR OTHER SERVICES PROVIDED BY THE AGENCY UNDER THE PRIVACY ACT OF 1974, INCLUDING BUT NOT LIMITED TO AGENCY RESPONSES THERETO.

Authority for maintenance of the system: 5 U.S.C. 552A.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: AVAILABLE TO AGENCY OFFICIALS FOR USE IN MONITORING AND EVALUATING REQUESTS FOR INFORMATION OR OTHER SERVICES PROVIDED BY THE AGENCY UNDER THE PRIVACY ACT OF 1974. IN THE EVENT THAT THESE RECORDS INDICATE A VIOLATION OR POTENTIAL VIOLATION OF LAW, WHETHER CIVIL, CRIMINAL OR REGULATORY IN NATURE, AND WHETHER ARISING BY GENERAL STATUTE OR PARTICULAR PROGRAM STATUTE, OR BY REGULATION, RULE OR ORDER ISSUED PURSUANT THERETO, THE RELEVANT RECORDS IN THE SYSTEM OF RECORDS MAY BE REFERRED, AS A ROUTINE USE, TO THE APPROPRIATE AGENCY, WHETHER FEDERAL, STATE, LOCAL OR FOREIGN, CHARGED WITH THE RESPONSIBILITY OF INVESTIGATING OR PROSECUTING SUCH VIOLATION OR CHARGED WITH ENFORCING OR IMPLEMENTING THE STATUTE, OR RULE, REGULATION OR ORDER ISSUED PURSUANT THERETO.

A RECORD FROM THIS SYSTEM OF RECORDS MAY BE DISCLOSED AS A ROUTINE USE TO A FEDERAL, STATE OR LOCAL AGENCY MAINTAINING CIVIL, CRIMINAL OR OTHER RELEVANT ENFORCEMENT INFORMATION OR OTHER PERTINENT INFORMATION, SUCH AS CURRENT LICENSES, IF NECESSARY TO OBTAIN INFORMATION RELEVANT TO AN AGENCY DECISION CONCERNING THE HIRING OR RETENTION OF AN EMPLOYEE, THE ISSUANCE OF A SECURITY CLEARANCE, THE LETTING OF A CONTRACT, OR THE ISSUANCE OF A LICENSE, GRANT OR OTHER BENEFIT.

A RECORD FROM THIS SYSTEM OF RECORDS MAY BE DISCLOSED TO A FEDERAL AGENCY, IN RESPONSE TO ITS REQUEST, IN CONNECTION WITH 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 BY THE REQUESTING AGENCY, TO THE EXTENT THAT THE INFORMATION IS RELEVANT AND NECESSARY TO THE REQUESTING AGENCY'S DECISION ON THE MATTER.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: MAINTAINED IN STANDARD FILE FOLDERS.

Retrievability: BY LAST NAME OF INDIVIDUAL REQUESTER.

Safeguards: RECORDS ARE MAINTAINED IN A BAR-LOCK STEEL CABINET.

Retention and disposal: RECORDS ARE MAINTAINED AS LONG AS THE SYSTEMS OF RECORDS WHICH HAVE BEEN THE SUBJECT OF PRIVACY ACT REQUESTS ARE ACTIVE, OR FOR A PERIOD OF FIVE YEARS AFTER THE AGENCY RESPONSE TO THE REQUEST, WHICHEVER IS LONGER.

System manager(s) and address: PRIVACY OFFICER, RM. 5725.

Notification procedure: SAME AS ABOVE

Record access procedures: SAME AS ABOVE

Contesting record procedures: SAME AS ABOVE

Record source categories: AUTHORS OF PRIVACY ACT REQUESTS.

ACDA—10

System name: FREEDOM OF INFORMATION ACT REQUESTS

System location: AGENCY LIBRARY, DEPARTMENT OF STATE BUILDING, RM. 5672 320 21ST ST., N.W. WASHINGTON, D.C. 20451

Categories of individuals covered by the system: REQUESTERS FOR INFORMATION UNDER THE FREEDOM OF INFORMATION ACT.

Categories of records in the system: REQUESTS FOR INFORMATION UNDER THE FREEDOM OF INFORMATION ACT AND AGENCY DISPOSITION THEREOF.

Authority for maintenance of the system: 5 U.S.C. 552

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: AVAILABLE TO AGENCY OFFICIALS FOR USE IN MONITORING AND EVALUATING REQUESTS FOR INFORMATION UNDER THE FREEDOM OF INFORMATION ACT.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: MAINTAINED ON STANDARD 3X5 FILE CARDS.

Retrievability: BY LAST NAME OF INDIVIDUAL REQUESTER.

Safeguards: RECORDS ARE MAINTAINED IN A BAR-LOCK STEEL CABINET.

Retention and disposal: RECORDS ARE MAINTAINED INDEFINITELY.

System manager(s) and address: FREEDOM OF INFORMATION OFFICER, RM. 5672

Notification procedure: SAME AS ABOVE

Record access procedures: SAME AS ABOVE

Contesting record procedures: SAME AS ABOVE

Record source categories: AUTHORS OF FREEDOM OF INFORMATION ACT REQUESTS.

[FR Doc.75-22656 Filed 8-27-75;8:45 am]

PENNSYLVANIA AVENUE DEVELOPMENT CORPORATION

[36 CFR Part 903]

PRIVACY ACT

Notice of Proposed Rulemaking

Notice is hereby given that the Corporation proposes regulations to implement the Privacy Act of 1974 (Pub. L. 93-579, 88 Stat. 1896). In order to accommodate these and other regulations to be adopted by the Corporation, there is hereby established a new Chapter IX, Pennsylvania Avenue Development Corporation, and there is proposed a new Part 903, Privacy Act Regulations, to be added to Title 36 of the Code of Federal Regulations.

The addition of a new chapter for the Corporation's regulations is made under the authority of Section 6 of the Pennsylvania Avenue Development Corporation Act of 1972, as amended (Pub. L. 92-578, 86 Stat. 1266; Pub. L. 93-427, 88 Stat. 1170; 40 U.S.C. 871 et seq.).

Proposed Part 903 would establish regulations for the protection of personal privacy of individuals identified in records maintained by the Corporation. The significant portions specify the procedures for requesting information, access to and disclosure of records, and the action to be taken by the Corporation in response to such requests. The Administrative Officer has been named the person primarily responsible for handling all requests under the Privacy Act. The Executive Director, or an officer designated by him, is to be responsible for handling appeals from initial adverse determinations by the Administrative Officer on requests received from individuals to amend records having personal information pertaining to them. The regulations further propose procedures for the recording of disclosures of records, and for obtaining an accounting of disclosures made by the Corporation.

Any person interested in the rules proposed herein may participate in this rulemaking by submitting written views, sylvania Avenue Development Corporation, 425 13th Street, NW., Suite 1148, Washington, D.C. 20004, on or before September 30, 1975.

Accordingly, the Pennsylvania Avenue Development Corporation hereby proposes to add to 36 CFR Chapter IX, the following Part 903, Privacy Act Regulations:

PART 903—PRIVACY ACT REGULATIONS

Sec.

903.1 Purpose and scope.
903.2 Definitions.
903.3 Procedures for notification of records pertaining to individuals.
903.4 Requests for access to records.
903.5 Requests for amendment of record.
903.6 Review of requests for amendment of record.
903.7 Appeal of initial adverse determination of request for amendment of record.
903.8 Disclosure of records to persons or agencies.
903.9 Fees.
903.10 Penalties.
903.11 [Reserved]

AUTHORITY: Privacy Act of 1974 (Pub. L. 93-579, 88 Stat. 1896 (5 U.S.C. 522a)); Pennsylvania Avenue Development Corporation Act of 1972, as amended (Pub. L. 92-578, 86 Stat. 1266; Pub. L. 93-427, 88 Stat. 1170; (40 U.S.C. 871 et seq.)).

§ 903.1 Purpose and scope.

The purpose of this part is to enable the Pennsylvania Avenue Development Corporation to implement the Privacy Act of 1974, and in particular the provisions of 5 U.S.C. 552a, as added by the Act. The Act was designed to insure that personal information about individuals collected by Federal agencies be limited to that which is legally authorized and necessary, and that the information is maintained in a manner which precludes unwarranted intrusions upon individual privacy. The regulations in this part establish and make public procedures whereby an individual can (a) request notification of whether or not the Corporation maintains or has disclosed a record pertaining to him or her, (b) request access to such a record or an accounting of its disclosure, (c) request that the record be amended, and (d) appeal any initial adverse determination of these requests.

§ 903.2 Definitions.

As used in this part:

(a) "Agency" means agency as defined in 5 U.S.C. 552(e).

(b) "Corporation" means the Pennsylvania Avenue Development Corporation.

(c) "Day" or "days" shall exclude Saturdays, Sundays and legal holidays.

(d) "Individual" means a citizen of the United States or an alien lawfully admitted for permanent residence.

(e) "Maintain" includes maintain, collect, use, or disseminate.

(f) "Record" means any items, collection, or grouping of information about an individual that is maintained by an agency, including, but not limited to, his or her education, financial transactions, medical history, and criminal or employment history and that contains his or her name, or the identifying number, symbol, or other identifying particular assigned to the individual, such as a finger or voice print or a photograph.

(g) The term "system of records" means a group of records under the control of an agency from which information is retrieved by the name of the individual or by some identifying number, symbol, or other identifying particular assigned to the individual.

(h) The term "statistical record" means a record in a system of records maintained for statistical research or reporting purposes only and not used in whole or in part in making any determination about an identifiable individual except as provided by Section 8 of Title 13, United States Code.

(i) The term "routine use" means, with respect to the disclosure of a record, the use of such record for a purpose which is compatible with the purpose for which it was collected.

§ 903.3 Procedures for notification of records pertaining to individuals.

(a) An individual, upon a request made in person or in writing, will be informed if any Corporation system of records named by the individual contains a record pertaining to him or her. The request must include a reasonable identification of the system of records, as described by notice published in the FEDERAL REGISTER. The request should be addressed to the Administrative Officer, Pennsylvania Avenue Development Corporation, 425 13th Street, NW., Suite 1148, Washington, D.C. 20004.

(b) Requests made in person may be presented at the above address between the hours of 9:00 a.m. and 5:00 p.m. Monday through Friday (except legal holidays). The Administrative Officer of the Corporation wil require adequate personal identification before processing the request. If a request is made in writing, it must be under the signature of the requesting individual and be accompanied by a signed notarized statement to verify his or her identity.

(c) Within 10 days of receipt of a request made under this section the Administrative Officer will acknowledge receipt of the request and inform the individual if any system of records identified in the request contains a record pertaining to him or her.

§ 903.4 Requests for access to records.

(a) Except as otherwise provided by law or regulation, an individual upon request made in person or delivered in writing may gain access to his or her record or to any information pertaining to him or her which is contained in a system of records maintained by the Corporation, and to review the record and have a copy made of all or any portion thereof in a form comprehensible to him or her. An individual seeking access to a Corporation record may be accompanied by a person of his or her choosing. However, the Corporation will require a written statement from the individual authorizing discussion of his or her record in the accompanying person's presence.

(b) A request under paragraph (a) of this section shall be directed to the Administrative Officer at the place, times and in the manner prescribed in § 903.3 (a) and (b). The request should specify at what date and time the individual would like to gain access to his or her record. The Administrative Officer of the Corporation will require adequate personal identification before processing a request.

(c) Within 10 days of receipt of a request made under this section the Administrative Officer will acknowledge receipt of the request and notify the individual whether or not access will be granted, and if it is, whether or not the date and time requested for access is acceptable to the Corporation. If the date and time is not acceptable, the Administrative Officer will suggest an alternate opportunity for access to the record. Access shall be provided within 30 days of receipt of the request unless the Corporation, for good cause shown, is

unable to provide prompt access, in which case the individual will be informed in writing within the 30 days as to the cause for delay and when it is anticipated that access will be granted. At the time access is granted, the individual must sign a statement indicating that he or she has reviewed the record specified.

(d) Fees, if any, to be charged to an individual for making copies of his or her record will be as provided in § 903.9.

§ 903.5 Requests for amendment of record.

An individual may request amendment of a Corporation record pertaining to him or to her, if the individual believes that the record contains information which is not accurate, relevant, timely, or complete. The request shall be in writing, whether presented in person or by mail, shall state with specificity the record sought to be amended, and shall propose wording of the correction or amendment sought. The request shall be directed to the Administrative Officer at the place, times and in the manner specified in § 903.3 (a) and (b). Not later than 10 days after the date of receipt of a request the Administrative Officer will acknowledge it in writing. The acknowledgement will clearly describe the request, and if a determination has not already been made, will advise the individual when he or she may expect to be advised of action taken on the request. For requests presented in person, written acknowledgement will be provided at the time when the request is presented. No separate acknowledgement of receipt will be issued if the request can be reviewed and the individual advised of the results of the review within the 10 day period.

§ 903.6 Review of request for amendment of record.

(a) Upon receipt of a request for amendment of a record under § 903.5, the Administrative Officer will promptly review the record, and: either (1) Amend any portion thereof which the individual believes is not accurate, relevant, timely, or complete; or (2) inform the individual of refusal to amend the record in accordance with the request. In reviewing a record pursuant to a request to amend it, the Corporation will assess the accuracy, relevance, timeliness and completeness of the record in terms of the criteria established in 5 U.S.C. 522a(e)(5). In reviewing a record in response to a request to amend it by deleting information, the Corporation will ascertain whether or not the information is relevant and necessary to accomplish a purpose of the Corporation required to be accomplished by statute or by executive order of the President, as prescribed by 5 U.S.C. 522a(e)(1).

(b) The Corporation shall take the action specified in paragraph (a) of this section within 30 days of receipt of a request for amendment of a record, unless unusual circumstances preclude completion of the action within that time. If the expected completion date for the action, as indicated in the acknowledgement provided pursuant to § 903.5 cannot be met, the individual shall be advised of the delay and of a revised date when action is expected to be completed. If necessary for an accurate review of the record, the Corporation will seek, and the individual will supply, additional information in support of his or her request for amending the record.

(c) If the Corporation agrees with all or any portion of an individual's request to amend a record, the Corporation will so advise the individual in writing, and amend the record to the extent agreed to by the Corporation. Where an accounting of disclosures has been kept, the Corporation will advise all previous recipients of the record of the fact that the amendment was made and the substance of the amendment.

(d) If the Corporation disagrees with all or any portion of an individual's request to amend a record, the Corporation shall:

(1) Advise the individual of its adverse determination and the reasons therefor, including the criteria used by the Corporation in conducting the review;

(2) Inform the individual that he or she may request a review of the adverse determination by the Executive Director of the Corporation, or by an officer of the Corporation designated by the Executive Director; and,

(3) Advise the individual of the procedures for requesting such a review, including the name and address of the official to whom the request should be directed.

(e) If the Corporation is apprised by another agency of any corrections or other amendments made to a record contained in the Corporation's system of records, the Corporation will promptly amend its record and advise in writing all previous recipients of the record of the fact that the amendment was made and the substance of the amendment.

§ 903.7 Appeal of initial adverse determination of request for amendment of record.

(a) Not more than 15 days after receipt by an individual of notice of an adverse determination by the Administrative Officer concerning a request to amend a record, the individual may appeal the determination by seeking a review by the Executive Director of the Corporation, or by an officer of the Corporation designated by him. The appeal shall be in writing, mailed or delivered to Executive Director, Pennsylvania Avenue Development Corporation, 425 13th Street, NW., Suite 1148, Washington, D.C. 20004. The appeal shall identify the record in the same manner as it was identified in the original request, shall indicate the dates of the original request and of the adverse determination, and shall indicate the expressed basis for that determination. In addition, the appeal shall state briefly the reasons why the adverse determination should be reversed.

(b) Not later than 30 days after receipt of an appeal, the Executive Director, or an officer of the Corporation designated by him, will complete a review of the appeal and the initial determination, and either:

(1) Determine that the appeal should be granted, take the appropriate action with respect to the record in question, and notify the individual accordingly; or,

(2) Determine that the appeal should be denied. The reviewing official may, at his or her option, request from the individual such additional information as is deemed necessary to properly conduct the review. If additional time is required, the Executive Director may for good cause shown extend the period for action beyond the 30 days specified above. The individual will then be informed in writing of the delay and the reasons therefor, and of the approximate date on which action is expected to be completed.

(c) If the reviewing official denies the appeal, he or she shall advise the individual in writing:

(1) Of the decision and the reasons for reaching it;

(2) That the denial of the appeal is a final agency action entitling the individual to seek judicial review in the appropriate district court of the United States, as provided in 5 U.S.C. 552a(g); and,

(3) That the individual may file with the Corporation a concise statement setting forth the reasons for his or her disagreement with the refusal of the Corporation to amend the record in question.

(d) Any individual having received notice of a denial of an appeal to amend a record may file a statement of disagreement with the Executive Director not later than 30 days from receipt of the notice. Such statements shall ordinarily not exceed one page in length, and the Corporation reserves the right to reject statements of excessive length. Upon receipt of a proper and timely statement of disagreement, the Corporation will clearly annotate the record in question to indicate the portion of the record which is in dispute. Thereafter, in any disclosure containing information about which an individual has filed a statement of disagreement, the Corporation will provide a copy of the statement together with the record to which it pertains. If the Corporation deems it appropriate it may also include in any such disclosure its own concise statement of the reasons for not making the amendments requested.

§ 903.8 Disclosure of records to persons or agencies.

(a) The Corporation will not disclose any record which is contained in a system of records, by any means of communication to any person or to another agency except:

(1) Pursuant to a written request by, or with the prior written consent of, the individual to whom the record pertains;

(2) To those officers and employees of the Corporation who have a need for the record in the performance of their duties;

(3) When required under 5 U.S.C. 522 (The Freedom of Information Act); or

(4) Pursuant to the conditions of disclosure contained in 5 U.S.C. 552a(b)(3) through 5 U.S.C. 522a(b)(11).

(b) The Administrative Officer of the Corporation shall keep an accounting of each disclosure made pursuant to paragraph (a)(4) of this section, in accordance with 5 U.S.C. 552a(c). Except for disclosures made pursuant to 5 U.S.C. 552a(b)(7), the Administrative Officer shall make the accounting kept under this paragraph available to an individual to whom the record pertains, upon his or her request. An individual requesting an accounting of disclosures should do so at the place, times and in the manner specified in §§ 903.3 (a) and (b).

§ 903.9 Fees.

No fees shall be charged for locating and providing the first copy of a record or any portion thereof to individuals to whom the record pertains. The fee schedule for additional copies is the same as that appearing in Part 902 of this chapter, implementing the Freedom of Information Act.

§ 903.10 Penalties.

The provision of 5 U.S.C. 552a(i), as added by Section 3 of the Privacy Act, make it a misdemeanor subject to a maximum fine of $5,000, to knowingly and willfully request or obtain any record concerning an individual from an agency under false pretenses. Similar penalties attach for violations by agency officers and employees of the Privacy Act or regulations established thereunder.

§ 903.11 [Reserved]

PETER T. MESZOLY,
General Counsel.

Pennsylvania Avenue Development Corporation

Privacy Act of 1974

Notice of Systems of Records

Notice is hereby given that the Pennsylvania Avenue Development Corporation, in accordance with 5 U.S.C. 552a(e)(4) and (l), Sec. 3 of the Privacy Act of 1974 (Pub. L. 93-579), proposes to adopt the notice of systems of records set forth below. The Corporation invites public comment on all parts of the notice.

This notice was drafted and the files to be noticed were selected with major reliance on the 'Guidelines and Responsibilities' for the implementation of the Act published by the Office of Management and Budget (40 FR 28949, July 9, 1975) and "Guidance for the Inventory of Systems of Records Covered by the Privacy Act of 1974" published by the General Services Administration Privacy Board, April 21, 1975.

Those interested parties wishing to submit written data, views or argument on the routine uses of these systems of records should submit those comments to the Legal Assistant to the General Counsel, Pennsylvania Avenue Development Corporation, 425 13th St., N.W., Suite 1148, Washington, D.C. D.C. 20004, not later than September 29, 1975.

Effective date. This notice shall be effective September 30, 1975.

Dated: August 22, 1975

Peter T. Meszoly
General Counsel

The Corporation proposes to adopt the following notice of systems of records:

Notice of Systems of Records

PADC—1

System name: General Personnel Files (Copies of OPF-CSC)—PADC

System location: Pennsylvania Avenue Development Corporation, 425 13th Street, N.W., Suite 1148, Washington, D.C. 20004.

Categories of individuals covered by the system: Past and present employees of the Corporation; members of Board of Directors; experts and consultants who have been employed on an intermittent or temporary basis.

Categories of records in the system: Personnel information, including: position descriptions; evaluations for promotion; notifications of personnel action; travel records; notification of pay change; employment history; social security number; statements of employment and financial interests; biographical sketches; applications for government motor vehicle operator's permits; and time and attendance records of previous calendar years.

Authority for maintenance of the system: Pennsylvania Avenue Development Corporation Act of 1972, Sec. 6, Pub. L. 92-578, 86 Stat. 1270 (40 U.S.C. 875).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Appendix. Information is used in-house to complete reports, take personnel action, and fulfill other administrative requirements. Categories of users are Administrative Officer and Administrative Assistant.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records stored in file folders.

Retrievability: Retrieved manually, by name of individual.

Safeguards: Records are stored in locking metal file cabinets in secured premises; access is limited to those whose official duties require access.

Retention and disposal: Records retained indefinitely.

System manager(s) and address: Administrative Officer, Pennsylvania Avenue Development Corporation, 425 13th Street, N.W., Suite 1148, Washington, D.C. 20004.

Notification procedure: Address inquiries to Administrative Officer, at above address. See Corporation regulations on access in 36 CFR 903.

Record access procedures: Same as the above.

Contesting record procedures: Same as the above.

Record source categories: Individual to whom records pertain; supervisors; official personnel records.

Systems exempted from certain provisions of the act: None

PADC—2

System name: Time and Attendance Records—PADC

System location: Pennsylvania Avenue Development Corporation, 425 13th Street, N.W., Suite 1148, Washington, D.C. 20004.

Categories of individuals covered by the system: Permanent Corporation staff members; members of Board of Directors; experts and consultants who are employed on an intermittent or temporary basis.

Categories of records in the system: Records of all actual hours worked; annual leave status; sick leave status; copies of all time and attendance records.

Authority for maintenance of the system: Pennsylvania Avenue Development Corporation Act of 1972, Sec. 6, Pub. L. 92-578, 86 Stat. 1270 (40 U.S.C. 875).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Appendix. Records are used to prepare payroll checks and to maintain records of leave. Routine user is Treasury Department; records are also released to General Accounting Office for auditing and to Internal Revenue Service for investigation purposes.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Current records in system maintained in two loose-leaf notebooks; previous year records maintained in General Personnel Files-PADC-1.

Retrievability: Retrieved manually, by name of individual.

Safeguards: Data are maintained in secured premises.

Retention and disposal: Records retained indefinitely.

System manager(s) and address: Administrative Officer, Pennsylvania Avenue Development Corporation, 425 13th Street, N.W., Suite 1148, Washington, D.C. 20004.

Notification procedure: Adress inquiries to Administrative Officer, at above address. See Corporation Regulations on access in 36 CFR 903.

Record access procedures: Same as the above.

Contesting record procedures: Same as the above.

Record source categories: Individual to whom records pertain; the Corporation.

Systems exempted from certain provisions of the act: None

PADC—3

System name: Job Applications—PADC

System location: Pennsylvania Avenue Development Corporation, 425 13th Street, N.W., Suite 1148, Washington, D.C. 20004.

Categories of individuals covered by the system: Individuals who have applied for positions with the Corporation.

Categories of records in the system: Job applications and resumes containing name, address, telephone number, date and place of birth, marital status, employment and educational history, and similar information.

Authority for maintenance of the system: Pennsylvania Avenue Development Corporation Act of 1972, Sec. 6, Pub. L. 92-578, 86 Stat. 1270 (40 U.S.C. 875).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Appendix. Information is used in-house to evaluate prospective employees of the Corporation.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Material stored in file folders.

Retrievability: Retrieved manually, by name of individual.

Safeguards: Records are stored in locking metal file cabinets in secured premises.

Retention and disposal: Records are maintained for one year from date of receipt and are then destroyed.

System manager(s) and address: Administrative Officer, Pennsylvania Avenue Development Corporation, 425 13th Street, N.W., Suite 1148, Washington, D.C. 20004.

Notification procedure: Address inquiries to Administrative Officer, at above address. See Corporation Regulations on access in 36 CFR 903.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Individual to whom records pertain.

Systems exempted from certain provisions of the act: None

PADC—4

System name: General Financial Records—PADC

System location: General Services Administration, Central Office; copies held by the Corporation. (GSA holds records for the Corporation under agreement).

Categories of individuals covered by the system: Corporation employees; Members of the Board of Directors; experts and consultants who have been employed on an intermittent or temporary basis.

Categories of records in the system: SF 1038, Application and account for advance of funds; Vendor register and vendor payment tape. Information is used by accounting technicians to maintain adequate financial information and by other officers and employees of GSA and the Corporation who have a need for the record in the performance of their duties.

Authority for maintenance of the system: 31U.S.C., generally; also Pennsylvania Avenue Development Corporation Act of 1972, Sec. 5, 6, Pub. L. 92-578,86 Stat. 1269, 1270,(40 U.S.C. 874, 875)

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Appendix. Records also are released to General Accounting Office for audits; to the Internal Revenue Service for investigation; and to private attorneys, pursuant to a power of attorney.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper and tape.

Retrievability: Manual and automated by name.

Safeguards: Stored in guarded building; released only to authorized personnel.

Retention and disposal: Disposition of records shall be in accordance with the HB GSA Records Maintenance and Disposition System (OAD P 1820.2).

System manager(s) and address: Administrative Officer, Pennsylvania Avenue Development Corporation, 425 13th Street, N.W., Suite 1148, Washington, D.C. 20004.

Notification procedure: Address inquiries to Administrative Officer, at above address. See Corporation Regulations on access in 36 CFR 903.

Record access procedures: Same as above

Contesting record procedures: Same as above.

Record source categories: The subject individual; the Corporation.

Systems exempted from certain provisions of the act: None

PADC—5

System name: Payroll Records—PADC

System location: General Services Administration, Region 3 Office; copies held by the Corporation. (GSA holds records for the Corporation under agreement.)

Categories of individuals covered by the system: Past and present Corporation employees; members of Board of Directors; experts and consultants who have been employed on an intermittent or temporary basis.

Categories of records in the system: Varied payroll records, including, among other documents, time and attendance cards; payment vouchers; comprehensive listing of employees; health benefits records; requests for deductions; tax forms; W2 forms; overtime requests; leave data; retirement records. Records are used by the Corporation and GSA employees to maintain adequate payroll information for Corporation employees and otherwise by Corporation and GSA employees who have a need for the record in the performance of their duties.

Authority for maintenance of the system: 31 U.S.C., generally; also Pennsylvania Avenue Development Corporation Act of 1972, Sec. 5, 6, Pub. L. 92-578,86 Stat. 1269, 1270, (40 U.S.C. 874, 875).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Appendix. Records also are released to the General Accounting Office for audits; to the Internal Revenue Service for investigation; and to private attorneys, pursuant to a power of attorney.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper and microfilm.

Retrievability: Social Security Number.

Safeguards: Stored in guarded building; released only to authorized personnel.

Retention and disposal: Disposition of records shall be in accordance with the HB GSA Records Maintenance and Disposition System (OAD P 1820.2).

System manager(s) and address: Administrative Officer, Pennsylvania Avenue Development Corporation, 425 13th Street, N.W., Suite 1148, Washington, D.C. 20004.

Notification procedure: Address inquiries to Administrative Officer, at above address. See Corporation Regulations on access in 36 CFR 903.

Record access procedures: Same as the above.

Contesting record procedures: Same as the above.

Record source categories: Individual to whom records pertain; the Corporation.

Systems exempted from certain provisions of the act: None

PADC—6

System name: Equal Employment Opportunity Compliance and Complaint Files—PADC

System location: Pennsylvania Avenue Development Corporation, 425 13th Street, N.W., Suite 1148, Washington, D.C. 20004.

Categories of individuals covered by the system: Individuals filing EEO complaints with the Corporation.

Categories of records in the system: Name, address, social security number, job title, wage rate, earnings, dates of employment, race, sex, work history, data on applications for employment, and complaint, including letter or document initiating complaint, directions on investigating complaint, affidavits, investigating report, and copies of correspondence with complainant.

Authority for maintenance of the system: 5 U.S.C. 3301, 7151-7154, E.O. 11478

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Appendix; The purpose of the file is to cause action to be taken on discrimination complaints.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records stored in file folders.

Retrievability: Retrieved manually, by name of individual.

Safeguards: Records are stored in locking metal file cabinets in secured premises; access is limited to those whose official duties require access.

Retention and disposal: Records retained indefinitely.

System manager(s) and address: General Counsel, Pennsylvania Avenue Development Corporation, 425 13th Street, N.W. Suite 1148, Washington, D.C. 20004.

Notification procedure: Address inquiries to General Counsel, at above address. See Corporation Regulations on access in 36 CFR 903.

Record access procedures: Same as above.

Contesting record procedures: Same as above.

Record source categories: Individual to whom records pertain; fellow workers and employer pursuant to investigation of complaint.

Systems exempted from certain provisions of the act: None.

Appendix (PADC)

1. In the event that a system of records maintained by this agency to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

2. A record from this system of records may be disclosed as a "routine use" to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain

information relevant to an agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract or the issuance of a license, grant or other benefit.

3. A record from this system of records may be disclosed to a federal agency, in response to its request, in connection with 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 by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision in the matter.

4. A record from this system of records may be disclosed to an authorized appeal grievance examiner, formal complaints examiner, equal employment opportunity investigator, arbitrator or other duly authorized official engaged in investigation or settlement or a grievance, complaint, or appeal filed by an employee. A record from this system of records may be disclosed to the United States Civil Service Commission in accordance with the agency's responsibility for evaluation and oversight of federal personnel management.

5. A record from this system of records may be disclosed to officers and employees of a federal agency for purposes of audit.

6. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.

7. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving the individual when the individual is a constituent of the Member and has requested assistance from the Member with respect to the subject matter of the record.

[FR Doc.75-22730 Filed 8-27-75;8:45 am]

DEPARTMENT OF DEFENSE
PRIVACY ACT OF 1974
Notice of Systems of Records

In FR Doc. 75-21075 published in the FEDERAL REGISTER (40 FR 35151) of August 18, 1975 setting forth the systems of records prescribed by the Privacy Act of 1974 within the Department of Defense, the following systems of records were omitted due to oversight. Any public comments, including written data, views, or arguments concerning the following systems of records should be addressed to the system manager identified in each notice on or before September 29, 1975.

MAURICE W. ROCHE,
Director, Correspondence and Directives, OASK (Comptroller).

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION

A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

F17801 0J RS A

System name: 17801 0J RS A Recruiting Advertising Evaluation (RAE) System E806

System location: United States Air Force (USAF) Recruiting Service (RSAV). Randolph AFB, Tx 78148

Categories of individuals covered by the system: Respondents to USAF recruiting advertisements

Categories of records in the system: Respondents inquiry record containing name, Social Security number (SSN), address, date of birth, sex, telephone number advertising medium, recruiting program in which interested

Authority for maintenance of the system: Title 44 USC 3101

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Provides a means for contractor (Dialogue Marketing INC., 1909 East Cornell, Peoria, Il 61614) to fulfill respondents request for information about the Air Force and to notify appropriate recruiters of respondents interest. Contractor creates weekly computer magnetic tapes containing respondents personal data which are forwarded to USAF Recruiting Service, Randolph AFB, Tx 78148. Recruiting Service develops statistics from the tapes provided to evaluate the effectiveness of the advertising program.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained on computer magnetic tapes.

Retrievability: Filed by Name.

Filed by Social Security Account Number (SSAN).
Filed by other identification number or system identifier.

Safeguards: Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Retention and disposal: Retained on comupter magnetic tapes for two calendar years at Randolph AFB, Tx 78148, Retained for 60 days at contractor and then destroyed. Retained at recruiting office until final followup action is completed.

System manager(s) and address: Director of Advertising, USAF Recruiting Service, Randolph AFB, Tx 78148.

Notification procedure: Requests from individuals should be addressed to the Systems Manager.

Record access procedures: Individual can obtain assistance in gaining access from the Systems Manager.

Contesting record procedures: The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

Record source categories: Individual requests/responses from advertising public media.

Systems exempted from certain provisions of the act: NONE

F20002 05HCHLB

System name: 20002 05HCHLB DIA Source Administration Program for Foreign Intelligence Collection Activities

System location: 7602 AINTELG/INOB, Ft Belvoir, VA 22060 and subordinate units: Det 1, APO San Francisco 96525; Det 2, APO San Francisco 96301; Det 3, APO San Francisco 96280; Det 5, APO San Francisco 96346; Designation and location of one overseas unit is classified

Categories of individuals covered by the system: Air Force Reserve personnel.

Retired Air Force military personnel.
Foreign Nationals residing in the United States.
US Citizens, resident aliens, and foreign nationals overseas who are sources or support assets for foreign intelligence collection operations

Categories of records in the system: Biographic data and records incidental to utilization in foreign intelligence collection operations

Authority for maintenance of the system: National Security Act of 1947, Public Law 257, July 26, 1947 (61 Stat 495).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Routine internal reference relative to use or possible use in foreign intelligence collection operations

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained in file folders.

Maintained in note books/binders.
Maintained on computer paper printouts.
Maintained on roll microfilm.
Maintained on aperture cards.

Retrievability: Filed by other identification number or system identifier.

Safeguards: Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in safes.

Retention and disposal: Prior to destruction, files are screened, purged of extraneous material, and microfilmed. Microfilm retained indefinitely.

System manager(s) and address: Assistant Chief of Staff, Intelligence, Headquarters United States Air Force.

Washington DC 20330

Notification procedure: See Exemption

Record access procedures: See Exemption

Contesting record procedures: The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

Record source categories: See Exemption

Systems exempted from certain provisions of the act: Parts of this system may be exempt under 5 U.S.C. 522a (j) or (k), as applicable. For additional information, contact the Systems Manager.

F53701 0BXQPCB

System name: 53701 0BXQPCB Air Force Academy Administrative Record

System location: At United States Air Force Academy, CO 80840.

Categories of individuals covered by the system: Military personnel assigned instructor duty; AF Academy cadets; AF active duty officer personnel, Air Force active duty enlisted personnel; contracting officers and representatives; AF civilian employees.

Categories of records in the system: Biographical data on an individual's education and training experience, outgoing clearance to assist cadet in outprocessing from Academy; Survival Escape, Resistance and Evasion Training; student grade record; cadet automobile information; application for assignment to USAF Academy and substantiating documents; correction of telephone information; choir audition; involuntary dismissed cadets and cadets discharged from the AF Academy shipping items at government expense; substantiating documents to insure cadet store purchase over 25 dollars are for personal use or a bona fide gift and controlling restrictive purchases.

Authority for maintenance of the system: 10 USC 9331

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Identify personnel eligible for academic promotion used by faculty personnel; accomplish required outprocessing actions from AF Academy; record and evaluate a student's progress during training, provide supervisory personnel with immediate information concerning a cadet or his automobile; for review of officer applications for possible assignment to AF Academy; updating telephone directory; identify incoming 4th class cadets musical capabilities; establish record of military items turned in to liquidate their indebtedness and record of clearance articles shipped; insure cadet store purchases over 25 dollars are for personal use or gift and to record restricted purchases.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained in file folders.

Maintained in note books/binders.

Maintained in card files.

Retrievability: Filed by Name.

Filed by Military Service Number.

Filed by other identification number or system identifier.

Safeguards: Records are accessed by custodian of the record system.

Records are accessed by person(s) responsible for servicing the record system in performance of their official duties.

Records are accessed by authorized personnel who are properly screened and cleared for need-to-know.

Records are stored in security file containers/cabinets.

Records are stored in locked cabinets or rooms.

Retention and disposal: Retained in office files for one year after annual cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files until superseded, obsolete, no longer needed for reference, or on inactivation, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files until graduation or elimination from training, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files for six months after the individual terminates military service, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

Retained in office files for three years after annual cutoff then destroyed; retained in office files until graduation or elimination from training, then transferred to the staging area, USAF Academy, CO 80840 for one additional year, then destroyed.

System manager(s) and address: Dean of Faculty; Commandant of Cadets' Cadet Chaplain; Communications Squadron.

Notification procedure: Requests from individuals should be addressed to the Systems Manager.

Record access procedures: Individual can obtain assistance in gaining access from the Systems Manager.

Contesting record procedures: The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

Record source categories: Information obtained from educational institutions.

Cadet and agency processed through individual and grading official, officer application folder; comments from commandant and staff agencies; source documents; provided by individuals.

Systems exempted from certain provisions of the act: NONE

ROUTINE USE - LAW ENFORCEMENT

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION

A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

MAA00004

System name: Marine Corps Naval Aviator/Naval Flight Officer Qualification Jacket

System location: Command to which the individual is assigned.

Categories of individuals covered by the system: All active Marine Corps Aeronautically Designated Personnel (Naval Aviators/Naval Flight Officers).

Categories of records in the system: The qualification jacket contains information such as the individual's flight qualification record,

medical qualification correspondence, aircraft and course rules examinations, instrument and other NATOPS qualification records.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations. By officials and employees of the Marine Corps in connection with their assigned duties.

Department of Defense and it's components. By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts. By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S By the Senate of the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is filed on paper records in file folders.

Retrievability: Qualification jackets are filed alphabetically by last name of individual concerned.

Safeguards: Organizations maintaining these jackets are secured during nonworking hours. Personnel handling records do so only on a 'need to know' basis.

Retention and disposal: The jacket is considered personal property of the individual concerned and is retained by same upon RELAD.

System manager(s) and address: The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380.

Notification procedure: Information may be obtained from the individual command to which an individual is assigned for duty. Addresses of individual commands are as listed in the Navy Standard Distribution List (OPNAV PO9B3 107).

Record access procedures: Individuals may address requests to the commanding officer of the aviation unit to which they are assigned for duty. Addresses are shown in the Navy Standard Distribution List.

Contesting record procedures: The Marine Corps rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

Record source categories: The primary source is the individual, however the individual's commanding officer or the commanding officer's designated representative provides information into the system as the individual fulfills certain criteria.

Systems exempted from certain provisions of the act: None

MAA00005

System name: Flight Qualification Record

System location: Command to which the individual is assigned.

Categories of individuals covered by the system: All active Marine Corps Naval Aviators/Naval Flight Officers (Aeronautically Designated Personnel)

Categories of records in the system: The record contains information pertaining to the flight experience (by type aircraft) of the individual, his accident/incident history, medical qualification and instrument rating.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Headquarters Marine Corps and Marine Corps commands, activities and organizations - By officials and employees of the Marine Corps in connection with their assigned duties.

Department of Defense and its components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is filed on paper records in the individual's Officer's Qualification Record (Q&R) and Flight Qualification Jacket.

Retrievability: Records are filed alphabetically by last name of individual concerned.

Safeguards: Organizations maintaining these records are secured during non-working hours. Personnel handling records do so only on a 'need-to-know' basis.

Retention and disposal: The record is retained permanently in the Officer Qualification Record of the individual concerned and is retained by same upon RELAD.

System manager(s) and address: The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380.

Notification procedure: Information may be obtained from the individual command to which an individual is assigned for duty. Addresses of individual commands are as listed in the Navy Standard Distribution List (OPNAV P09B3-107).

Record access procedures: Individuals may address requests to the commanding officer of the aviation unit to which they are assigned for duty. Addresses are shown in the Navy Standard Distribution List.

Contesting record procedures: The Marine Corps rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

Record source categories: The primary source is the individual, however, the individual's commanding officer or the commanding officer's designated representative provides information into the system as the individual fulfills certain criteria.

Systems exempted from certain provisions of the act: None

MAA00006

System name: Permanent Record of Enlisted Flight Time

System location: Command to which the individual is assigned.

Categories of individuals covered by the system: All active Marine Corps Enlisted Aircrewmen (non-rated)

Categories of records in the system: The record contains information pertaining to flight hours accomplished while serving under orders to duty in a flying status.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - By officials and employees of the Marine Corps in connection with their assigned duties. Such duties include determination of entitlement to aviation career incentive pay pursuant to the Department of Defense Pay and Entitlement Manual.

Department of Defense and its components - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is filed on paper records in the Service Record Book (SRB) of the individual.

Retrievability: Subject records are filed alphabetically by last name of individual concerned.

Safeguards: Organizations maintaining these records are secured during nonworking hours. Personnel handling records do so only on a 'need-to-know' basis.

Retention and disposal: The records are permanently maintained in the individual's Service Record Book.

System manager(s) and address: The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380.

Notification procedure: Information may be obtained from the individual command to which an individual is assigned for duty. Addresses of individual commands are as listed in the Navy Standard Distribution List (OPNAV PO9B3-107).

Record access procedures: Individuals may address requests to the commanding officer of the aviation unit to which they are assigned for duty. Addresses are shown in the Navy Standard Distribution List.

Contesting record procedures: The Marine Corps rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

Record source categories: The information is obtained from flight performance data by the operations section of the organization providing flight support to the individual.

Systems exempted from certain provisions of the act: None

MAA00007

System name: Temporary Record of Enlisted Flight Time

System location: Command to which the individual is assigned.

Categories of individuals covered by the system: All active Marine Corps Enlisted Aircrewmen (non-rated)

Categories of records in the system: The record contains information pertaining to flight hours accomplished while serving under orders to duty in a flying status.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - By officials and employees of the Marine Corps in connection with their assigned duties. Such duties include determination of entitlement to aviation career incentive pay pursuant to the Department of Defense Pay and Entitlement Manual.

Department of Defense and its components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate of the House of Representatives of the U S or any committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is filed on paper records in the Service Record Book (SRB) of the individual.

Retrievability: Subject records are filed alphabetically by last name of individual concerned.

Safeguards: Organizations maintaining these records are secured during nonworking hours. Personnel handling records do so only on a 'need to know' basis.

Retention and disposal: The records are disposed of after the information is entered onto the permanent records within the individual's Service Record Book.

System manager(s) and address: The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380.

Notification procedure: Information may be obtained from the individual command to which an individual is assigned for duty. Addresses of individual commands are as listed in the Navy Standard Distribution List (OPNAV PO9B3-107).

Record access procedures: Individuals may address requests to the commanding officer of the aviation unit to which they are assigned for duty. Addresses are shown in the Navy Standard Distribution List.

Contesting record procedures: The Marine Corps rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER

Record source categories: The information is obtained from flight performance data by the operations section of the organization providing flight support to the individual.

Systems exempted from certain provisions of the act: None

MAA00008

System name: Marine Corps Enlisted Aircrewman Qualification Jacket

System location: Command to which the individual is assigned.

Categories of individuals covered by the system: All active Marine Corps Enlisted (nonrated) Aircrewmen

Categories of records in the system: The qualification jacket contains information such as the individual's flight qualification record, medical qualification correspondence, aircraft and course rules examinations, instrument and other NATOPS qualification records.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - By officials and employees of the Marine Corps in connection with their assigned duties.

Department of Defense and its components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is filed on paper records in file folders.

Retrievability: Qualification jackets are filed alphabetically by last name of individual concerned.

Safeguards: Organizations maintaining these jackets are secured during nonworking hours. Personnel handling records do so only on a 'need to know' basis.

Retention and disposal: The jacket is considered personal property of the individual concerned and is retained by same upon RELAD

System manager(s) and address: The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380.

Notification procedure: Information may be obtained from the individual command to which an individual is assigned for duty. Addresses of individual commands are as listed in the Navy Standard Distribution List (OPNAV PO9B3-107).

Record access procedures: Individuals may address requests to the commanding officer of the aviation unit to which they are assigned for duty. Addresses are shown in the Navy Standard Distribution List.

Contesting record procedures: The Marine Corps rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER

Record source categories: The primary source is the individual, however the individual's commanding officer or the commanding officer's designated representative provides information into the system as the individual fulfills certain criteria.

Systems exempted from certain provisions of the act: None

MFD00008

System name: Civilian Labor Projection, Operations and Maintenance, MC Budget Report (Job Procedure 5576)

System location: Budget Branch, O,MC Budget Section (Code 462), Office of the Comptroller, Marine Corps Supply Activity, Philadelphia, PA 19146

Categories of individuals covered by the system: All civilians in pay status.

Categories of records in the system: Pay rates; scheduled within-grade increases, government portion of fringes.

Authority for maintenance of the system: MCO 7301.56D

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Budget, forecasting of civilian payroll needs for future time periods.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Computer Paper Printouts

Retrievability: Employee badge number within Activity code.

Safeguards: None

Retention and disposal: Perpetual; updated quarterly.

System manager(s) and address: Office of the Comptroller, Marine Corps Supply Activity, Philadelphia, PA 19146

Notification procedure: Information may be obtained from:

Commanding General (Code 400)
Marine Corps Supply Activity
Philadelphia, PA 19146

Record access procedures: Request from individuals should be addressed to: Commanding General (Code 400), Marine Corps Supply Activity, Philadelphia, PA 19146

Contesting record procedures: The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Civilian payrolls

Systems exempted from certain provisions of the act: None

MFD00009

System name: Pay Vouchers for Marine Corps Junior Reserve Officer Training Course Instructors

System location: All Marine Corps District Headquarters.

Categories of individuals covered by the system: Retired Marines in the Marine Corps Junior Reserve Officer Training Course Instructor Program.

Categories of records in the system: Files contain individual name, rank, social security number, unit to which assigned, requests for payment of salaries.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such us.s: Marine Corps Junior Reserve Officer Training Course Officer and administrative and fiscal personnel for evaluation and processing for payment.

Officials and employees of the Naval Service and General Accounting Office in the execution of their official duties in relation to inspections, investigations, legal action.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders stored in filing cabinets.

Retrievability: Alphabetically by last name, and school to which assigned.

Safeguards: Access limited to Marine Corps Junior Reserve Officer Training Course, administrative and fiscal personnel required to process payment requests and payments. After working hours the office and building are locked. A guard is located in the general vicinity.

Retention and disposal: Files are retained for three years and then destroyed.

System manager(s) and address: Marine Corps Junior Reserve Officer Training Course Officer Marine Corps Districts.

Notification procedure: Write or visit SYSMANAGER of Marine Corps District in which school is located. Provide full name, social security number, and military status. Proof of identity may be established by military identification card or DD-214 and drivers license.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER

Contesting record procedures: The rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Senior Marine Instructor of Marine Corps Junior Reserve Training Course unit of which instructor is a member.

Systems exempted from certain provisions of the act: None

MFD00010

System name: Per Diem and Travel Payment System

System location: Primary System-Disbursing Offices, Marine Corps Posts and Stations

Categories of individuals covered by the system: All Marine Corps civilian and military personnel receiving travel advances or making settlement of travel claims to the local Disbursing Office.

Categories of records in the system: Completed travel claims with documentation cross-referenced to individuals.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Marine Corps disbursing employees for cross-reference between individual and disbursement of funds for reimbursement in the performance of official travel.

Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - By officials and employees of the Marine Corps in matters regarding their assigned duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

The Attorney General of the U S - By officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch Agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Card file.

Retrievability: Employee name, social security number or badge number.

Safeguards: Card file is maintained and used by specific clerks within travel section of the Disbursing Office. After working hours, office is locked in a building with controlled access by armed guards.

Retention and disposal: Data is maintained until individual departs the area and all travel advances have been settled.

System manager(s) and address: Disbursing Officer

Notification procedure: Information may be obtained from:

Disbursing Offices, Marine Corps Posts and Stations

Record access procedures: Signed written requests should contain the full name of the individual and social security number or badge number and addressed to the address listed under NOTIFICATION above.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Travel orders and disbursing documents.

Systems exempted from certain provisions of the act: None

MIL00002

System name: Bachelor Housing Registration Records System

System location: Each Bachelor Officer Quarters/Bachelor Staff Quarters (BOQ/BSQ) assigned registration responsibilities.

Categories of individuals covered by the system: Military and civilian personnel who are current and former residents of BOQ's and BSQ's.

Categories of records in the system: Contains personal identifying information, arrival/departure dates; type of orders; monetary allowance information; BOQ/BSQ and room identification.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The purpose is to provide adequate records for management of Bachelor housing. Used by office personnel to maintain a record of occupancy. By auditors to verify occupancy. By other military and DOD officials when required in the execution of their official duties.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper cards, file folders, status boards, etc.

Retrievability: Alphabetically by name and social security number.

Safeguards: Stored in locked office during nonworking hours or when office is not manned. Access on a need to know basis only for official purposes.

Retention and disposal: Retained for four years; then destroyed.

System manager(s) and address: Decentralized. The local commander is responsible for management of BOQ's and BSQ's.

Notification procedure: Requests shall be addressed to the SYSMANAGER Requestor must be able to provide appropriate identifying information.

Record access procedures: Rules for access may be obtained from the SYSMANAGER

Contesting record procedures: Rules for contesting contents may be obtained from the SYSMANAGER.

Record source categories: BOQ/BSQ office personnel and information from individual who fills out registration card.

Systems exempted from certain provisions of the act: None

MIL00003

System name: Laundry Charge Accounts Records

System location: Marine Corps activities with laundry facilities.

Categories of individuals covered by the system: Individuals who have applied for Laundry charge accounts.

Categories of records in the system: Name, rank, unit, social security number, quarters address and telephone number, date and ticket number of laundry service and amount charged.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Accounting purposes.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In paper records in file folders.

Retrievability: By name.

Safeguards: Records are maintained in locked filing cabinets within locked offices of buildings. Records are accessible only to persons whose performance require it.

Retention and disposal: Five years and then destroy.

System manager(s) and address: Decentralized. Laundry charge accounts managed under the Commanding General of each activity which has a laundry.

Notification procedure: Correspondence pertaining to records maintained by the laundry. Contact the Commanding General of the Marine Corps activity in question.

Record access procedures: Information may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Individuals

Systems exempted from certain provisions of the act: None

MIL00004

System name: Personal Property Program

System location: All Marine Corps Bases and Federal Record Centers

Categories of individuals covered by the system: All military personnel having shipped or stored personal property or privately owned automobiles.

Categories of records in the system: File contains individual's applications for shipment and/or storage, related shipping documents and records of delivery and payment.

DD 619 (Statement of Accessorial Services Performed)
DD 828 (Motor Vehicle Shipment Application)
DD1100 (Household Goods Storage Record)
DD1101 (Household Goods Storage information)
DD1252 (Owner's U S Customs Declaration and Entry and Inspecting Officer's Certificate)
DD1299 (Application for shipment and/or storage of Personal Property)
DD1671 (Reweight of Household Goods)
DD1780 (Report of Carrier Services Personal Property Shipment)
DD1781 (Property Owners Report on Carriers Repc t)
DD1797 (Personal Property Counseling Checklist)
DD1799 (Member's report on Carrier Performance - Mobile Homes)
DD1800 (Mobile Home Shipment Inspection at Destination)
DD1841 (Schedule of Property Damages)
DD1842 (Claim for Personal Property against the United States)
DD1845 (Demand on Carrier/Contractor)

Authority for maintenance of the system: DOD Regulation 4500.34 'Personal Property Traffic Management Regulation'

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Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Traffic Management Offices and applicable Finance Center for effecting, coordinating and payment of personal property shipment and storage.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Filed alphabetically by last name of member.

Safeguards: Records are maintained in areas accessible only to authorized personnel that are properly cleared and trained

Retention and disposal: Records are permanent. They are retained in active file until end of calendar year in which transaction was effected, held additionally in inactive file indefinitely.

System manager(s) and address: Assistant Secretary of Defense (Installations and Logistics (ASD (I&L)) Washington, D C

Notification procedure: Information may be obtained from:

Commandant of the Marine Corps (Code LFS-2)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: 224-1067

Record access procedures: Request from individuals should be addressed to Commandant of the Marine Corps (LFS-2), Headquarters, U S Marine Corps, Washington, D C 20380.

Written request for information should contain the full name of individual, SSN, current address and telephone number.

For personal visits, the individual should be able to provide acceptable identification and give some verbal information that could be verified with his 'case' folder.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Application and related forms from the individual requesting access; notification of personal clearance from the SYSMANAGER research note/documents from records custodians.

Systems exempted from certain provisions of the act: None

MIL00005

System name: Passenger Transportation Program

System location: All Marine Corps Bases

Categories of individuals covered by the system: Military personnel and their dependents, DOD civilian employees and their dependents, and other individuals furnished transportation via commercial transportation resources and Department of Defense single manager transportation resources.

Categories of records in the system: File contains copies of passenger transportation procurement documents issued, copies of official travel orders supporting the issuances; applications for transportation of dependents, port call requests and confirmations; copies of endorsements to orders indicating transportation issuances; requests and authorizations for space available MAC transportation.

SF 1169 United States of America Transportation Request
DD 652 Uniformed Services Meal Ticket
DD 884 Application for Transportation for Dependents
DD 1287 Request for Commercial Transportation
DD 1341 Report of Commercial Carrier Passenger Service
DD 1482 Military Airlift Command (MAC) Transportation Authorization.

Authority for maintenance of the system: MCO P4600.14A (joint) Military Traffic Management Regulation (Promulgates policy and procedures applicable to performance of traffic management functions within the CONUS)

DOD 4515.13-R Air Transportation Eligibility (Policy and procedures applicable to movement via DOD owned and controlled airlift)

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Traffic Management Offices and Applicable Finance Center for effecting coordination and payment of passenger transportation charges by commercial transportation and Military Airlift Command (MAC) resources.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Passenger Transportation Procurement documents filed by serial number preprinted on the documents.

Other documents filed in alphabetical order by last name of member.

Safeguards: Records are maintained in areas accessible only to authorized personnel that are properly cleared and trained.

Retention and disposal: Copies of transportation procurement documents held by issuing office for period of 4 years, after which they are destroyed. Other records retained in active fields until end of calendar year in which transaction was effected, held additionally in inactive file indefinitely.

System manager(s) and address: Commander, Military Traffic Management Command, Washington, D C (Travel via commercial transportation within CONUS)

Commander, Military Airlift Command, Scott AFB, IL (International travel via DOD owned and controlled airlift)

Notification procedure: Information may be obtained from:

Commandant of the Marine Corps (Code LFS-2)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone 224-1781

Record access procedures: Request from individuals should be addressed to Commandant of the Marine Corps, (Code LFS-2), Headquarters, U S Marine Corps, Washington, D C 20380

Written request for information should contain the full name of the individual, SSN, current address and telephone number.

For personal visits, the individual should be able to provide acceptable identification and give some verbal information relating to commercial transportation furnished or Military Airlift Command (MAC) transportation arrangements on a space required or space available basis.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individuals concerned may be obtained from the SYSMANAGER.

Record source categories: Application and related forms from the individual requesting access; notification of personal clearance from the SYSMANAGER research notes/documents from records custodians.

Systems exempted from certain provisions of the act: None

MIL00006

System name: Dealer's Record of Sale of Rifle or Pistol, State of California

System location: Each Marine Corps Activity in California

Categories of individuals covered by the system: Authorized Marine Corps Exchange patrons who purchase a rifle or pistol from the Exchange.

Categories of records in the system: Individual identifying information including height, weight, color of hair and eyes, if purchaser is a citizen, if the purchaser has been convicted of a felony, or if the purchaser is addicted to use of narcotics, the individual's occupation, and descent.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Marine Corps Exchange personnel for record keeping purposes, one copy is sent to the State of California in Sacramento, California and to the local Sheriff's office.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In paper records in file folders.

Retrievability: By name

Safeguards: Records are maintained in locked filing cabinets within locked offices of buildings. Records are accessible only to authorized personnel only.

Retention and disposal: Records are maintained for five years and then destroyed.

System manager(s) and address: Decentralized. System managed by local commanders.

Notification procedure: Correspondence pertaining to records maintained by local commands may be addressed to the Commanding Officer of the activity concerned.

Record access procedures: Information may be obtained from the SYSMANAGER

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Individuals

Systems exempted from certain provisions of the act: None

MIL00007

System name: Marine Corps Exchange Service Station Work Orders

System location: Marine Corps Supply Center, Barstow, California 92311

Categories of individuals covered by the system: Authorized Marine Corps Exchange patrons who avail themselves of automobile servicing.

Categories of records in the system: Individual identifying information, vehicle description, speedometer reading.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Marine Corps Exchange service station personnel for normal business purposes.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In paper records in file folders.

Retrievability: By name

Safeguards: Records are maintained in locked filing cabinets within locked offices of buildings. Records are accessible only to persons whose performance require it.

Retention and disposal: Work orders are retained for one year and then destroyed.

System manager(s) and address: Commanding General, Marine Corps Supply Center, Barstow, California 92311

Notification procedure: Correspondence pertaining to records maintained by the Commanding General, Marine Corps Supply Center, Barstow, should be addressed to:

Commanding General
Marine Corps Supply Center
Barstow, California 92311
Telephone: Area Code 714/577-6555

Record access procedures: Information may be obtained from SYSMANAGER

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Individuals

Systems exempted from certain provisions of the act: None

MIL00008

System name: Cigarettes Sales Abuse File

System location: Marine Corps Exchange, Headquarters Battalion (Code 200), Marine Corps Supply Acitivity, Phila., Pa. 19146

Categories of individuals covered by the system: Records cigarette purchases by PX patrons who are buying large quantities of cigarettes over a period of time.

Categories of records in the system: Contains name, social security number and record of amount of cigarettes purchased, date and sales person's initials.

Authority for maintenance of the system: Local SOP

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Available to determine a pattern of abuse of cigarette exchange privileges. Available to Exchange Officer, adjutant, Headquarters Battalion, Marine Corps Supply Activity, Phila. Pa., state investigative officials.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Index cards in file folders.

Retrievability: By name

Safeguards: Only one copy made and maintained in Exchange records.

Retention and disposal: Six months

System manager(s) and address: Exchange Officer, Headquarters Battalion (Code 200), Marine Corps Supply Activity, Phila., Pa. 19146

Notification procedure: Information may be obtained from:

Exchange Officer, Marine Corps Exchange 2 21
Marine Corps Supply Activity
Phila., Pa. 19146

Record access procedures: Individual requests should be addressed to: Commanding Officer, Headquarters Battalion (Code 200), Marine Corps Supply Acitivity, Phila., Pa. 19146

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Marine Corps Exchange sales personnel

Systems exempted from certain provisions of the act: None

MIL00009

System name: Fire Arms Transaction Record

System location: Marine Corps Activities with Exchanges selling fire arms

Categories of individuals covered by the system: Authorized Marine Corps Exchange patrons who purchase fire arms from the Exchange.

Categories of records in the system: Individual identifying information, including age, height, weight, date and place of birth, race, description of fire arm, certificate by individual that he has never been convicted of a felony, that he is not a fugitive from justice, not addicted to the use of drugs, not adjudicated to be a mental defective or committed to a mental institution, that he's not been discharged from the armed forces under dishonorable conditions, that he is not an illegal alien and that he hasn't renounced his citizenship. Information from documents used to provide individual's identification.

Authority for maintenance of the system: Title 5, U. S. Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Marine Corps Exchange personnel for record keeping purposes, and a copy is sent to the local law enforcement personnel for their information.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In paper records in file folders

Retrievability: By name

Safeguards: Records are maintained in locked filing cabinets within locked offices of buildings. Records are accessible only to authorized personnel only

Retention and disposal: Records are maintained for five years and then destroyed.

System manager(s) and address: Decentralized system managed by local Commanders.

Notification procedure: Correspondence pertaining to records maintained by local Commands may be addressed to the Commanding Officer of the activity in question.

Record access procedures: Information may be obtained from SYSMANAGER

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Individuals.

Systems exempted from certain provisions of the act: None.

MIL00010

System name: Customer Service Records/Special Accounts

System location: Local Marine Corps Exchange Office

Categories of individuals covered by the system: The contents of these files are a compilation of all records required in the administration of special accounts.

Categories of records in the system: Records are manually prepared files containing data used in accounting for merchandise not normally in stock and has been ordered by authorized patrons or deferred payment plans.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by management and clerical personnel for normal business purposes including accounting for sales and inventory control.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In paper records in file folders.

Retrievability: Filed alphabetically by patron's last name

Safeguards: Records are maintained in locked filing cabinets within locked offices of buidings. Records are accessible to authorized personnel only.

Retention and disposal: Records are maintained for five years and then destroyed.

System manager(s) and address: Decentralized System managed by local Commanders.

Notification procedure: Correspondence pertaining to records maintained by local commands may be addressed to the Commanding Officer of the activity in question

Record access procedures: Information may be obtained from SYSMANAGER

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Individuals.

Systems exempted from certain provisions of the act: None.

MIL00011

System name: MDSVEN Vendor Directory

System location: Electronic Data Processing Center, Marine Corps Base, Camp Pendleton, California 92055

Purchasing Activity, Marine Corps Exchange 10-2, Marine Corps Recruit Depot, San Diego, California 92140
Accounting Activity, Marine Corps Exchange 10-2, Marine Corps Recruit Depot, San Diego, California 92140

Categories of individuals covered by the system: All vendors' names and addresses actively engaged in business with Marine Corps Exchange 10-2

Categories of records in the system: File contains vendor names and addresses; freight information, delivery and discount terms for remittance and payment

Authority for maintenance of the system: Title 10, U. S. Code 7601

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purchasing Activity - To obtain addresses for ordering, freight and delivery information, discount terms, etc.; required for entry on Purchase Orders

Accounting Activity - To obtain billing and remittance addresses

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Mechanized print-outs and computer discettes

Retrievability: Filed in computer and/or discettes by permanently assigned 6 digit file numbers

Safeguards: Records are maintained in areas accessible only to authorized personnel on a need-to-know basis.

Retention and disposal: Records are permanent; updated as necessary. Held until vendor is no longer actively engaged in business with Exchange 10-2, then record is eliminated and/or cleaned off diskette.

System manager(s) and address: The Manager, Electronic Data Processing Center, Building 15100, Marine Corps Exchange Service, Marine Corps Base, Camp Pendleton, California 92055

The Exchange Officer, Marine Corps Exchange 10-2, Marine Corps Recruit Depot, San Diego, California 92140

Notification procedure: Information may be obtained from above listed SYSMANAGERS

Record access procedures: Information may be obtained by contacting SYSMANAGERS at addresses listed above.

Requests should contain the full name of the requester and the basis of the request.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained by contacting the SYSMANAGER.

Record source categories: Notification from applicable vendors, correspondence and agreements originating between vendor and Exchange Procurement Activity.

Systems exempted from certain provisions of the act: None

MIL00012

System name: Standard Licensing Procedures For Operators of Military Motor Vehicles

System location: All Marine Corps motor vehicle licensing facilities.

Categories of individuals covered by the system: Military and DOD civilian employees required to operate a government-owned/or controlled motor vehicle including nonappropriated fund vehicles.

Categories of records in the system: Files contain information on each individual's driving experience, who applies for a Government Operators Permit to include traffic accidents involved in, any refusal, suspension or revocation of State Operator's License, all violations of traffic regulations (other than overtime parking) for which he has been found guilty, misrepresentation or failure to report these, and results of physical examinations.

DD Form 1360 - Operators Qualifications and Record of Licensing, Examination and Performance
NAVFAC 9-11240/10 - Application for Motor Vehicle Operators Permit
SF 47 - Physical Fitness Inquiry for Motor Vehicle Operators
NAVFAC 9-11240/11 - Checklist and Scoresheet for Road Test in Traffic
SF 46 - U S Government Motor Vehicle Operator's Identification Card
Dot Form HS 1047 - Request for Search of National Drivers Register
Dot Form 1054 - Report of Inquiry Searched

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Motor vehicles licensing procedures used to determine the qualification of personnel requesting motor vehicle operator's I D cards

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Filed in alphabetical order by last name of applicant

Safeguards: Records are maintained in areas accessible only to authorized personnel

Retention and disposal: Copies are normally held for 3 years and are then destroyed.

System manager(s) and address: Deputy Chief of Staff for Installations and Logistics, Headquarters, U S Marine Corps, Washington, D C

Notification procedure: Information may be obtained from:

Headquarters, U S Marine Corps (Code LME)
Room 400
Commonwealth Building
Arlington, VA 22209
Telephone: Area Code 202/695-3460

Record access procedures: Requests from individuals should be addressed to Commandant of the Marine Corps (Code LME), Headquarters, U S Marine Corps, Washington, D C 20380.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Individual information is taken from NAVMC 10964, Licensing application.

Systems exempted from certain provisions of the act: None

MIL00013

System name: Individual Uniform Clothing Records

System location: All Marine Corps activities, but records limited to individuals having received clothing through that activity.

Categories of individuals covered by the system: Personnel of the Marine Corps, Marine Corps Reserve, Navy Corpsmen authorized to wear Marine Corps uniforms, candidates of officer procurement programs of the Marine Corps (including Marine option NROTC), former Marines authorized to purchase Marine Corps uniforms from Marine Corps clothing stocks.

Categories of records in the system: Files contain listings of individual uniform clothing issued in-kind and clothing sold to individuals on a cash basis, mail-order basis or pay checkage basis.

NAVMC 604 - Individual Clothing Requisition and Issue Slip (Men's)
NAVMC 604b - Individual Clothing Requisition and Issue Slip (Women's)
NAVMC 604a - Transmittal of Clothing Issue Slips
NAVMC 10710 - Men's Individual Clothing Request
NAVMC 10711 - Women's Individual Clothing Request
NAVMC 631 - Individual Clothing Record (Men's)
NAVMC 631a - Individual Clothing Record (Women's)
DD Form 358 - Special Measurement Blank - Clothing - Men's
DD Form 1111 - Armed Forces Measurement Blank - Special Sized Clothing - Women's
DD Form 150 - Special Measurement Blank for Special Measurement/ Orthopedic Boots and Shoes
DD Form 1348 - DOD Single Line Item Requisition System Document (Manual)
SF 344 - GSA Multi-use Standard Requisitioning/Issue System Document
Naval messages/speedletters when used in lieu of routine MILSTRIP procedures.

Authority for maintenance of the system: Executive Order 10113 of 24 February 1950

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To substantiate supply accounting records for clothing issued or sold from Marine Corps stocks to individuals, and when sales are made on a pay checkage basis, to substantiate pay checkage action under the Joint Uniform Military Pay System (JUMPS)

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders

Retrievability: May be filed for retrieval by either name or SSN, or when used as a substantiating document for issues/sales at a retail clothing outlet, files are primarily in transaction document number sequence.

Safeguards: Records are maintained in areas accessible only to authorized personnel.

Retention and disposal: Three years when used to substantiate issues under the clothing Monetary Allowance System.

As required when used to substantiate financial/pay checkage transactions.

Until individual uniform clothing items issued in kind to members of the Marine Corps Reserve are recovered upon separation.

Three years following detachment from duty for which an issue of supplementary uniforms was authorized.

System manager(s) and address: Deputy Chief of Staff for Installations and Logistics, Headquarters, U S Marine Corps, Washington, D C 20380

Notification procedure: Information may be obtained from:

Commandant of the Marine Corps (Code LMP)
Room 378
Commonwealth Building
Arlington, Virginia 22209
Telephone Area Code: 202/694-1775

Information required from requester:

Full name
SSN
Military status
Current address
Specifics of information desired

Record access procedures: Requests from individuals should be addressed to: Commandant of the Marine Corps (Code LMP), Headquarters, U S Marine Corps, Washington, D C 20380

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Individual information, Joint Uniform Military Pay System/ Manpower Management System (JUMPS/MMS).

Systems exempted from certain provisions of the act: None

MIL00014

System name: Exchange Privilege Authorization Log

System location: Organized Marine Corps Reserve units.

Categories of individuals covered by the system: Any member of the Organized Marine Corps Reserve unit who becomes eligible for exchange privileges as a result of attending drills with that unit in accordance with current regulations.

Categories of records in the system: Log contains a list by name of individuals who are issued exchange privilege authorization letters. The list is maintained on a quarterly basis.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: By the Commanding Officer/Inspector-Instructor of Reserve Units to keep a record of personnel who were authorized to use the exchange during each fiscal quarter. Exchange personnel - letters are utilized to verify authority of Reserve to utilize exchange services.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Papers bound log book on paper - letters issued to individual Reserves.

Retrievability: Alphabetically by last name for each fiscal quarter. Personnel who join during the quarter are added to the list as they become eligible for exchange privileges.

Safeguards: The log is maintained in an area accessible only to authorized personnel. This area is locked during non-working hours.

After working hours the office and building are locked. A guard is located in the general vicinity.

Retention and disposal: The log will be destroyed one year from the end of the calendar year for which entries are made.

System manager(s) and address: Inspector-Instructor of Organized Marine Corps Reserve unit.

Notification procedure: Write or visit SYSMANAGER. Provide full name, social security number, and military status. Proof of identity may be established by military identification card or DD-214 and drivers license.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Monthly drill attendance records of Organized Marine Corps Reserve unit.

Systems exempted from certain provisions of the act: None

MIL00015

System name: Housing Referral Services Records System

System location: All Marine Corps installations with housing referral offices.

Categories of individuals covered by the system: All military personnel reporting to an installation who will be residing off base desirous of seeking off base housing.

Categories of records in the system: Information is collected on DD Form 1668 from all military personnel reporting to a housing referral office as pertains to name, grade, branch of service, organization and location, local address, housing needs, e.g. rental/sale, number of bedrooms, furnished/unfurnished, price range, etc., number of dependents, male or female, and age. A list of housing referral services provided and identification of member of racial or ethnic minority groups. Individuals provided referral assistance must in turn provide notification of housing selection by use of DD Form 1670 which includes such information as type of housing selected, e.g., location, temporary/permanent, rental/sale, cost, number of bedrooms, media through which housing was found, e.g., housing referral, realtor, newspaper, etc., and satisfaction with selection, e.g., too small, too far, discrimination encountered, and satisfaction with housing referral services provided.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Referral offices use data to assist and counsel individuals in locating suitable housing off base, used for follow-up purposes when written notification from individual is not provided as to ultimate location of housing, used for purposes of reporting statistics on field activity housing referral services, used to follow up on availability of rental unit subsequent to occupant's receipt of PCS orders, and follow up regarding tenant/landlord complaints.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders

Retrievability: By individual's name.

Safeguards: Housing files within the housing referral or housing office, used solely within the housing organization and protected by military installation's security measures. Individual may upon request, have access to all such data.

Retention and disposal: Data is retained until individual's tour is completed and subsequently disposed of according to local records disposition instructions.

System manager(s) and address: Commandant of the Marine Corps (Code LFF-3), Headquarters, U S Marine Corps, Washington, D C 20380.

Notification procedure: Records are maintained by housing referral offices at the Marine Corps activity responsible for providing referral services for military personnel in the area. Individual may request access to records upon proof of identity (ID card).

Record access procedures: The agency's rules for access to records may be obtained from installation family housing office.

Contesting record procedures: The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the installation family housing office.

Record source categories: Data collected from each applicable individual.

Systems exempted from certain provisions of the act: None

MIL00016

System name: Depot Maintenance Management Subsystem (DMMS)

System location:

Marine Corps Supply Center, Albany, Georgia
Marine Corps Supply Center, Barstow, California

Categories of individuals covered by the system: Any military or civilian employee of USMC Depot Maintenance Activities

Categories of records in the system: System contains individual's Personal History File, Labor Distribution Reports, Time and Attendance Reports and Payroll Reports

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Marine Corps Supply Centers - To provide payroll support and cost accounting

Congress of the United States
Naval Audit Service - To obtain audit trails for cost accounting
DOD Departments and agencies
USMC staff agencies and commands - To review cost accounting and financial management procedures, to monitor labor distribution
Federal, state, and local tax agencies
General Accounting Office
Treasury Department
Department of Justice

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Computer magnetic tapes and disks, computer paper printouts and microfiche.

Retrievability: Filed by employee badge number

Safeguards: Buildings have security personnel. Records are maintained in areas accessible to authorized personnel that are properly screened.

Retention and disposal: Records are maintained until end of calendar year in which employee has worked. At the end of one year, the computer magnetic tapes and disks are erased and paper printouts are destroyed by shredding. Microfiche is destroyed by burning.

System manager(s) and address:

Commandant of the Marine Corps (Code LMM), Headquarters, U S Marine Corps, Washington, D C 20380
Director, DMA, Marine Corps Supply Center, Albany, Georgia
Director, DMA, Marine Corps Supply Center, Barstow, California

Notification procedure: Information may be obtained from:

Commandant of the Marine Corps (Code LMM), Headquarters, U S Marine Corps Washington, D C 20380
CG, Marine Corps Supply Center (A300), Albany, Georgia 31704
CG, Marine Corps Supply Center, (B300), Barstow, California 92311

Record access procedures: Requests from individuals should be addressed to the Commanding General, Marine Corps Supply Center (A300), Albany, Georgia 31704 or Commanding General, Marine Corps Supply Center, (B300), Barstow, California 92311.

Written requests for information should contain the full name of the individual, current address, telephone number.

For personal visits, the individual should be able to provide some acceptable identification, i.e., driver's license, social security card, etc.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Automated system interfaces

Application and related forms from the individual requesting employment.

Systems exempted from certain provisions of the act: None

MIL00017

System name: Transportation Data Financial Management System (TDFMS)

System location: Primary System: Commanding General, Marine Corps Supply Center (Code A470), Albany, Georgia 31704

Categories of individuals covered by the system: All Marine Corps active duty, reserve, and retired personnel, federal Civil Service employees of the Marine Corps and their dependents.

Categories of records in the system: The TDFMS Master Files consist of a complete automated record for all Marine Corps active duty, reserve and retired personnel, federal Civil Service employees of the Marine Corps and their dependents concerning the movement of household goods, personal effects and passenger or personnel transportation by rail, bus, air or other means involving expenditures of Marine Corps funds.

Authority for maintenance of the system: Title 37, U S Code/Title 10, U S Code and Marine Corps Orders within the 4600 Series.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Headquarters, U S Marine Corps, Marine Corps activities for analysis and research for budget forecasting; audit, verification, certification of O&MMC, Stock Fund, Reserve, Procurement, MPMC expenditure of Marine Corps funds; identifying movement of material by weight, commodity within areas by FY historical data of commodity movements, related cost, budget forecasting, validation, and special studies.

Marine Corps Supply Center to monitor and certify for payment transportation charges concerning the movement of personal property and personnel and to initiate collection/reimbursement action for cost incurred that exceeds entitlements.

Department of Defense and its components - By officials and employees of the Department in the performance of their offical duties.

The Attorney General of the U S - By officals and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch Agencies.

Courts - By officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U S - The Senate or the House of Representatives of the U S or any Committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the Files.

The Comptroller General of the U S - By the Comptroller or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Computer magnetic tapes and discs, computer printouts, microfiche and microfilm.

Retrievability: Information is accessed and retrieved by name, social security number, etc. Conventional and computerized indices are required to retrieve individual records from the system.

Safeguards: Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared and trained.

Retention and disposal: Records are maintained until statute of limitations has expired and/or litigation is concluded.

System manager(s) and address: The Commandant of the Marine Corps (Code LFS), Headquarters, U S Marine Corps, Washington, D C 20380.

Notification procedure: Information may be obtained from:

Commanding General (Code A470)
Marine Corps Supply Center
Albany, Georgia 31704
Telephone: Area Code 912/439-5674/5675/5676/5677

Record access procedures: Written requests from individuals should be addressed to the address listed under the heading LOCATION.

Written requests for information should contain social security number, full name and current address, Government Bill of Lading number (if known), date of shipment or move of household goods.

For personal visits, the individual should be able to provide positive personal identification, such as valid military identification card, drivers license, etc.

Contesting record procedures: The rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Government and commercial carriers.

Installation Transportation Officers.
Authorized order writing activities.
Paying or disbursing officers.
Marine Corps Manpower Management System

Systems exempted from certain provisions of the act: None

MIL00018

System name: Organization Clothing Control File

System location: Depot Property Control Branch, Marine Corps Recruit Depots

Categories of individuals covered by the system: Drill Instructors, Marksmanship Instructors, Women Marine Special Subject Instructors and Band members.

Categories of records in the system: Combined Individual Clothing Requisition and Issue Slip NAVMC 604 Form.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To maintain records of organizational clothing issued to authorized personnel until items have been returned.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders

Retrievability: Filed alphabetically by last name of Marine concerned.

Safeguards: Records are maintained in filing cabinet in a locked building.

Retention and disposal: Records are maintained until items of organizational clothing are returned.

System manager(s) and address: Commanding General, Marine Corps Recruit Depots

Notification procedure: Information may be obtained from:

Depot Supply Officer
Depot Service and Supply Department
Marine Corps Recruit Depot
Parris Island, South Carolina 29905 or San Diego, California 92140

Record access procedures: Requests from individuals should be addressed to: Depot Supply Officer, Depot Services and Supply Department, Marine Corps Recruit Depot, Parris Island, SC 29905 or San Diego, CA 92140.

Written requests for information should contain the full name, social security number and current address of the individual concerned.

For personal visits, the individual should be able to provide a military identification card.

Contesting record procedures: The Depot's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Provided by the authorized individual's request NAVMC 604 to be issued items of Organizational Clothing.

Systems exempted from certain provisions of the act: None

MIL00019

System name: Equipment and Weapons Receipt or Custody Files

System location: System is decentralized. Records are maintained at Marine Corps commands, organizations, or activities that issue said equipment or weapons.

Categories of individuals covered by the system: System contains name, rank, social security number, unit address, and date.

Categories of records in the system: This file contains name, rank, social security number, itemized list of equipment issued, date issued, and possibly unit and section/Department to which assigned.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: This system is used to identify individuals who have Government property in their possession.

Officials and employees of the Naval Service and General Accounting Office in the execution of their official duties in relation to inspections, investigations, legal action.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in binder, file folder, box, vertical card file, or index cards.

Retrievability: Records are filed alphabetically by name.

Safeguards: After working hours, the office and building are locked. A guard is located in the general vicinity.

Retention and disposal: These records are destroyed upon the return of the property listed.

System manager(s) and address: Commanding Officer of the activity.

Notification procedure: Write or visit SYSMANAGER Provide full name, social security number, and military status. Proof of identity may be established by military identification card or DD 214 and drivers license.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Information is entered by visual certification of property, issued and identification presented by individual.

Systems exempted from certain provisions of the act: None

MIN00001

System name: Personnel Security Eligibility and Access Information System

System location: Primary system - Headquarters, U S Marine Corps, Washington, D C 20380.

Secondary system - Local activity to which individual is assigned (See List of Marine Corps Activities, MCO P5400.6—).

Categories of individuals covered by the system: Members of the U S Marine Corps and Marine Corps Reserve, former members, applicants for enlistment or commissioning, Marine Corps civilian employees, and other persons whose status or position effects the security, order, or discipline of the Marine Corps.

Categories of records in the system: Files contain reports of personnel security investigations, criminal investigations, counterintelligence investigations, correspondence, records and information pertinent to an individual's acceptance and retention, personnel security clearance and access, assignment to personnel reliability programs and other high risk or compartmented information programs requiring personnel quality control.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Officials and employees of the U S Marine Corps in the performance of their official duties related to personnel security eligibility and access.

The Comptroller General or any of his authorized representatives, upon request, in the course of the performance of duties of the General Accounting Office.

Attorney General of the United States or his authorized representatives in connection with litigation, law enforcement or other matters under the jurisdiction of the Department of Justice or carried out as the legal representative of the Executive Branch agencies.

State and local government agencies in the performance of their official duties.

Officials and employees of the Department of the Navy in the performance of their official duties.

Official employees of the Department of Defense in the performance of their official duties.

Officials and employees of other agencies of the Executive Branch of the government, upon request, in the performance of their official duties.

Senate or the House of Representatives of the United States or any committee or subcommittee thereof, requiring disclosure of the files or records of individuals covered by this system.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders and index cards. Some information in contained in automated files or on computer tapes.

Retrievability: Filed alphabetically by last name of individual or by social security number.

Safeguards: Stored in locked safes or cabinets. File areas are accessible only to authorized persons who are properly screened, cleared, and trained.

Retention and disposal: Records and portions thereof vary in period of time retained. Records are retained and disposed of in accordance with Department regulations.

System manager(s) and address: Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380.

Notification procedure: Requests by correspondence should be addressed to Commandant of the Marine Corps (Attn: Privacy Act Coordinator), Headquarters, U S Marine Corps, Washington, D C 20380 or in accordance with the list of Marine Corps activities. The

letter should contain full name, social security number, rank/rate/civilian statuse address and notarized signature of the requester. The individual may visit Headquarters, U S Marine Corps, Arlington Annex (FOB 2), Washington, D. C. for assistance with records located in that building or any Marine Corps activity for access to locally maintained records. Prior written notification of personal visits are required to ensure that all parts of the records will be available at the time of the visit. Proof of identity will be required and will consist of a military identification card, driver's license or similar picture-bearing identification.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Officials and employees of the U S Marine Corps, Departments of the Navy and Defense and other departments and agencies of the Executive Branch of government, and components thereof, in performance of their official duties and as specified by current instructions and regulations promulgated by competent authority. Civilian and military investigative reports. Federal, state and local court documents. Fingerprint cards. Official correspondence concerning individual.

Systems exempted from certain provisions of the act: Parts of this system may be exempt under Title 5, U S Code 552 a (j) or (k), as applicable. For additional information contact the SYSMANAGER.

MJA00001

System name: Business Complaint File

System location: Tri-Command Legal Assistance Office, Marine Corps Base, Camp Lejeune, North Carolina 28542.

Categories of individuals covered by the system: Businesses which have generated complaints by clients at Legal Assistance Office.

Categories of records in the system: Affidavits of individuals involved in incidents which give rise to such complaints.

Authority for maintenance of the system: Title 5, U. S. Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Legal Assistance Officers to resolve problem locally or forwarded to the North Carolina Attorney General's Office and/or Armed Forces Disciplinary Control Board as appropriate for settlement of complaint.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Arranged by type business and alphabetically by name of business within types. Requires conventional indices for retrievability.

Safeguards: Maintained in locked building.

Retention and disposal: Maintained locally so long as file is active, or two years if inactive. Not transferred. Destroyed by discard in military trash system.

System manager(s) and address: Commanding General (Attn: Tri-Command Legal), Marine Corps Base, Camp Lejeune, North Carolina 28542. Telephone: Area Code 919/451-3218.

Notification procedure: Requests for information should be addressed to the Systems Manager. Requester may also visit office. Military ID card or other suitable identification will be required.

Record access procedures: Rules for access may be obtained from the SYSMANAGER

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Individual complainants.

Systems exempted from certain provisions of the act: None

MJA00002

System name: Staff Judge Advocate Working Papers

System location: Commanding General, Marine Corps Development and Education Command, Marine Corps Base, Quantico, Virginia 22134

Categories of individuals covered by the system: Persons appealing Article 15 punishment and traffic court rulings; persons referred to a court-martial; persons awaiting special and general court-martial; persons confined at the Correctional Facility in excess of 30 days; lawyers assigned to be on call for a given period; officers punished under Article 15, UCMJ; and persons selected to sit as members of a court-martial.

Categories of records in the system: File contains information relating to nonjudicial punishment appeals, the reason for the appeal and the response of the officer appealed; traffic court appeals; counsel assignments to individual referred to a court-martial; weekly case listings including type of offense, counsel assigned and dates per- taining to each case; excess 30 day pretrial confinement letters including the approval/disapproval by the CG for extending the period of confinement; duty lawyer roster; officers' punishments including offense, punishment and statement of desire to appeal or not; weekly docket list; and court-martial members questionnaire including age, duty assignment, summary of past duties, marital status, children, and matters pertaining to past schooling and assignments.

Authority for maintenance of the system: Title 10, U. S. Code 801, et. seq.; Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Staff Judge Advocates Office, Marine Corps Development and Education Command - to prepare SJA's advice to officer appealed to in appeals of nonjudicial punishments; to monitor the fairness of traffic court proceedings; to determine which counsel is assigned to each court-martial case; to inform members of MCDEC with a need to know the status of individual court-martial cases; to expedite cases where individuals have been confined in excess of 30 days; to provide a list of duty counsels for Base security organizations; to keep track of the status of pending cases; and to determine which persons selected to sit as members of a court-martial counsel may wish to challenge.

Marine Corps Commands - by officials and employees of the Marine Corps in the execution of their official duties.

Department of Defense and its Components - by officials and employees of the Department in the performance of their official duties.

The Attorney General of the U. S. - by officials and employees of the Office of the Attorney General in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice or as carried out as the legal representative of the Executive Branch agencies.

Courts - by officials of duly established local, state and federal courts as a result of court order pertaining to matters properly within the purview of said court.

Congress of the U.S. - by the Senate or the House of Representatives of the U.S. or any committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files of the system.

The Comptroller General of the U.S. - by the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders and card files.

Retrievability: Alphabetically

Safeguards: Kept behind locked doors with security guard in building at night.

Retention and disposal: Most records are retained for two years. Duty lawyer rosters and weekly docket lists are retained for one year. All records are destroyed at the end of the retention period.

System manager(s) and address: Commanding General, Marine Corps Development and Education Command.

Notification procedure: Information may be obtained from:

Commanding General
Marine Corps Development and Education Command (Code B 052)
Marine Corps Base
Quantico, Virginia 22134
Telephone: Area Code 703/640-2776

Record access procedures: Requests from an individual may be addressed to: Commanding General, Marine Corps Development and Education Command (Code B 052), Marine Corps Base, Quantico, Virginia 22134.

Written request for information should contain the full name and grade of the individual.

Contesting record procedures: The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Individuals

Systems exempted from certain provisions of the act: None

MJA00003

System name: Magistrate Court Case Files

System location: Office of the Staff Judge Advocate, Building 14, Marine Corps Base, Camp Lejeune, North Carolina 28542

Categories of individuals covered by the system: Civilians pending and tried by the assigned Federal magistrate for crimes committed on military reservation at Camp Lejeune, North Carolina 28542.

Categories of records in the system: Investigative reports, complaints, summons and warrants.

Authority for maintenance of the system: Title 18, U S Code 3041; Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Military Prosecutor for preparation of cases for trial by military prosecutor.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Filed alphabetically by name. Conventional indices are required for retrieval.

Safeguards: Maintained in file cabinet in locked building.

Retention and disposal: Retained and destroyed in accordance with SECNAVINST 5212.5B.

System manager(s) and address: Commanding General (Attn: SJA), Marine Corps Base, Camp Lejeune, North Carolina; Telephone: Area Code 919/451-5177.

Notification procedure: Individual is personally served with a subpoena and is shown the file. Requires name for entry.

Record access procedures: Contact SYSMANAGER.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Law enforcement reports, bad check transmittal letters from Government agencies.

Systems exempted from certain provisions of the act: None

MJA00004

System name: In Hands of Civil Authorities Case File

System location: Base Adjutant's Office, Marine Corps Base, Camp Lejeune, North Carolina.

Categories of individuals covered by the system: All military personnel who are in hands of civil authorities or have charges pending against them by civil authorities.

Categories of records in the system: Civil court documents, advice to respondent, health statements/ certificates and supporting documents pertaining to individual's status.

Authority for maintenance of the system: Title 10, U S Code 814; Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Working file utilized in administrative processing of individuals in hands of civil authorities. Used by command personnel in the execution of their official duties in processing individual for report of misconduct and discharge proceedings in accordance with Marine Corps Separation Manual.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Filed alphabetically by last name of individual by calendar year in which processing is completed.

Safeguards: Records are stored in metal file cabinets in Base Adjutant's office in Building 1, where full-time security is maintained during off-duty hours. Accessible only to authorized personnel in the execution of their official duties.

Retention and disposal: On discharged personnel, record incorporated into administrative discharge file. Others retained for two years after completion of calendar year in which processed, then destroyed in accordance with the Navy and Marine Corps Records Disposal Manual.

System manager(s) and address: Commanding General (Attn: Adf), Marine Corps Base, Camp Lejeune, North Carolina 28542. Telephone: AC919/451-2414.

Notification procedure: Requests should be addressed to the SYSMANAGER. Requester must be able to provide satisfactory identifying information.

Record access procedures: Rules for access may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Service records, health records, civil court documents, law enforcement personnel and various DOD Agencies.

Systems exempted from certain provisions of the act: None

MJA00005

System name: Financial Assistance/Indebtedness Files

System location: Adjutant's Office, Marine Corps Base, Camp Lejeune, North Carolina.

Categories of individuals covered by the system: Marines identified as owing debts and/or having dependents requiring financial aid.

Categories of records in the system: File contains name, rank, social security number, military occupational specialty, component, marital and dependency status and supporting documents pertaining to indebtedness and/or financial assistance required.

Authority for maintenance of the system: Title 10, U. S. Code; Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Working file once inquiry initiated. Used by command personnel in the execution of their official duties of processing inquiry. Once processing is completed, record is filed in command office of record official correspondence file.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Chronologically by date of response.

Safeguards: File accessible only to authorized personnel in the execution of their official duties. Maintained in locked building with full time duty personnel present during non-working hours.

Retention and disposal: Retained for two years and disposed of in accordance with Navy Marine Corps Records Disposal Instructions.

System manager(s) and address: Commanding General (Attn: Adjutant), Marine Corps Base, Camp Lejeune, North Carolina 28542. Telephone: Area Code 919/451-2414.

Notification procedure: Requests should be addressed to the SYSMANAGER. Requester must be able to provide satisfactory identifying information.

Record access procedures: Rules for access may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Previous and current commanders, private individuals and agencies.

Systems exempted from certain provisions of the act: None

MJA00006

System name: 2nd Marine Aircraft Wing General Correspondence Files for Legal Administration

System location: Office of the Wing Staff Judge Advocate, 2nd Marine Aircraft Wing, Cherry Point, North Carolina 28533

Categories of individuals covered by the system: File contains information on individuals who have appealed nonjudicial punishment, individuals who have been recommended for administrative discharge whose cases have been reviewed by Staff Judge Advocate, individuals who have been served with civil process, correspondence from civilian and military agencies or persons requesting assistance in the completion of legal related problems on

individuals. Individuals is defined to mean military personnel assigned to 2nd Marine Aircraft Wing.

Categories of records in the system: Files contain the name, rank, social security number, unit, and all data applicable to a person's appeal of nonjudicial punishment, the Staff Judge Advocate's review of administrative discharge recommendations, copies of process served on military personnel by civilian authorities, and correspondence relating to information in the files.

Authority for maintenance of the system: Title 5, U. S. Code 301; Title 10, U S Code 801 et. seq.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Staff Judge Advocate, 2nd Marine Aircraft Wing and his representatives in the execution of assigned duties.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Files are filed alphabetically.

Safeguards: Files are maintained in file cabinets within locked office space during nonworking hours.

Duty personnel perform security checks throughout the building during nonworking hours.

During working hours assigned office personnel are within the immediate area of the files.

Retention and disposal: Files are maintained two years from the date of final action.

System manager(s) and address: Staff Judge Advocate, 2nd Marine Aircraft Wing, Marine Corps Air Station, Cherry Point, North Carolina 28533

Notification procedure: Information may be obtained from:

Staff Judge Advocate
Staff Code 17
Marine Corps Air Station
Cherry Point, North Carolina 28533
Telephone: 919/466-2444

Record access procedures: Request from individuals should be addressed to: Staff Judge Advocate Staff Code 17, Marine Corps Air Station, Cherry Point, North Carolina 28533

Written requests for information should contain the full name of the individual, social security number, and reason for requesting the information.

For personal visits the individual must be either in appropriate uniform or present adequate identification.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Individuals

Service record book
Medical Records
Investigative files of CID, NIS, FBI, Military Commands.

Systems exempted from certain provisions of the act: None

MJA00007

System name: Delivery Agreement

System location: All Marine Corps Activities at Legal Office or Office of the Staff Judge Advocate

Categories of individuals covered by the system: Marines arrested under criminal warrant by civilian authorities

Categories of records in the system: Written agreement releasing the Marine to civilian authorities. Form contains the nature of the civilian charges for which the Marine is being arrested

Authority for maintenance of the system: Title 10, U. S. Code 814; Title 5, U. S. Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Notification to activity that one of its members has been arrested by civilian authorities and also notifying the activity of the nature of the charges. This form also notifies the peace officer involved of his obligations to transport the military individual from and back to the military installation.

Basis for preparing requisite personnel records necessitated by arrest and taking personnel actions occasioned thereby.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders in respective case record Staff Judge Advocate Office

Retrievability: Alphabetical

Safeguards: Limited number are distributed and all are considered FOR OFFICIAL USE ONLY

Retention and disposal: 2 years

System manager(s) and address: Staff Judge Advocate/Legal Officer, Local Marine Corps Activity

Notification procedure: Information may be obtained from:

Staff Judge Advocate/Legal Officer
Local Marine Corps Activity

If local activity concerned is not known, contact the Director, Judge Advocate Division, Headquarters, U S Marine Corps, Washington, D. C. 20380

Record access procedures: Requests should be addressed to the Legal Office/Office of Staff Judge Advocate, Local Marine Corps Activity

Contesting record procedures: The SYSMANAGER should be contacted for rules governing individual cases

Record source categories: Warrant for arrest presented by arresting civil authority

Systems exempted from certain provisions of the act: None

MJA00008

System name: Letters of Indebtedness/Credit Inquiry

System location: Headquarters Battalion (Code 200), Marine Corps Supply Activity, Philadelphia, Pennsylvania 19146

Categories of individuals covered by the system: File on all Marines who receive letters of indebtedness

Categories of records in the system: All correspondence and findings pertaining to the letter in question.

Authority for maintenance of the system: Title 5, U. S. Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Maintain a record of credit inquiries and alledged letters of indebtedness received from various firms and individuals, to conduct an investigation to determine validity prior to taking final action. Available to Personnel Officer, Legal Officer, and Commanding Officer, Headquarters Battalion.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Individual file folders

Retrievability: By name and date

Safeguards: Maintained in Headquarters files

Retention and disposal: One year

System manager(s) and address: Command Adjutant (Code 200), Marine Corps Supply Activity, Philadelphia, Pennsylvania 19146

Notification procedure: Information may be obtained from:

Commanding Officer, Headquarters Battalion (Code 200)
Marine Corps Supply Activity
Philadelhpia, Pennsylvania 19146

Record access procedures: Requests from individuals should be addressed to: Commanding Officer, Headquarters Battalion (Code 200), Marine Corps Supply Activity, Philadelphia, Pennsylvania 19146

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Complaintant, other investigating officials and individual concerned

Systems exempted from certain provisions of the act: None

MJA00009

System name: Marine Corps Command Legal Files

System location: All Marine Corps commands whose commander has the authority to convene a special court-martial (See Title 10, U S Code 826 and List of Activities in the Directory of Department of the Navy Activities).

Categories of individuals covered by the system: Civilian employees of the Department of Defense or guests who have visited Marine Corps installations who have allegedly committed criminal offenses aboard a military installation or whose conduct has been subject to investigation.

Any Marine or Navy service member who is the subject of the disciplinary action under the provisions of the Uniform Code of Military Justice (Title 10, U S Code 801, et. seq.); who has been the subject of administrative discharge action pursuant to the ———————— provisions of Marine Corps Order P1900.16—); or who has been the subject of an investigation (JAG Manual investigations) convened pursuant to the provisions of the Uniform Code of Military Justice or the Manual of the Judge Advocate General (JAG Instruction 5800.7—) or any other type of investigation or inquiry.

Categories of records in the system: Records of disciplinary proceedings, including courts-martial records and records of non-judicial punishments with supporting documents, military justice management information pre-post trial (e.g., courts-martial docketing logs, reports of cases tried, etc.), pre-disciplinary inquiries and investigations and documentation pertaining to post-hearing/trial review, clemency action, appellate leave or other personnel action related to or resulting from courts-martial, JAG Manual investigations pertaining to claims, line of duty misconduct determinations, command irregularities, and unusual incidents or accidents with supporting documentation and post-investigation review and actions. Inquiries made into incidents or situations which result in disbarment of an individual or firm from entry upon a military installation, referral to base traffic court or civilian, federal, state or local judicial or law enforcement authorities. Recommendations for administrative discharge with supporting documentation, including records of any hearing held and any review or other action taken with respect to the discharge recommendations.

Authority for maintenance of the system: Title 5, U S Code 301; Title 10, U S Code 801, et. seq.; Title 18, U S Code 382

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Serves as a command historical file

In the case of courts-martial records serves as a public record.

Serves as the basis for taking appropriate action with respect to incidents which have been investigated or have been the subject of disciplinary action.

Serves as a source of information for military, federal other law enforcement authorities for taking action.

Serves as a management system for the military justice activities.

Members of Congress, officials of the Department of Defense, civilian law enforcement officials, General Accounting Office, other federal state or local agencies in the execution of their official duties in relation to inspections, investigations, legal action and administrative action.

Serves as a source from which information is provided to host foreign country officials re criminal activities by American nationals in foreign countries.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Files by name of service member involved or chronologically with cross-reference to individual involved.

Safeguards: Records are kept in either locked cabinets or guarded or locked buildings.

Retention and disposal: Two years or as provided in the Manual of the Judge Advocate General (JAG Instruction 5800.7—).

System manager(s) and address: Commanding officer of the unit concerned. See Directory of Department of the Navy Activities for addresses. If unit not known, information may be obtained from Director, Judge Advocate Division, Headquarters, U S Marine Corps, Washington, D C 20380.

Notification procedure: Write or visit SYSMANAGER. If unit concerned cannot be determined, information may be sought from Director, Judge Advocate Division, Headquarters, U S Marine Corps, Washington, D C 20380. Provide full name, social security number and military status. Proof of identity may be established by military identification card or DD-214 and driver's license.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for contest may be obtained from the SYSMANAGER.

Record source categories: Individual concerned, witnesses to the incident in question or parties concerned therewith, officer investigating the incident, documents or items of real evidence, documents pertaining to the review, action or authorities charged with making a review or taking action.

Systems exempted from certain provisions of the act: None

MJA00010

System name: Unit Punishment Book

System location: All U S Marine Corps and U S Marine Corps Reserve units, whose commander has nonjudicial punishment authority (See 10, U S Code 815)

Categories of individuals covered by the system: Any enlisted Marine who is charged with a violation of the Uniform Code of Military Justice.

Categories of records in the system: File contains name, rank, social security number, military occupational specialty and unit of the individual, brief summary of the alleged offense including date, time and place. Acknowledgement of rights under Article 31, Uniform Code of Military Justice, and right to demand trial by Courts-Martial by the individual, record of specific punishment awarded or remarks as to disposition of charge. If punishment was awarded the individual will also acknowledge, in writing, his right to appeal.

Authority for maintenance of the system: Title 10, U S Code 815; Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Referral sheet for evaluation of conduct. To provide a command historical record of nonjudicial punishments. To complete statistics on disciplinary trends. Officials and employees of the Naval Service, Department of Defense, members of congress and General Accounting Office in the execution of their official duties in relation to inspections, investigations, legal action.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in loose leaf binder.

Retrievability: Alphabetically by last name and by year.

Safeguards: Access limited to those with a need-to-know. Records kept in a locked cabinet or in a room which is locked.

Retention and disposal: 3 years, destroyed by burning at end of period.

System manager(s) and address: Unit Commanders of U S Marine Corps or U S Marine Reserve units authorized to administer nonjudicial punishment.

Notification procedure: Write or visit SYSMANAGER If unit imposing punishment cannot be determined, information may be sought from Director, Judge Advocate Division, Headquarters, U S Marine Corps, Washington, D C 20380. Provide full name, social security number, and military status. Proof of identity may be established by military identification card or DD 214 and driver's license.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Verbal or written charge from individual subject to Uniform Code of Military Justice. Service record book of individual, Nonjudicial punishment hearing.

Systems exempted from certain provisions of the act: None

MJA00011

System name: Delinquent Mail Order Account System

System location: Women's Clothing Outlet, Depot Service and Supply Department, Marine Corps Recruit Depot, Parris Island, South Carolina 29905

On accounts delinquent in excess of ninety days to Headquarters, U S Marine Corps (Code JAM) Collection Agent

Categories of individuals covered by the system: Any Woman Marine who purchases clothing until payment has been completed or payment is delinquent in excess of ninety days.

Categories of records in the system: File contains information extracted from the Women's Individual Clothing Request (NAVMC 10711)

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To ensure prompt payment of Mail Order Clothing

To establish delinquent account follow-up

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Records maintained in computer for a period of ninety days after date of shipment. Record then passed to Headquarters, U S Marine Corps (Code JAM).

Retrievability: Bill number

Individual's name

Safeguards: Records maintained in computer and can only be requested by authorized personnel.

Retention and disposal: Records are maintained until payment completed but not to exceed a ninety day period after date of shipment. Then by Headquarters, U S Marine Corps (Code JAM) until indebtedness is satisfied.

System manager(s) and address: Commanding General, Marine Corps Recruit Depot, Parris Island, South Carolina. 29905

Notification procedure: Information may be obtained from:

Women Marine's Clothing Outlet
Depot Service and Supply Department
Marine Corps Recruit Depot
Parris Island, South Carolina 29905

Record access procedures: Written requests for information should contain the full name of the individual, social security number, current address.

For personal visits, the individual should be able to provide a military identification card.

Contesting record procedures: The Department's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Individual submits mail order for articles of uniform clothing, provides name, SSN, mail address, item of clothing desired.

Systems exempted from certain provisions of the act: None

MJA00012

System name: Individual Accounts of Mail Order Clothing (bill file)

System location: Clothing Section (MAU), Direct Support Stock Control Branch, Materiel Division, Marine Corps Supply Center, Albany, Georgia 31704

Categories of individuals covered by the system: File pertains to all Marine Corps personnel, active, reserve and retired who have a requirement and are authorized clothing, textiles and other related supplies.

Categories of records in the system: Record includes individual's name, rank, SSN, military address, bill number, dollar amount of the shipment, shipping date and zip code.

Authority for maintenance of the system: NAVCOMPT Manual, Part C, Collection and Reporting of Debts Due the United States.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Marine Corps Supply Center, Albany, Georgia. To facilitate in a mechanized atmosphere the collection of information necessary to provide the capability of continued follow up on funds owed and due the U S Government through daily billing, cross referencing and processing of mail order clothing individual accounts.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Data is stored on magnetic tapes and computer paper printouts.

Retrievability: Data can be retrieved by account number, name and social security number.

Safeguards: Computer printouts and source documents are retained in a single office accessible only to authorized personnel. Employees are properly trained in safeguarding information of a personal nature.

Retention and disposal: Computer records are retained until the bills are satisfied. Computer printouts and source documents are retained for a period of five years. Destruction of records is by mutilation.

System manager(s) and address: Commanding General, Marine Corps Supply Center, Albany, Georgia 31704.

Notification procedure: Information may be obtained from:

Clothing Section (MAU), Direct Support Stock Control Branch, Materiel Division
Marine Corps Supply Center
Albany, Georgia 31704
Telephone: Area Code 912/439 5837

Record access procedures: Written requests from individuals should be addressed to Clothing Section (MAU), Direct Stock Control Branch, Materiel Division, Marine Corps Supply Center, Albany, Georgia 31704.

Contesting record procedures: The agency's rules for access to records, contesting contents and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Accounting records of the Clothing Section, Direct Support Stock Control Branch, Marine Corps Supply Center, Albany, Georgia, supplemented with information from the employing activity of the individual.

Systems exempted from certain provisions of the act: None

MJA00013

System name: Dishonored Personal Check Records and Withdrawal of Check Cashing Privileges Lists

System location: Each Appropriated and Non-Appropriated Fund Activity having authority to accept personal checks from authorized patrons. Located at Headquarters, U S Marine Corps and each major Marine Corps installation listed in MCO P5400.6G.

Categories of individuals covered by the system: All military personnel, active and retired; their authorized dependents and dependents of deceased military retirees; Marine Corps Exchange employees.

Categories of records in the system: File Bulletins containing name, rank, social security number and expiration date of restriction of privileges and related correspondence.

Authority for maintenance of the system: Title 5, U S Code 301; Title 18, U S Code 13; Title 10, U S Code 801, et. seq.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The purpose is to protect the activity from unnecessary losses and advise Commanders when a bad check offense has been committed by a patron. Used by Marine Corps employees tasked with verifying the information and authorized to cash checks as part of their official duties. Used also to notify Commanders of their personnel who have cashed bad checks. Used by Commanders to take action (administrative or criminal) deemed necessary in the exercise of their official responsibilities. Information there from may be provided to federal, state or local law enforcement agencies.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Stored in Rolodex or other appropriate file in check cashing area. Published Bulletin is stored in directives system of organizations.

Retrievability: Alphabetical by name and social security number.

Safeguards: Access limited. Secured in locked building during nonworking hours.

Retention and disposal: Destroyed when privileges are restored at the expiration of specified periods made known to the individual at the time privileges are revoked.

System manager(s) and address: Commanding Officer of activity concerned. See Directory of Department of the Navy Mailing Addresses.

Notification procedure: Inquire in person at the individual check cashing activity or to the SYSMANAGER.

Record access procedures: Rules for access can be provided by the SYSMANAGER.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Bad checks returned from the bank; notification from other Commands, Federal Bureau of Investigation, Naval Investigative Service or other state, local or Federal investigative agencies or Treasury Department.

Systems exempted from certain provisions of the act: None

MMC00001

System name: Psychiatry Case Files

System location: Division Psychiatry, Bldg 430, 2d Marine Division, FMF, Camp Lejeune, North Carolina 28542

Categories of individuals covered by the system: Files contain information concerning military personnel who are seeking assistance with psychological and physiological problems.

Categories of records in the system: File contains personal identification data, subject's current status, parent command and other information necessary to monitor, control, and identify the subject individual. File may contain notification from parent command or higher authority of member's present status, notification of custody from civilian authorities, personal history data received from military and civilian agencies, medical and financial data on kin of individual received from military and civilian agencies, information from private citizens, and records of civilian charges against or civil or criminal court proceedings concerning the individual or his kin. File contains electronically transmitted messages which also reflect dates relative to current status, present location, extent of involvement with civil authorities if applicable, source of information, requests for guards, instructions on administrative processing, estimated date and time of arrival at parent unit, whether considered dangerous or not, additional notes obtained telephonically, copies of stragglers orders, copies of correspondence/messages relating to the case; other service records.

Authority for maintenance of the system: Manual of Medical Department, USN, 16/18

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Division Psychiatrist in connection with physiological and psychological problems.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File Folder Case Files

Retrievability: Files by name, month, year (75)

Safeguards: Files are maintained in area accessible only to authorized personnel that are properly screened and cleared.

Retention and disposal: Two (2) years and then destroyed.

System manager(s) and address: Division Psychiatrist, 2d Marine Division, FMF, Camp Lejeune, North Carolina 28542.

Notification procedure: Information may be obtained from:

Human Affairs, AC/S
2d Marine Division, FMF
Camp Lejeune, North Carolina 28542
Telephone area code 919/451-1954

Record access procedures: Requests for information should contain full name of the individual, SSN, current address, and phone number.

For personal visits, suitable proof of identification is required.

No information will be released outside the Department of Defense without the consent of the individual involved.

Contesting record procedures: The rules and procedures for access to records may be obtained from the SYSMANAGER

Record source categories: Individual counseling sessions

Systems exempted from certain provisions of the act: Much of the material contained within these case files is of such a delicate nature that disclosure could result in adverse reactions in many instances.

MMC00002

System name: Working Files, Inspection Division, Headquarters, U S Marine Corps

System location: Headquarters, U S Marine Corps, Washington, D C 20380

Categories of individuals covered by the system: Members of the U S Marine Corps and Marine Corps Reserve; former members of the Marine Corps and Marine Corps Reserve; retired and temporarily retired members of the Marine Corps and Marine Corps Reserve; and members of the Fleet Marine Corps Reserve.

Military personnel

Dependents of Marines and other family members with respect to matters pertaining to the individual Marine or former Marine.

Categories of records in the system: File contains information pertaining to identification, recruitment, enlistment, prior service, assignment, location addresses, promotions, reductions in rank, performance of duty, discipline, offenses and punishments under the Uniform Code of Military Justice, courts-martial, personal history, investigations, police and court records, civil arrests and convictions, official correspondence (includes internal Marine Corps and Department of the Navy correspondence, as well as correspondence with the Executive and Legislative branches of the federal government) and other correspondence (includes correspondence from Marines, their dependents and families, attorneys, doctors, educators, clergymen and members of the general public whether addressed directly to the Marine Corps or via third parties (president, congressmen, etc.))

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Inspection Division, Headquarters, U S Marine Corps. To facilitate and expedite responses to inquiries and correspondence from members of Congress, military personnel, and members of the general public. Such inquiries and correspondence routinely relate to allegations pertaining to request mast, maltreatment at Recruit Depots, and harassment.

Marine Corps commands. By officials and employees of the Marine Corps in the execution of their official duties as relates to the preparation of information upon which to base replies to members of Congress, Secretary of the Navy, relatives and members of the general public.

Department of Defense and its Components. By officials and employees of the Department in the performance of their official duties in connection with military personnel management.

Congress of the U S By the Senate or the House of Representatives of the U S or any Committee or subcommittee thereof on matters within their jurisdiction requiring disclosure of the files of the system.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper files as represented by card files and file folders. Files are stored in five drawer filing cabinets.

Retrievability: Files are accessed and retrieved by the name and card file number.

Safeguards: Building where files are stored and maintained employs 24 hour security guards. Records are further stored in areas of controlled access and handled by personnel with a need-to-know in the execution of their official duties.

Retention and disposal: Congressional, military and civilian inquiry files are retained three years, then destroyed.

System manager(s) and address: The Commandant of the Marine Corps, Headquarters, U S. Marine Corps, Washington, D C 20380.

Notification procedure: Information may be obtained from:

The Commandant of the Marine Corps (Code IGA)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone: Area Code 202/694-1324

Record access procedures: Requests from individuals desiring information may be addressed to: The Commandant of the Marine Corps (Code IGA), Headquarters, U S Marine Corps, Washington, D C/20380. However, final determination as to whether any information will be released or made available will be controlled by the SYSMANAGER.

Written requests for information should contain the full name of the individual and his social security number or former military service number. The following information will also be helpful in locating some records: Military rank and occupational specialty, dates and places of service, and any special correspondence previously received or sent.

For personal visits, an individual may visit the Inspection Division, Headquarters, U S Marine Corps, Federal Building 2, Washington, D C 20380. However, final determination as to whether any information will be released or made available will be controlled by the SYSMANAGER.

For personal visits, the individual should be able to provide personal identification to include valid military or dependent identification card or two valid civilian items of identification, such as driver's license, social security card, medicare card, etc.

Contesting record procedures: The Marine Corps rules for contesting contents and appealing initial determinations may be obtained from the Commandant of the Marine Corps (Code IG), Headquarters, U S Marine Corps Washington, D C 20380.

Record source categories: Information in the system is obtained from the Marine Corps Manpower Management System; the Joint Uniform Military Pay System; Marine Corps Military Personnel Records to include the Service Record Book and Officer Qualification Record; Military Medical Records; Staff elements and subdivi-

sions of Headquarters, U S Marine Corps; Marine Corps field commands, organizations and activities; other components of the Department of Defense; Agencies of Federal, State and local government; private citizens provided as character references by the individual; investigations related to disciplinary proceedings; and correspondence of private citizens addressed directly to the Marine Corps or via third parties such as members of Congress and other governmental agencies.

Systems exempted from certain provisions of the act: None

MMC00003

System name: Activity Check In/Check Out File

System location: May be located at any U S Marine Corps or U S Marine Corps Reserve activity.

Categories of individuals covered by the system: All members of the activity.

Categories of records in the system: Date reported and verification of check-in - check-out procedure.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Command, administrative and supply personnel to ensure individuals are appropriately entered with all unit records and as a safeguard against unit members being discharged or transferred without turning in property belonging to this unit or without being dropped from appropriate unit records.

Officials and employees of the Naval Service and General Accounting Office in the execution of their official duties in relation to inspections, investigations, legal action.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: On paper in files or on clipboard.

Retrievability: Alphabetically by last name.

Safeguards: Access limited to activity personnel in the performance of their official duties.

After working hours the office and building are locked. A guard is located in the general vicinity.

Retention and disposal: Retained for 6 months after action has been completed.

System manager(s) and address: Activity commander.

Notification procedure: Write or visit SYSMANAGER Provide full name, social security number, and military status. Proof of identity may be established by military identification card or DD-214 and driver's license.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Service records.

Systems exempted from certain provisions of the act: None

MMC00004

System name: Adjutant Services Section Discharge Working Files

System location: Adjutant Services Section, Marine Corps Base, Camp Pendleton, California 92055

Categories of individuals covered by the system: Members and former members of the Marine Corps and Marine Corps Reserve. Some information about dependents and other members of families or former families of Marine Corps personnel may be included in files pertaining to the Marine. Inquiries from the general public, whether addressed directly to Base or received via a third party, may be retained together with information obtained in the course of completing required action or in preparing a response.

Categories of records in the system: Files contain information pertaining to identification; prior service; location and addresses; prior and present marital status, dissolution of prior marriages, birth and death status, adoption of children, financial responsibility, child support, medical information, personal financial records, residence, basic allowance for quarters, leave and liberty, financial assistance, extensions of emergency leave, medical bills and determinations of dependency status as pertain to hardship discharges; investigative reports, prior and present disciplinary status, financial responsibility, conduct and personal history, medical information, police reports, correction of naval records, veterans rights, benefits and privileges, preseparation counseling and civil readjustment as they pertain to unsuitability, unfitness and misconduct discharges; financial status, college acceptance and residence as they pertain to early separation to attend college or trade school; religious beliefs and practices pertaining to applications for conscientious objector status; official correspondence (includes correspondence with Marine Corps commands and organizations, other Armed Services, the White House, members of Congress, Department of Defense, and other agencies of federal, state and local governments); other correspondence (including correspondence from Marines, their families, attorneys, doctors, clergymen, administrators/executors/guardians of estates, American Red Cross and other welfare agencies and the general public, whether addressed directly to the Marine Corps or via third parties): internal routing and processing of discharge matters; and records of interviews and telephone conversations.

Authority for maintenance of the system: Title 5, U. S. Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To facilitate administration of programs concerning the discharge or separation of Marines; correction of naval records; veterans rights, benefits and privileges; support of dependents; personal affairs, welfare and family assistance; preseparation counseling and civil readjustment.

To facilitate preparation and maintain a record of discharge processing and other communications from staff sections within Base Headquarters; Marine Corps commands and organizations; other Armed Services; the White House, Members of Congress; Department of Defense; other agencies of federal, state and local governments; Marines, their families, attorneys, doctors, clergymen, administrators/executors/guardians of estates; American Red Cross, and other welfare agencies and the general public.

To provide a record of decisions and actions taken.

By officials and employees of the Marine Corps and Marine Corps Reserve in the performance of their official duties in the administration of programs relating to the discharge matters cited above.

By officials and employees of the Department of the Navy, Department of Defense, and other government agencies in the performance of their official duties related to discharge and separation processing.

By government agencies or private organizations under Government contract to perform analytical and historical research pertaining to discharges and separations.

By intelligence and other Government agencies assisting in the investigation of deserters and absentees.

By Marines, former Marines, their next of kin, or persons or organizations designated by them in writing for whatever purpose access to the record is desired.

Information obtained, developed, or processed by the Base Discharge Section in performing functions related to this record system may be entered into the Marine Corps Manpower Management System and the Marine Corps Military Personnel Records System.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders and card files stored in filing cabinets, shelves, tables and desks.

Retrievability: Files are accessed and retrieved by individual. Identification of individual is by name and social security number.

Safeguards: Building is located in base area with area guard. Outside and inside doors are locked after working hours and patrolled by Duty NCO. Access to information contained in the files is limited to officials and employees of Base Headquarters acting in their official capacity upon demonstration of a need-to-know.

Retention and disposal: Files are retained two years and destroyed.

System manager(s) and address: Commanding General, Marine Corps Base, Camp Pendleton, California 92055

Notification procedure: Correspondence pertaining to files maintained should be addressed to:

Commanding General
Marine Corps Base, Building 1160, Room 160
Camp Pendleton, California 92055
Telephone: Area Code 714/725-5071(5218)

Correspondence should contain the full name, social security number and signature of the requester. The individual may visit the

above location for review of files. Proof of identification may consist of the active, reserve, retired or dependent identification card, the Armed Forces Report of Transfer or Discharge (DD-214), discharge certificate, driver's license, social security card or by providing such other data sufficient to ensure the individual is the subject of the inquiry.

Record access procedures: Information may be obtained from:

Commanding General
Marine Corps Base, Building 1160, Room 160
Camp Pendleton, California 92055
Telephone: Area Code 714/725-5071(5218)

Contesting record procedures: The section's rules for access to files and for contesting and appealing initial determination by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Marine Corps Manpower Management System
Joint Uniform Military Pay System
Marine Corps Military Personnel Records System
Marine Corps Deserter Inquiry File
Staff agencies and subdivisions of Headquarters, U S Marine Corps
Marine Corps commands and organizations
Other agencies of federal, state and local governments
Educational institutions
Medical reports and psychiatric evaluations
Financial institutions and other commercial enterprises
Civil courts and law enforcement agencies
Correspondence and telephone calls from private citizens initiated directly to the Marine Corps or via the U. S. Congress and other agencies
Investigative Reports
American Red Cross and similar welfare agencies

Systems exempted from certain provisions of the act: None.

MMC00005

System name: Insurance Files

System location: Marine Corps Activities

Categories of individuals covered by the system: Insurance salesman requesting authority to do business at Marine Corps Activities

Categories of records in the system: A record of the certification of authority to solicit insurance, mutual funds, investment plans, and securities

Authority for maintenance of the system: Title 5, U. S. Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Insurance Officer to maintain control of insurance sales in accordance with SECNAVINST 1740.—; Provide reference to agents who have requested authority to do business at Marine Corps activities and the disposition of such requests including any information in support of denial of such authorizations.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Files in alphabetical order by company name. Conventional indices are required for retrieval.

Safeguards: Maintained in locked building.

Retention and disposal: Maintained as long as active. If inactive, disposed of after two years by discard into military trash system. Not transferred.

System manager(s) and address: Local Commanding Officers

Notification procedure: Address requests to SYSMANAGER or visit the office; Military ID or other suitable identification is required.

Record access procedures: An individual can call for an appointment with the activity insurance representative for personal assistance or forward a written request for the required information.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Information is supplied by the insurance companies and salesman involved.

Systems exempted from certain provisions of the act: None

MMC00006

System name: Cash Receipts Voucher

System location: Public Works, Bldg 368, Room 110

Categories of individuals covered by the system: Officer/Enlisted/Civilian

Categories of records in the system: Name/Rank/Address

Authority for maintenance of the system: Title 5, U. S. Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Record of cash collections for daily rentals, charges for damages, etc.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File Folder

Retrievability: Date

Safeguards: Building locked at night - Maintained by need-to-know personnel only

Retention and disposal: Four Years

System manager(s) and address: Public Works Officer, MCAS El Toro (Santa Ana), California 92709

Notification procedure: Information may be obtained from:

Commanding General (Code 1JA)
Marine Corps Air Station
El Toro (Santa Ana), California 92709
Telephone: Area Code 714/559-2267

Record access procedures: Written requests from the individual should be addressed to Commanding General (Code 1JA), Marine Corps Air Station, El Toro (Santa Ana), California 92709

Written requests for information should contain the full name of the individual and his social security number or former military service number. The following information will also be helpful in locating some records: Military rank and occupational specialty, dates and places of service, and any special correspondence previously received or sent.

For personal visits, the individual should be able to provide personal identification to include valid military or dependent identification card or two valid civilian items of identification such as driver's license, social security card, medicare card, etc.

Contesting record procedures: The Marine Corps rules for contesting contents and appealing initial determinations may be obtained from the SYSMANAGER.

Record source categories: Individual

Systems exempted from certain provisions of the act: None

MMC00007

System name: Inspection of government property assigned to individual

System location: Fire Department, Bldg 376

Categories of individuals covered by the system: Inspection of Government Property

Categories of records in the system: Name, badge number, and government property assigned to individual

Authority for maintenance of the system: Title 5, U. S. Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To show loss or deterioration of clothing and equipment

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File

Retrievability: Name

Safeguards: Building locked at night - locked cabinet

Retention and disposal: Until separation

System manager(s) and address: G-2, MCAS El Toro (Santa Ana), California 92709

Notification procedure: Information may be obtained from:

Commanding General (Code 1CA)
Marine Corps Air Station
El Toro (Santa Ana), California 92709
Telephone: Area Code 714/559-3527

Record access procedures: Written requests from the individual should be addressed to Commanding General (Code 1CA), Marine Corps Air Station, El Toro (Santa Ana), California 92709

Written requests for information should contain the full name of the individual and his social security number or former military service number. The following information will also be helpful in locating some records: Military rank and occupational specialty, dates and places of service, and any special correspondence previously received or sent.

For personal visits, the individual should be able to provide personal identification to include valid military or dependent identification card or two valid civilian items of identification such as driver's license, social security card, medicare card, etc.

Contesting record procedures: The Marine Corps rules for contesting contents and appealing initial determination may be obtained from the SYSMANAGER.

Record source categories: Inspection of property and clothing

Systems exempted from certain provisions of the act: None

MMC00008

System name: Message Release/Pickup Authorization File

System location: Marine Corps activities

Categories of individuals covered by the system: All personnel authorized to release message traffic.

Categories of records in the system: OPNAV Form 2160-5 (Message Release/Pickup Authorization)

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To allow Comm Center personnel to determine who is authorized to release messages for the commands; used to compare specimen signature on card with the signature on the message to be released; used by Comm Center employees in the execution of their assigned duties.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Cards are filed in a card file within the Communication Center

Retrievability: Alphabetically by name.

Safeguards: Located in a secure space within the Comm Center, which is manned on a 24-hour basis.

Retention and disposal: Retained until individual is replaced or authorization is revoked by proper authority; then destroyed by burning or shredding.

System manager(s) and address: Local commanding officers.

Notification procedure: Request information from the SYSMANAGER.

Record access procedures: Rules for access may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Organizations, departments, sections authorized to release messages for the command.

Systems exempted from certain provisions of the act: None

MMC00009

System name: Narrative Biographical Data with Photos (NAVMC Form 10573)

System location: Primary System - Headquarters, U S Marine Corps, Washington, D C 20380. All Marine Corps commands and districts maintain derivative files.

Categories of individuals covered by the system: Marine Corps active duty, reserve, and retired general officers and active duty colonels who submit biographical data with photographs in accordance with existing directives.

Categories of records in the system: Files contain standard biographical information as listed on NAVMC Form 10573 to include: personal identification, personal data, education background, military history, medals and decorations, combat, and chronology of Marine Corps service. A current photograph accompanies the file.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Headquarters, U S Marine Corps and Marine Corps commands, activities and organizations - To make routine news releases such as assignments and promotions; to provide background data in response to news media queries; to provide background information on the individual officer prior to speaking engagements or appearances at public events in which the officer is scheduled to appear; to provide internal release of information as required.

Department of Defense and its components - By officials and employees of the Department in the performance of their official duties.

Congress of the U S - By the Senate or the House of Representatives of the U S or any committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

News Media - To provide biographical information in response to query.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Filed alphabetically by last name of officer.

Safeguards: Buildings employ security guards. Records are maintained in areas accessible only to authorized personnel that are properly screened, cleared, and trained.

Retention and disposal: Biographical information is maintained on all general officers while on active duty. When a general officer retires, the biographical data is retained for five years after the date of the individual officer's retirement and retained by the Historical Division (Code HD), Headquarters, U S Marine Corps, Washington, D C 20380.

Biographical files are maintained on colonels while on active duty. Upon retirement of the officer, colonel biographical files are retained by Historical Division (Code HD), Headquarters, U S Marine Corps, Washingotn, D C 20380.

System manager(s) and address: The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380 or commander of unit holding file.

Notification procedure: Requests from individuals should be addressed to the Commandant of the Marine Corps (Code PAC), Headquarters, U S Marine Corps, Washington. D C 20380.

Written requests to determine whether or not the system contains a record about an individual should contain the full name of the general officer or colonel concerned.

Visits are limited to Division of Information (Code PAC), Headquarters, U S Marine Corps, Washington, D C 20380.

For personal visits, the individual should be able to provide some acceptable identification, such as a military identification card, and give some verbal information that could be verified with his 'case' folder.

Record access procedures: Information may be obtained from the Commandant of the Marine Corps and the commander of the unit holding the file.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Biographical data provided by the individual general/colonel and from personnel files.

Systems exempted from certain provisions of the act: None

MMN00014

System name: Work measurement labor distribution cards

System location: Marine Corps Activities

Categories of individuals covered by the system: Marine Corps employees, civilian, military and occasional summer hires funded by state and local programs.

Categories of records in the system: Labor distribution cards which have been prepared by either the concerned individual or his supervisor to record the number of hours worked by function.

Authority for maintenance of the system: Title 10, U S Code 124; 133

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To provide an input data base for daily labor of all individuals assigned to work organizations designated as part of the work measurement system or to provide a data base for systems implementation testing.

Work section supervisors - Compiled reports by individual are prepared for the work section supervisor who verifies that each of the assigned employees either reported the required number of hours or enters appropriate corrections.

Work Measurement System - integrates the data, without recording the identity of individuals to prepare productivity reports, statistical cost and budget workload information which is used primarily for local reports and to provide data for Headquarters, U S Marine Corps programs.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Labor distribution cards are key-punched to capture the source data. The input cards are then filed in non-sequential order pending completion of the report cycle.

Punched cards will be input to a computer program to prepare the work center list by individual.

Retrievability: The information identified by individual is available only from the list maintained by the work center supervisor within 90 days of the work week in question.

Safeguards: The alphabetical listings are maintained by each work center supervisor.

Retention and disposal: Lists are destroyed 90 days after the subject work week.

System manager(s) and address: Commanding Officer of Activity.

Notification procedure: Information may be obtained from SYSMANAGER

Record access procedures: Written request from individuals should be addressed to SYSMANAGER

Request should contain name of employee, work center number and work week for which data is requested.

Personal visits and telephone calls should be made directly to the employee's work center supervisor.

Contesting record procedures: The information on the list is only that which was submitted by the employee and should be corrected during the work month. After that time the manhours are entered on local and Headquarters reports and no corrective action is possible.

Record source categories: No particular format required for requests.

Systems exempted from certain provisions of the act: None

MMN00015

System name: Organizational Locators, Command Telephone/Organizational Board/Mail Directories and Rosters

System location: System is decentralized and maintained by all organizational elements of the Marine Corps Bases, Posts, Stations and Barracks as listed in the Directory of Department of the Navy Activities.

Categories of individuals covered by the system: All military and civilian personnel employed by or assigned to the Marine Corps activity concerned.

Categories of records in the system: Data cards, personnel plates, rosters, logs, boards or strips, which may include wife/husband name, home address and home telephone number, kept for all military and/or civilian personnel assigned to or employed by the Marine Corps Activity.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: For locating individuals on routine and emergency matters, often used for mail distribution or reforwarding, or recall/reference rosters. May also be used as a roster/social reference for various official and semi-official activity functions.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders, log books, card/plate files, punched cards, printed/typed rosters, microfilm/fiche or magnetic tape.

Retrievability: Alphabetical by name, SSN, organizational title or description.

Safeguards: Access provided on an as required basis. Locked and/or guarded office or in custody of watch force.

Retention and disposal: Maintained until update is required due to change in personnel.

System manager(s) and address: Commanding officer of the activity in question. See Directory of Department of the Navy Activities for mailing address.

Notification procedure: Apply to SYSMANAGER

Record access procedures: Rules for access to records may be obtained from the SYSMANAGER.

Contesting record procedures: The rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Individual concerned, other Marine Corps or activity records.

Systems exempted from certain provisions of the act: None

MMN00016

System name: Accident and Injury Reporting System

System location: Organizational elements of the U S Marine Corps as listed in the Directory of the Department of the Navy Activities.

Categories of individuals covered by the system: Military or civilian employees who are involved in accidents which result in lost time, government or private property damage or destruction and personnel injury or death.

Categories of records in the system: Name, rank, social security number, type of accident, degree of injury, days lost, date of injury, date returned to work, date and time of death (if a fatality), and all other factors concerning such accidents and injuries.

Reports include consolidated accident injury report, accident injury report, and report of motor vehicle accident.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Providing reporting information to higher headquarters in the computation of accident injury rates, consolidated accident report by separate category, motor vehicle accident-injury rates.

For utilization in the establishment of safety program, identification of unsafe working conditions and such other areas which prove a danger to personnel and/or property.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folder, card files, punched cards, magnetic tape, and display boards

Retrievability: Name, SSN

Safeguards: Access provided on a need-to-know basis only. Locked and/or guarded office.

Retention and disposal: Five years - disposal per SECNAV Records Disposal Manual.

System manager(s) and address: Commanding Officer of the activity in question. See Directory of Department of the Navy Mailing Addresses.

Notification procedure: Apply to SYSMANAGER.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Individual concerned, military police traffic accident investigation reports, accident injury reports, other records of the activity, witness, and other correspondents.

Systems exempted from certain provisions of the act: None

MMN00017

System name: Armory Access and Individual Weapons Assignments

System location: Organizational elements of the U S Marine Corps as listed in the Directory of Department of the Navy Activities.

Categories of individuals covered by the system: All personnel assigned government weapons.

All personnel authorized access to individual armories.

Categories of records in the system: Records depict name of individual, type of weapon assigned, serial number of that weapon, accessories in the individual's possession, condition of the weapon and accessories, and individual's signature acknowledging receipt.

Name, rank, social security number of personnel authorized access to individual armories.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Weapons accountability, management and control of all U S Government weapons/accessories issued to personnel.

Control of personnel authorized access to armory spaces in the official execution of their duties.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders, cards, punched cards, magnetic tapes.

Retrievability: Records retained by name or weapons serial numbers.

Safeguards: Access rosters and personnel weapons assignments are provided on a need-to-know basis only. Locked and/or guarded office.

Retention and disposal: As established by SYSMANAGER per SECNAV Records Disposal Manual.

System manager(s) and address: Commanding Officer of the activity in question. See Directory of Department of the Navy Mailing Addresses.

Notification procedure: Apply to SYSMANAGER.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Individual concerned, other records of the activity.

Systems exempted from certain provisions of the act: None

MMN00018

System name: Base Security Incident Reporting System

System location: Organizational elements of the U S Marine Corps as listed in the Directory of the Department of the Navy Activities.

Categories of individuals covered by the system: Individual involved in witnessing or reporting incidents requiring the attention of base security or law enforcement personnel.

Categories of records in the system: Incident/complaint reports; witness statements; stolen property reports; military police investigator's report; military police motor vehicle accident and injury report; military police alert cards; military police property custory forms, tags, and disposition of evidence letters; military police field interrogation cards; military police desk Sgt. blotter; use of force reports; traffic violation records; driving record reports; traffic court files; citations to appear before U S Magistrate; criminal investigation reports; civil court case records; minor offense report; uniform violation report; narcotics reports; polygraphy examinations; letters of warning/eviction from base housing; letters of warning/barring from federal reservation; Armed Forces police reports; suspect photographic files; child abuse files; juvenile case files; valuable property receipt; vehicle impound files and vehicle towing reports; suspension of driving privileges and revocation letters; assignment to absentee/deserter escort duty; and any other such report received by military police or security personnel in the official execution of their duties.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: For law enforcement purposes by duly authorized personnel of the U S Marine Corps, Department of Defense and its related components, representatives of the U S Congress or any committee or sub-committee thereof on matters within their jurisdiction requiring disclosure of such files, or officials of federal investigative agencies in the performance of their official duties.

Provide evidence in uniform court of military justice and Title 18, U S Code 1382 proceedings and such related criminal investigations as are required.

Provide to local, state, and federal investigative agencies or court officials such information that properly falls within their purview requiring further investigation or court action.

Used by command legal personnel in the prosecution of military offenses and other administrative actions.

Support insurance claims and civil litigation.

Provide basis for revocation of base driving privileges.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders, card files, punched cards, metal filing cabinets, magnetic tapes.

Retrievability: Name, Social security number, case number, organization

Safeguards: Access provided on a need-to-know basis only. Locked and/or guarded office.

Retention and disposal: As established by SYSMANAGER per SECNAV Records Disposal Manual.

System manager(s) and address: Commanding Officer of the activity in question. See Directory of Department of the Navy Mailing Addresses.

Notification procedure: Apply to SYSMANAGER.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER

Contesting record procedures: The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Individual concerned, other records of the activity, investigators, witnesses, correspondents.

Systems exempted from certain provisions of the act: Parts of this system may be exempt under Title 5, U S Code 552 a (J) or (K) as applicable, for additional information, contact the SYSMANGER.

MMN00019

System name: Drug/Alcohol Abuse Reporting Program

System location: Organizational elements of the U S Marine Corps as listed in the Directory of the Department of the Navy Activities.

Categories of individuals covered by the system: All military personnel who have been tested for, identified, evaluated, apprehended, or rehabilitated for drug or alcohol abuse.

All military personnel who have been granted drug abuse exemption.

All military personnel who are seeking assistance in drug or alcohol abuse programs.

Categories of records in the system: Drug abuse identification/rehabilitation statistical reports, alcohol abuse identification/rehabilitation statistical reports, grant of drug exemption report, request for disposition on drug dependent personnel, grant of exemption/ rehabilitation case file to include medical evaluations, counselor evaluations, monthly progress reports, and such correspondence sent or received by SYSMANAGER pertaining to the individual concerned. Urinanalysis specimen control register and military police drug/alcohol related offense reports.

Authority for maintenance of the system: Title 5, U S COde 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To provide information to Headquarters, U S Marine Corps, organization and command officers, who in the official execution of their duties require such information in order to manage the drug/alcohol abuse control programs to include identification, counseling, and rehabilitation of abusers, the granting of exemption, control of urine specimen and the reporting of statistical information. To provide counselor reference information for the establishment of case history, therapy plans, recommendations and referrals.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders, card files, punched cards, magnetic tapes.

Retrievability: Name, social security number, case number.

Safeguards: Access provided on a need-to-know basis only. Locked and/or guarded office.

Retention and disposal: As established by SYSMANAGER per SECNAV Records Disposal Manual.

System manager(s) and address: Commanding Officer of the activity in question. See Directory of Department of the Navy Mailing Addresses.

Notification procedure: Apply to SYSMANAGER.

Record access procedures: Rules for access may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER .

Record source categories: Individual concerned, other records of the activityr medical personnel, military police or other correspondences.

Systems exempted from certain provisions of the act: None

MMN00020

System name: Pet Registration

System location: Organizational elements of the U S Marine Corps as listed in the Directory of Department of the Navy Activities.

Categories of individuals covered by the system: Owners of pets residing on Naval reservations.

Owners of pets in quarantine as the result of biting complaints

Owners of pets whose pet is subject of nuisance complaints

Categories of records in the system: Owners name, social security number, address and description of pet, tag number, vaccination and registration information.

Record of complaints for vicious animals or bites.

Record of complaints for nuisance pets

Authority for maintenance of the system: Title 5, U S Code 301; Departmental Regulations, Federal, State, and Local Regulations, as applicable.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To provide for registration of pets to ensure appropriate innoculations in compliance with federal, state, and local laws.

Assist in the identification of rightful owners.

Identity dangerous pets and provide for quarantine of those animals suspected of biting.

Identify those pets which pose a nuisance to others and/or a health or safety hazard.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders, card files, punched cards, magnetic tapes.

Retrievability: Name, social security number, case number

Safeguards: Access provided on a need-to-know basis only. Locked and/or guarded office.

Retention and disposal: As established by SYSMANAGER per SECNAV Records Disposal Manual.

System manager(s) and address: Commanding Officer of the activity in question. See Directory of Department of the Navy Mailing Addresses.

Notification procedure: Apply to SYSMANAGER

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Veterinary records and statements provided by pet owners, bit victims, military police, animal shelter, hospital personnel.

Systems exempted from certain provisions of the act: None

MMN00021

System name: Weapons Registration

System location: Organizational elements of the U S Marine Corps as listed in the Directory of Department of the Navy Activities.

Categories of individuals covered by the system: All individuals, military or civilian, registered firearms or other weapons with security officers.

All individuals who purchase a firearm or weapon at authorized exchange activities.

Any individual who resides in government quarters who possesses privately owned firearms.

Categories of records in the system: Weapon registration cards, weapon permit cards, notification to commanding officers of failure to register a firearm purchased at authorized exchanges, exchange notification or firearm purchase. Such records showing name, rank, social security number, organization, physical location of subject weapon, weapon description and such other identifiable items required to comply with all federal state, and local weapons registration ordinances.

Authority for maintenance of the system: Title 5, U S Code 301; Departmental regulations; federal, state and local regulations as applicable.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To assure proper control of all firearms/weapons introduced onboard Naval reservations and to monitor the purchase and disposition of firearms/weapons onboard Naval reservations.

To provide local, state, and federal law enforcement officials information as required in their execution of official duties.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders, card files, punched cards, magnetic tapes.

Retrievability: Name, social security number, organization, caliber and gage of weapon

Safeguards: Access provided on a need-to-know basis only. Locked and/or guarded offices.

Retention and disposal: As established by SYSMANAGER per SECNAV Records Disposal Manual.

System manager(s) and address: Commanding Officer of the activity in question. See Directory of Department of the Navy Mailing Addresses.

Notification procedure: Apply to SYSMANAGER.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Individual concerned, other records of activity, investigators, witnesses and correspondents.

Systems exempted from certain provisions of the act: None

MMN00022

System name: Vehicle Control System

System location: Organizational elements of the U S Marine Corps as listed in the Directory of Department of the Navy Activities.

Categories of individuals covered by the system: All individuals that have motor vehicles, boats, or trailers registered at a particular Naval installation on either a permanent or temporary basis.

All individuals who apply for a Government Motor Vehicle Operator's license.

All individuals who possess a Government Motor Vehicle Operator's license with authority to operate government motor vehicles.

Categories of records in the system: Record files of each individual who have vehicles registered on a particular Naval installation which include decal data, insurance information, state of registration listing, auto license plate information, plus such other personal history data required vehicle registration and identification.

Records of traffic violations, citations and suspensions

For government motor vehicle operators: Application for vehicle operator's I D card: Operator qualifications and record of licensing examination and performance, record of failures Government Motor Vehicle Operator's permit, record of issue of SF-46, Record of Government Motor Vehicle accidents, standard Form 91 accident report, record of SF46 suspensions/ revocations, record of MOJT student driver's training.

Identification of parking control

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used as car pool locator, vehicle registration, parking control insurance, verification and identification of vehicles to law enforcement personnel in the official execution of their duties.

To provide records on individual government drivers as it relates to their ability in operating a motor vehicle in order for official personnel to manage a safe and responsive motor transport organization. Such information used in conducting accident prevention programs, changing occupations and revoking or suspending government motor vehicle permits, disciplinary proceedings.

To assist federal, state, and local law enforcement agencies in the official execution of their duties when disclosure of such records is warranted.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders, card files, punched cards, magnetic tapes.

Retrievability: Name, social security number, case number, organization, decal number, state license plate number, vehicle description.

Safeguards: Access provided on a need-to-know basis only. Locked and/or guarded offices.

Retention and disposal: As established by SYSMANAGER per SECNAV Records Disposal Manual.

System manager(s) and address: Commanding Officer of the activity in question. See Directory of Department of the Navy Mailing Addresses.

Notification procedure: Apply to SYSMANAGER

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Individual concerned, other records of the activity, investigators, witnesses, correspondents.

Systems exempted from certain provisions of the act: None

MMN00023

System name: Prisoner Records

System location: Organizational elements of the U S Marine Corps as listed in the Directory of Department of the Navy Activities.

Categories of individuals covered by the system: All military personnel who are confined in a detailed, adjudged or sentenced status.

Categories of records in the system: Information contained in the Manpower Management System data base, personal history to include civilian and military legal status, confinement progress reports and medical related information. Such other records as: Prisoner Conduct Record, Prisoner Confinement and Release Order, Prisoner Request for Restoration or Clemency, Prisoner Waiver of Restoration or Clemency, Court Martial Progress Report, Prisoner Identification Badge, Prisoner Data Card, Work and Training Report, Mail and Visiting List, Segregation Data Card, Prisoner Refusal to Eat Report, Prisoner Initial Contact Sheet, Prisoner Personal History, Prisoner Spot Evaluation Report, Counselor Continuation Sheet, Disciplinary Report, Prisoner Request Form, Prisoner Request for Funds Form, Prisoner Request for Pastoral Counseling, Prisoner Visiting Officer Form, Telephone and/or Visit Authorization Form, Receipt for Deposit Form, Prisoner Credit Chit, Prisoner Identification Form, Clothing/Health and Comfort Inventory Form, Work Program Request, Library Card, Psychiatric Evaluation and Medical Reports.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To provide an all inclusive file on each individual prisoner to assist facility staff personnel in the evaluation, assignment to programs, assignment of custodial classification, providing psychiatric and medical treatment, provide a proper mixture of individual and group counseling, in the preparation of the prisoner for offense free military service or to prepare him for his future adjustment to civilian life. Routinely used by local correctional personnel in the day-to-day management of prisoners within established programs, by medical personnel, local commanders and higher headquarters in the management and implementation of correctional programs.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders, card files, punched cards, magnetic tapes.

Retrievability: Name, social security number, case number, organization.

Safeguards: Access provided on a need-to-know basis only. Locked and/or guarded office.

Retention and disposal: As established by SYSMANAGER per SECNAV Records Disposal Manual.

System manager(s) and address: Commanding Officer of the activity in question. See Directory of Department of the Navy Mailing Addresses.

Notification procedure: Apply to SYSMANAGER.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Individual concerned, other records of the activity, investigators, witnesses, correspondents.

Systems exempted from certain provisions of the act: None

MMN00024

System name: Absentee Processing File

System location: Organizational elements of the U. S Marine Corps as listed in the Director of the Department of the Navy Activities.

Categories of individuals covered by the system: Marine Corps absentees and deserters; Marines in hands of civil authorities foreign and domestic; Marines who fail to comply with orders to new duty stations; suspected and convicted absentees and deserters who have returned to military control within the last two years.

Categories of records in the system: Files contain manual records. These records reflect personal identification data, absentee's current status, parent command, notations of arrests, nature and disposition of criminal charges, and other pertinent information which is necessary to monitor, control and identify absentees.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: For law enforcement purposes.

Headquarters, U S Marine Corps and Marine Corps commands, activities, and organizations - By officials and employees of the Marine Corps in connection with their assigned duties to record and monitor deserter/ absentee cases entered into the National Crime Information Center's Wanted Persons File; to monitor and assign absentees upon their return to military control; to ensure that absentees are formally charged in accordance with the Uniform Code of Military Justice prior to expiration of the Statute of Limitations; to monitor Marine absentees and deserters believed to be located in foreign countries; to monitor Marines who have failed to comply with permanent change of station (PCS) orders or orders to travel and report without escort; to insure correspondence pertaining to absentees and deserters received by the Marine Corps is processed in a timely manner; to insure that appropriate action is taken within the Manpower Management System to join or drop absentees to desertion; to provide periodic management reports concerning absentees and deserters as directed by higher authority.

Comptroller General of the U S - To respond to the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to Marine Corps Manpower Management Programs.

The Attorney General of the U S - To coordinate with the Attorney General or his authorized representatives in connection with litigation, law enforcement or other matters under the direct jurisdiction of the Department of Justice as carried out as the legal representative of the Executive Branch.

The Department of Defense - To coordinate with the other components of the Department of Defense as may be required to report, identify, apprehend and return Marine absentees and deserters to Marine Corps control.

Civilian Law Enforcement Agencies - To coordinate with appropriate federal, state, and local law enforcement agencies as may be required to report, identify, apprehend and return Marine absentees and deserters to Marine Corps control.

Courts - To respond to court orders in connection with matters before a court.

Congress of the United States - To respond to inquiries of the Senate or the House of Representatives of the United States or any committee or subcommittee thereof or any joint committee or joint subcommittee of the Congress on matters within their jurisdiction as may be requested of the Marine Corps.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Records are stored in file folders, card files, and punched cards.

Retrievability: Records may be accessed by name, social security number, case number, or organization.

Safeguards: Records are located in areas acessible only to authorized personnel that are properly screened, cleared and trained.

Retention and disposal: As established by the SYSMANAGER per SECNAV Records Disposal Manual.

System manager(s) and address: Commandant of the Marine Corps (Code MP), Headquarters, U S Marine Corps, Washington, D C 20380 or the Commanding Officer of the activity in question. See Directory of Department of the Navy Mailing Addresses.

Notification procedure: Apply to SYSMANAGER.

Record access procedures: Requests from individuals should be addressed to the Commandant of the Marine Corps (Code MP), Headquarters, U S Marine Corps, Washington, D C 20380 or the Commanding Officer of the activity in question. See Directory of Department of the Navy Mailing Addresses.

Written requests for information should contain the full name of the individual, his place and date of birth, his social security number, and his signature.

For personal visits, the individual should be able to provide military identification card, driver's license or other type of identification bearing picture or signature or by providing verbal data sufficient to insure that the individual is the subject of the inquiry.

Contesting record procedures: The rules for contesting contents and appealing initial determinations may be obtained from the Commandant of the Marine Corps (Code JA), Headquarters, U S Marine Corps, Washington, D C 20380.

Record source categories: Information in the system is obtained from the Marine Corps Military Personnel Records; from the individual's commanding officer, officer-in-charge, federal, state and local law enforcement agencies, lawyers, judges, Members of Congress, relatives of the individual, private citizens, the Veteran's Administration, and the individuals themselves.

Systems exempted from certain provisions of the act: Parts of this system may be exempt under Title 5, U. S Code 552 a (j) or (k) as applicable. For additional information, contact the SYSMANAGER.

MMN00025

System name: Orders to ACDUTRA, Assignment to Voluntary EAD, Assignment to Involuntary Unrestricted EAD

System location: Headquarters, U S Marine Corps, Marine Corps District, Organized Marine Corps Reserve Units, any Marine Corps command.

Categories of individuals covered by the system: Members of the Marine Corps Reserve ordered to active duty for training, assignment to voluntary extended active duty, assignment to involuntary unrestricted extended active duty.

Categories of records in the system: Files contain individual's name, rank, social security number, pay entry base date, military occupational specialty, security clearance, date of last physical examination, home address, destination, name and address of next of kin, detaching command.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Marine Corps districts and Marine Corps commands, activities, and organizations - By officials and employees of the Marine Corps in the execution of their official duties with regard to the administration and management of issuing orders to the individual, maintaining personnel pay and unit records, accomplishing appropriate legal or disciplinary action.

Officials and employees of the Naval service and General Accounting Office in the execution of their official duties in relation to inspections, investigations, legal action.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders stored in filing cabinets.

Retrievability: Alphabetically by last name, rank, social security number, month orders were issued and type of orders.

Safeguards: Access to information contained in the files is limited to officials of the Marine Corps in the performance of their official duties.

After working hours, the office and building are locked. A guard is located in the general vicinity.

Retention and disposal: Files are retained for two calendar years and then destroyed.

System manager(s) and address: Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

Notification procedure: Write or visit SYSMANAGER, Reserve Branch Marine Corps District Headquarters or detaching or joining unit. Provide full name, social security number, and military status. Proof of identity may be established by military identificaion card or DD 214 and driver's license.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Service records, Commandant of the Marine Corps assignment case files.

Systems exempted from certain provisions of the act: None

MMN00026

System name: Working Files for Training Related Matters

System location: Decentralized, located throughout the Marine Corps.

Categories of individuals covered by the system: Training records are kept on all Marines.

Categories of records in the system: Files contain name, social security number, age, height, weight, grade, point average, schools attended, grades, favorable and unfavorable material, various qualifications, clearances, access, TAD related information, course related data, branch of service, local address, phone number, biographical data, MCI enrollment, swimming qualification, PFT score, and rifle qualification.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The purpose of this system is to assist the Marine Corps in being capable of meeting assigned missions through adequate training and control. This system is used for official purposes by Marine Corps personnel, DOD, and other official government agencies.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in files, loose-leaf notebooks, and card files.

Retrievability: Files alphabetically by name, cross-filed by SSN.

Safeguards: Buildings supervised by duty personnel. Records are maintained and accessible to authorized personnel only.

Retention and disposal: Records are retained for varying periods dependent on local requirements.

System manager(s) and address: Local commander activity concerned.

Notification procedure: Information may be obtained by contacting local command concerned.

Record access procedures: Requests from individuals should be directed to command concerned.

Contesting record procedures: Appeals and contest of records should be directed to command concerned.

Record source categories: Supervisors, students, instructors, and official records. Applicant and references supplied by applicant JUMPS/MMS data base Marine Corps Institute.

Systems exempted from certain provisions of the act: None

MMN00027

System name: Marine Corps Military Personnel Records Access Files

System location: The Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

Categories of individuals covered by the system: All officials and employees of the Department of Defense authorized to draw Marine Corps military personnel records and, except for agents of Secret Service, Federal Bureau of Investigation and Naval Investigative Service which agents are granted access by presentation of credentials, all designated, justified and approved law enforcement/investigative personnel of other Federal agencies permitted access to Marine Corps military personnel records at Headquarters, U S Marine Corps only.

Categories of records in the system: Authorization cards submitted by officials of HQMC and DOD granting individual authority to order Headquarters, U. S Marine Corps official military personnel records.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Officials and employees of Headquartersy U S Marine Corps. For controlling, monitoring and for providing a ready reference to personnel authorized to draw and/or review Marine Corps military personnel records.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Looseleaf Binder and Card Index Files

Retrievability: Alphabetical and by Agency

Safeguards: Building employs security guards.

Retention and disposal: Destroyed upon cancellation of access authorization.

System manager(s) and address: Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380 -

Notification procedure: Request by correspondence should be addressed to the Commandant of the Marine Corps (Code MSRB), Headquarters, U S Marine Corps, Washington, D C 20380. The letter should contain the full name, social security number and signature of the requester.

The individual may visit Headquarters, U S Marine Corps, Washington, D C., Room 1206. Proof of identification may consist of his active, reserve or retired identification card, his Armed Forces Report of Transfer or Discharge (DD214), his discharge certificate, his driver's license or by providing such other data sufficient to insure that the individual is the subject of the inquiry.

Record access procedures: Information may be obtained from:

Commandant of the Marine Corps
Headquarters, U S Marine Corps (Code MSRB)
Washington, D C 20380
Telephone Area Code 202/694-1043

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Staff agencies and subdivisions of Headquarters, U S Marine Corps.

Other staff agencies of the Department of Defense.

Law enforcement/investigative divisions of other Federal agencies.

Systems exempted from certain provisions of the act: None

MMN00028

System name: NAF Personnel Records

System location: Marine Commands Employing NAF Personnel

Categories of individuals covered by the system: Personnel hired by all Marine Corps Commands that are paid for with NAF

Categories of records in the system: Files contain the personal information on all NAF Personnel

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by management in daily administration of NAF personnel.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In paper records in file folders

Retrievability: By Name

Safeguards: Records are in locked file cabinet, areas limited to management personnel

Retention and disposal: Records are maintained for period employment plus two years after termination, then transferred to National Civilian Personnel Records Center, St. Louis, Missouri 63118.

System manager(s) and address: Local Commanders

Notification procedure: Information can be obtained by contacting the respective local command.

Record access procedures: Requests should be addressed to local commands.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Forms completed by applicant for employment; forms completed by previous employer or by business/personal references; personal interview.

Systems exempted from certain provisions of the act: None

MMN00029

System name: Patient Administrative Folders

System location: Marine Barracks, EPO, Seattle 98762

Categories of individuals covered by the system: Marine personnel assigned to or serving with the Marine Barracks, Yokosuka, who are hospitalized in, or who are in an out-patient status of the Navy Regional Medical Center, Yokosuka, Japan.

Categories of records in the system: Records contain personal data to include name, rank, social security number, military occupational specialty, unit assignment, diagnosis, progress, condition, any personal desires relevant to his hospitalization.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Headquarters, U S Marine Corps and Marine Corps commands, activities, and organizations - By officials and employees of the Marine Corps in the execution of their official duties.

Department of Defense and its components - By officials and employees of the Department in the performance of their official duties.

Congress of the U S - By the Senate or the House of Representatives of the U S , or any committees or sub-committees thereof on matters within their jurisdiction requiring disclosure of the files.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Alphabetically

Safeguards: Records are maintained in a locked filing cabinet. Only authorized personnel have access.

Retention and disposal: Files are retained for the period of hospitalization and six months thereafter.

System manager(s) and address: Commanding Officer, Marine Barracks, FPO, Seattle 98762

Notification procedure: Information may be obtained from:

Commanding Officer
Marine Barracks
FPO, Seattle 98762

Record access procedures: Written requests should be addressed to the SYSMANAGER

Requests should contain name, rank, social security number, and date of hospitalization.

Contesting record procedures: The agency's rules for access to records and contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Hospital Patient Affairs

Official military records
Individual concerned

Systems exempted from certain provisions of the act: None

MMN00030

System name: Fitness Report Logs for Officer and Enlisted Personnel

System location: Battalion Adjutant office and Sergeant Major's office.

Categories of individuals covered by the system: Former and present U S Marine Corps active duty officers and non-commissioned officers in rank of sergeant and above.

Categories of records in the system: Log contains name of individual, reason for fitness report, period covered, grading of blocks 13a, 15a, and 16 from fitness report form for non-commissioned officers, date submitted to Commanding Officer, Commanding General, Commandant of the Marine Corps and the date the form is received at Headquarters, U S Marine Corps.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Battalion Commanding Officer uses the information on the non-commissioned officers mainly in recommending the person for special performance pay or for special assignments, such as, Marine Security Guard School, Marine Barracks, etc.

Battalion Adjutant uses the log to ensure fitness reports are submitted in a timely manner and received by Headquarters, U S Marine Corps.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Log book maintained in a locked desk.

Retrievability: Listing is completed as fitness report is given to Battalion Commander. Information must be transcribed manually from the log for the individual.

Safeguards: Logs are secured in the respective custodian's desks. The building is secured with an external area guard.

Only the commanding officer, executive officer, adjutant, sergeant major and listed individuals can view the contests of the log.

Retention and disposal: Logs are maintained for one year after last entry is submitted.

System manager(s) and address: Commanding Officer, Base Materiel Battalion, Marine Corps Base, Camp Pendleton, California 92055.

Notification procedure: Information may be obtained from:

Commanding Officer
Base Materiel Battalion
Marine Corps Base
Camp Pendleton, California 92055
Telephone: Area Code 714/725-4313 (enlisted), 725-4900 (officers).

Record access procedures: Requests should be submitted to the above address. Personnel must present identification card or civilian identification before information is given.

Contesting record procedures: The Marine Corps rules for appealing may be obtained from SYSMANAGER

Record source categories: Information transcribed from the fitness report submitted.

Systems exempted from certain provisions of the act: None

MMN00031

System name: Marine Corps Recreation Facilities

System location: Marine Corps activities

Categories of individuals covered by the system: Authorized personnel to utilize Special Services facilities

Categories of records in the system: Usage data on each activity

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: By management personnel to record usage

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In paper records in file folders

Retrievability: By activity value

Safeguards: Records are maintained in administrative offices of local Special Services organizations.

Retention and disposal: Records are maintained for three years.

System manager(s) and address: Local commanding officers

Notification procedure: Local commander

Record access procedures: Information may be obtained from local commander.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the local commander.

Record source categories: Individual activities, individuals, I D cards, stables contract worksheets, communications electronics officer, interview with parents and student, request cards and master schedule cards.

Systems exempted from certain provisions of the act: Those activities that are self-directive in nature, i.e., tennis, handball, etc.

MMN00032

System name: Personal History Card File

System location: Provost Marshal's Office, Marine Corps Base, Camp Lejeune, North Carolina 28542.

Categories of individuals covered by the system: All individuals, both military and civilian, employed aboard Marine Corps Base, Camp Lejeune, North Carolina.

Categories of records in the system: Personal History Card (MCBul 12290). Contains personal identifying information and where employed.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by officials and employees of Marine Corps and Navy Commands, activities, and organizations in connection with their assigned duties. To provide a rapid locator of employees at their work site for law enforcement purposes. Also used to issue Civilian Identification Cards to employees.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records filed in metal card trays.

Retrievability: Filed alphabetically by name.

Safeguards: Records are maintained in a secure area accessible only to authorized personnel. The File Room is under constant surveillance during working hours and is locked after working hours.

Retention and disposal: Records are retained until the card expires, then destroyed by burning.

System manager(s) and address: Commanding General (Attn: Provost Marshal), Marine Corps Base, Camp Lejeune, North Carolina 28542. Telephone: Area Code 919/451-2455.

Notification procedure: Inquiries by individuals will be answered upon satisfactory identification of the requester to the SYSMANAGER

Record access procedures: Rules for access may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individuals concerned may be obtained from the SYSMANAGER .

Record source categories: Military and civilian personnel employed aboard Marine Corps Base, Camp Lejeune, North Carolina; Provost Marshal administrative personnel.

Systems exempted from certain provisions of the act: None

MMN00033

System name: Recreation Fund Property Records

System location: Local commands maintaining recreation funds.

Categories of individuals covered by the system: Active duty military, retired military, military dependents and military reserves on active duty who utilize Special Services activities in the Marine Corps.

Categories of records in the system: Special Services Activities Usage Data records reflect the name, rank, social security number, status of account, military unit and home address.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Marine Corps activities and organizations - By Marine Corps officials and employees in executing their assigned duties.

Department of Defense and its Components - By officials and employees of the Department in the performance of their official duties.

Congress of the U S - By the Senate or the House of Representatives of the U S or any committee or subcommittee thereof, any joint committee of Congress or subcommittee of joint committee on matters within their jurisdiction requiring disclosure of the files.

The Comptroller General of the U S - By the Comptroller General or any of his authorized representatives in the course of the performance of duties of the General Accounting Office relating to the Marine Corps.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Card files

Retrievability: Alphabetical by name

Safeguards: Records are maintained in a metal file in the Recreation Property Compound and Athletic Office. During non-operating hours, the activity is locked.

Retention and disposal: Until equipment is returned or Recreation Fund is reimbursed.

System manager(s) and address: Local commander

Notification procedure: Information may be obtained from the local commander.

Record access procedures: Local commander.

Written requests for information should contain the full name and grade of the individual.

For personal visits, the individual should be able to provide valid personal identification such as an employees badge, driver's license, medicare card, etc.

Contesting record procedures: The Marine Corps rules for contesting and appealing initial determinations may be obtained from the SYSMANAGER.

Record source categories: Individual

Systems exempted from certain provisions of the act: None

MMN00034

System name: Personnel Procurement Working Files

System location: Headquarters, U S Marine Corps

Personnel Procurement Branch, Marine Corps Districts
Recruiting Stations
Officer Selection Offices
Organized Marine Corps Reserve units

Categories of individuals covered by the system: Civilians and prior service individuals who are prospective applicants for enlistment in the Marine Corps, Marine Corps Reserve or a Marine Officer program, individuals on which a written waiver for enlistment has been requested; Platoon Leader Class Candidates receiving financial assistance while attending college; all individuals applying for various officer programs; Marine Corps Reserve enlistees who are serving on their 6 months active duty prior to return to Organized Marine Corps Reserve unit maintaining their record; Personnel enlisted in the Marine Corps Reserve assigned to a formal school upon enlistment; Secondary school students who participated in the Marine Corps Youth Physical Fitness meet held annually in Washington, D C , and the coach fielding each team; Any individual recommended for enlistment in the Marine Corps by a recruiting officer even though the applicant does not meet the enlistment requirements set forth in current guidance as set forth by the Commandant of the Marine Corps.

Categories of records in the system: All files contain Name (Last, First, Middle, (maiden, if any), Jr., Sr.), social security number, home of record. Files relating specifically to enlistment or officer procurement contain citizenship, sex, race, ethnic group, present address, marital status, number of dependents, date of birth, religious preference, highest grade completed, selective service system data, foreign language and skill, driver's license information, mental and aptitude test results, medical examination result, delayed enlistment program information, accession data, educational experience, citizenship verification, history of prior military service, names of relatives to include date and place of birth, present address and citizenship, listing of commercial life insurance policies and number, relatives and alien friends living in foreign countries to include name and relationship, age, occupation, address and citizenship, all previous residences since 10th birthday, previous employment record to include company name and address, job title and supervisor's name, data concerning previous employment by foreign governments, prior membership in youth programs, history of foreign travel. Declarations from the individual concerning; previous rejection by the Armed Forces of the United States, conscientious objector status, previous deserter status, retired pay, disability allowance, or severence pay or a pension from the Government of the United States, status as an only child; understandings by the applicant; date of interview and name, organization, title of interviewer; history of prior use of drugs except as prescribed by a licensed physician; prior intentional sniffing of glue, hairspray or other chemical fumes; prior use, purchase, possession or sale of illegal or controlled drugs except as prescribed by a licensed physician; marital status and dependency; membership in groups for purpose of unlawful overthrow of the Government; history and record of involvement with police or judicial authorities; parental/guardian consent for enlistment; enlistment options; current income; whether own, buying, or renting present residence; outstanding debts to include total amounts and monthly payments; status of savings account and checking account; spouses' employment and monthly income; police checks; character references; record of prior service; court documents; marriage certificates; birth certificates; record of medical examination; record of medical history; medical consultations statement of personal history; divorce decrees; death certificates; photographs; high school diploma; college diploma; grade transcript; General Educational Development certificates of High School equivalency; sole surviving son statements; statement of understanding; wife's consent form; applications for General Educational Development certificates of High School equivalency. Files relating to Marine Corps Reserve personnel on active duty contain information pertaining to name, social security number, sex, unit of assignment, home of record, education, Armed Services Vocational Aptitude Battery Test scores, vision, military occupational specialty training information, Quota Serial Number, training authorized.

Authority for maintenance of the system: Title 5, U. S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: By officials and employees of the Marine Corps in the execution of their official duties with regard to personnel procurement and problems which develop as a result thereof; maintained to assist recruiters and Officer Selection Officers in contacting possible applicants for the Marine Corps.

Officials and employees of the Naval Service and General Accounting Office in the execution of their official duties in relation to inspections, investigations, legal action.

Reserve Unit commander and administrative personnel, to monitor return of enlistee to unit and provide information on anticipated unit strength and status; To make available emergency data information.

Recruiting Station and Inspector-Instructor Staff Personnel in their assigned duties.

To provide Headquarters, U S Marine Corps information on those individuals attending the Marine Corps Youth Physical Fitness national championship.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folder. Records are maintained in areas accessible only to authorized personnel.

Retrievability: Individuals listed in alphabetical order according to program.

Safeguards: Access is limited to Reserve unit command, recruiting, and administrative personnel and law enforcement or Federal agents upon presentation of proper credentials.

After working hours the office and building are locked.

Retention and disposal: Maintained for two years or until prospect, applicant, candidate or reservist changes status.

System manager(s) and address: Commander of unit holding file.

Notification procedure: Write or visit SYSMANAGER Provide full name, social security number, and military status. Proof of identity may be established by military identification card or DD-214 and driver's license.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the Individual concerned may be obtained from the SYSMANAGER.

Record source categories: High School Lists, DD 214's, Prospect interviews/Referrals, Local Newspapers, Youth Fitness programs, individual contacts, Marine Corps officials.

Systems exempted from certain provisions of the act: None

MMN00035

System name: Truth Teller/Static Listings

System location:

The Commandant of the Marine Corps
Headquarters, U S Marine Corps
Washington, D C 20380

Categories of individuals covered by the system: All present and former members of the U S Marine Corps

Categories of records in the system: The system comprises non-automated records of basic information (Name, Military Service Number/Social Security Number, Pay Entry Base Date, Home of Record (State and County) and Date of Birth) pertaining to all individuals who ever served in the U S Marine Corps.

Authority for maintenance of the system: Title 10, U S Code Section 5201

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Officials and employees of Headquarters, U S Marine Corps for making necessary identification of members and former members of the U S Marine Corps in connection with official business and in response to inquiries received at the Headquarters.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File Folders, Binders and Microfilm Cartridges

Retrievability: Name, Military Service Number and Social Security Number

Safeguards: Records maintained in locked room. Building employs security guards.

Retention and disposal: Permanent

System manager(s) and address: Commandant of the Marine Corps, Headquarters, U S Marine Corps, Washington, D C 20380

Notification procedure: Request by correspondence should be addressed to the Commandant of the Marine Corps (Code MSRB), Headquarters, U S Marine Corps, Washington, D C 20380. The letter should contain the full name, social security number and signature of the requester.

The individual may visit Headquarters, U S Marine Corps, Columbia Pike and Arlington Ridge Road, Arlington, Virginia, room 1206. Proof of identification may consist of his active, reserve or retired identification card, his Armed Forces Report of Transfer or Discharge (DD214), his discharge certificate, his driver's license or by providing such other data sufficient to insure that the individual is the subject of the inquiry.

Record access procedures: Information may be obtained from:

Commandant of the Marine Corps (Code MSRB)
Headquarters, U S Marine Corps
Washington, D C 20380
Telephone Area Code 202/694-1043

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Enlistment and Officer Acceptance Contracts

Systems exempted from certain provisions of the act: None

MMN00036

System name: Identification Card Control

System location: All United States Marine Corps units.

Categories of individuals covered by the system: Regular and Reserve Marines including retired and disability retired and their dependents who have been issued an Identification Card.

Categories of records in the system: Log book contains name, rank, social security number, and card number, issue date, expiration date, signature of person card issued to and signature of issuing person.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To maintain accountability for serialized Identification Cards.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: These records are kept in a log book.

Retrievability: By type card, chronologically by date also retrievable by name.

Safeguards: The log books are stored in a locked container in a location which is locked after working hours. A guard is located in the general area.

Retention and disposal: Two years from date of closing entry.

System manager(s) and address: Unit Commanders.

Notification procedure: Write or visit SYSMANAGER Provide full name, social security number, and military status. Proof of identity may be established by military identification card or DD 214 and driver's license.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Officers Qualification Record/Service Record Book of individual application for dependents priviledge card, correspondence from Headquarters, U S Marine Corps.

Systems exempted from certain provisions of the act: None

MRS00002

System name: Involuntary Active Duty Case Files

System location: All Organized Marine Corps Reserve reporting units, Marine Corps Districts and Headquarters, U S Marine Corps.

Categories of individuals covered by the system: Members of Marine Corps Reserve recommended and processed for involuntary active duty.

Categories of records in the system: Rank, name, military occupational specialty, social security number, summary of military service including information on performance of duty, disciplinary history, duty assignments, education, personal financial status, medical and psychiatric evaluations, dependent information, pertinent investigative reports, promotions, reductions, physical fitness and capacities, leave status, personal preservice history.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: By commanders, legal, and administrative personnel and other officials and employees of the Marine Corps in the execution of the decision making process concerning the recommendations for involuntary active duty.

Officials and employees of the Naval Service and General Accounting Office in the execution of their official duties in relation to inspections, investigations, legal action.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: On paper in file folders.

Retrievability: Alphabetically by last name.

Safeguards: Access limited to commanders, legal, administrative personnel and other officials and employees of the Marine Corps necessary to review and process recommendations.

After working hours the office and building are locked. A guard is located in the general vicinity.

Retention and disposal: Headquarters, U S Marine Corps - Permanent, Units - Two years after completion of action.

System manager(s) and address: Commandant of the Marine Corps, Headquarters, U S Marine Corps.

Notification procedure: Write or visit SYSMANAGER or command originating request. Provide full name, social security number, and military status. Proof of identity may be established by military identification card or DD-214 and driver's license.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Medical records, statements by military or civilian supervisors, training records, unit attendance records.

Systems exempted from certain provisions of the act: None

MRS00003

System name: Employment Referral Questionnaire for Members of Reserve Units

System location: May be retained by all Inspector-Instructor Staffs.

Categories of individuals covered by the system: All Reservists who desire assistance in obtaining civilian employment.

Categories of records in the system: Resume on each individual which may include member's sex, age, social security number, education, past civilian employment, past military experience, present civilian employment, type of employment desired, type driver's license, preferred location of employment, present address and marital status.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: May be used by members of the reserve unit and the Inspector-Instructor Staff to assist in finding civilian employment for the requesting member.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: May be on paper or cards in binder or file folder.

Retrievability: Alphabetically by last name, may also be by type employment desired, area employment desired in, rank or age.

Safeguards: After working hours the office and building are locked. A guard is located in the general vicinity.

Retention and disposal: One year after employment is found or member is transferred or discharged.

System manager(s) and address: Inspector-Instructor.

Notification procedure: Write or visit SYSMANAGER Provide full name, social security number, and military status. Proof of identity may be established by military identification card or DD-214 and driver's license.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Application form from individual requesting assistance and service records.

Systems exempted from certain provisions of the act: None

MRS00004

System name: Individual Drill Attendance and Retirement Transaction Card (IDART) File

System location: All Organized Marine Corps Reserve Units and Marine Corps Reserve Administrative Activity, Kansas City, Missouri.

Categories of individuals covered by the system: Maintained on all members of the reserve unit.

Categories of records in the system: Individual's name, rank, social security number, pay entry base date, expiration of reserve contract, a record of drill attendance for the current calendar year, by month, and retirement points awarded.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Unit command and administrative personnel. Maintain records of the drill attendance and reserve retirement credit points awarded members of the unit.

Officials and employees of the Naval Service and General Accounting Office in the execution of their official duties in relation to inspections, investigations, legal action.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File cards in box in metal file cabinet.

Retrievability: Alphabetically by last name.

Safeguards: File maintained in a locked metal file cabinet.

After working hours the office and building are locked. A guard is located in the general vicinity.

Retention and disposal: Annual cards are retired in January following the year for which the card is maintained. Cards are kept for three years after retirement and then burned. Upon transfer of a reservist, the IDART is transferred with the service record book.

System manager(s) and address: Headquarters, U S Marine Corps, Commanding Officer and Inspector Instructor of Organized Marine Corps Reserve unit.

Notification procedure: Write or visit Inspector-Instructor or Commanding Officer of the Organized Marine Corps Reserve Unit concerned. Provide full name, social security number, and military status. Proof of identity may be established by military identification card or DD-214 and driver's license.

Record access procedures: Write or call in person to the Inspector-Instructor or Commanding Officer of the Organized Marine Corps Reserve Unit concerned.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: Service records and unit attendance rosters.

Systems exempted from certain provisions of the act: None

MRS00005

System name: Reserve Drill Attendance Rosters

System location: All Organized Marine Corps Reserve Units, Marine Corps District Headquarters, Marine Corps Reserve Force Administrative Activity, Kansas City, Missouri

Categories of individuals covered by the system: All members of the Reserve Unit including Reserve Navy personnel attached.

Categories of records in the system: Includes name, rank, component code, social security number, primary military occupational specialty, first additional military occupational specialty and drill attendance information.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Unit commanders and administrative personnel to determine drill strength and drill attendance.

Officials and employees of the Naval Service and General Accounting Office in the execution of their official duties in relation to inspections, investigations, legal action.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper record in file folder.

Retrievability: Alphabetically by last name.

Safeguards: Access limited to unit command and administrative personnel.

After working hours the office and building are locked. A guard is located in the general vicinity.

Retention and disposal: Two years, then destroyed.

System manager(s) and address: Marine Corps Reserve Force Administrative Activity, Kansas City, Missouri

Notification procedure: Write or visit Commanding Officer or Inspector-Instructor of unit concerned. Provide full name, social security number, and military status. Proof of identity may be established by military identification card or DD-214 and driver's license.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Service records and supervisor attendance reports.

Systems exempted from certain provisions of the act: None

MRS00006

System name: Marine Junior Reserve Officers Training Course Instructor Personnel Files

System location: Headquarters, 12th Marine Corps District, U. S. Naval Station Treasure Island, San Francisco, California

Categories of individuals covered by the system: All Senior Marine Instructors and Marine Instructors for Marine Corps Junior Reserve Officer Training Course units sponsored by the 12th Marine Corps District.

Categories of records in the system: File contains individual's name, social security number, address, school, qualifications and a copy of their contract with the school.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Marine Corps Junior Reserve Officers Training Course project officer and administrative personnel use files to ensure that teaching contracts are current and in consonance the Marine Corps' policy, to monitor personnel status of instructors and administer Marine Corps Junior Reserve Officers Training Course program.

Officials and employees of the Naval Service and General Accounting Office in the execution of their official duties in relation to inspections, investigations, legal action.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folder.

Retrievability: Files by name of school and alphabetically by last name.

Safeguards: Access to information contained in the files is limited to officials of the Marine Corps in execution of their duties in relation to the Marine Corps Reserve Officers Training Course program.

After working hours the office and building are locked. A guard is located in the general vicinity.

Retention and disposal: The instructors' period of employment.

System manager(s) and address: Assistant Director for Reserves, 12th Marine Corps District.

Notification procedure: Write or visit SYSMANAGER. Provide full name, social security number, and military status. Proof of identity may be established by military identification card or DD-214 and driver's license.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER.

Record source categories: Individual and school authorities concerned.

Systems exempted from certain provisions of the act: None

MRS00007

System name: Unsatisfactory Participant Case Files

System location: Reserve Branch Headquarters, 12th Marine Corps District, U. S. Naval Station Treasure Island, San Francisco, California

Categories of individuals covered by the system: Any individual who becomes an unsatisfactory participant in the Organized Marine Corps Reserve and is reported to this Headquarters.

Categories of records in the system: File contains copies of all endorsements and correspondence relative to processing unsatisfactory participants.

Authority for maintenance of the system: Title 5, U S Code 301

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Reserve Branch, 12th Marine Corps District uses file to determine the location and pending action on correspondence relating to unsatisfactory participants and to manage appropriate administrative and legal processing.

Officials and employees of the Naval Service and General Accounting Office in the execution of their official duties in relation to inspections, investigations, legal action.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folder.

Retrievability: Alphabetically by last name.

Safeguards: Access is limited to officials and employees of the 12th Marine Corps District in the performance of their official duties.

After working hours the office and building are locked. A guard is located in the general vicinity.

Retention and disposal: Records are temporary. They are retained for one year from the date action is completed on individual cases.

System manager(s) and address: Assistant Director for Reserves, 12th Marine Corps District.

Notification procedure: Write or visit SYSMANAGER. Provide full name, social security number, and military status. Proof of identity may be established by military identification card or DD-214 and driver's license.

Record access procedures: The agency's rules for access to records may be obtained from the SYSMANAGER.

Contesting record procedures: The agency's rules for access to records and for contesting contents and appealing initial determinations by the individual concerned may be obtained from the SYSMANAGER

Record source categories: From reports made by unit commanders of individual unsatisfactory participation and unit attendance rosters.

Systems exempted from certain provisions of the act: None

ROUTINE USE - LAW ENFORCEMENT

In the event that a system of records maintained by this component to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute, or by regulation, rule or order issued pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

ROUTINE USE - DISCLOSURE WHEN REQUESTING INFORMATION

A record from a system of records maintained by this component may be disclosed as a routine use to a federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a component decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grantor other benefit.

ROUTINE USE - DISCLOSURE OF REQUESTED INFORMATION

A record from a system of records maintained by this component may be disclosed to a federal agency, in response to its request, in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of acontract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

ROUTINE USE WITHIN THE DEPARTMENT OF DEFENSE

A record from a system of records maintained by this component may be disclosed as a routine use to other components of the Department of Defense if necessary and relevant for the performance of a lawful function such as, but not limited to, personnel actions, personnel security actions and criminal investigations of the Component requesting the record.

N00018 02

System name: Bureau of Medicine and Surgery Headquarters Personnel System

System location: Bureau of Medicine and Surgery, Navy Department, Washington, D.C. 20372

Categories of individuals covered by the system: Navy Medical Corps, Dental Corps, Medical Service Corps, Nurse Corps and Warrant officers 8175 - active, inactive, regular, reserve, resigned, retired and deceased; Navy civilian employees - GS series 602 (physician); applicants to student status in Navy Aerospace Medicine, Navy Aerospace Physiology and Navy Aerospace Experimental Psychology; designated flight surgeons, aerospace physiologists and aerospace experimental psychologists; Navy and civilian personnel qualified as divers; Navy and civilian personnel exposed to radiation hazards; civilian physicians applying for full time graduate medical education; distinguished/noted civilian physicians in capacity of lecturer/consultant.

Categories of records in the system: All personal and demographic data; education, training and professional qualifications; assignment history, projected rotation date, projected release from active duty date, active duty obligation, officer preference card, and variable incentive pay/continuation pay selection data; Hospital Corps education and training history with grades received, commanding officers' performance evaluation and recommendations; demographic and professional information on civilian physician employees; periodic and total lifetime accumulated radiation dosage; curricula vitae of civilian consultants.

Authority for maintenance of the system: Title 10, U.S. Code; Title 10 CFR Part 20 'Standards for Protection Against Radiation'.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Procurement, training, promotion, all aspects of personnel management; career development; screening and selection for Hospital Corps training; evaluation of candidates for position of lecturer/consultant; mobilization planning and verification of Reserve service; management of physical standards; maintenance of safe radiation protection standards.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Automated records stored on disc, tape, punched card. Manual stored in card files and folders in filing cabinets.

Retrievability: Automated retrieved by key to any data field. Manual retrieved by full name.

Safeguards: Buildings locked outside regular working hours.

Retention and disposal: Active duty records maintained during period of active service. Inactive reserve data cards maintained permanently. Enlisted training and duty preference records destroyed every 2 years. Reserve correspondence files retired to Federal Records Management Center, St. Louis, Mo. on termination of Ready or Standby Reserve affiliation. Aerospace Medicine correspondence files destroyed 2 years after termination of active ser-

vice; cards retained permanently. Radiation exposure records retained for 75 years and destroyed. Medical Service Corps procurement, training and distribution record given to officer when active service is terminated. Medical Service Corps officer data cards and professional qualifications record destroyed when active service is terminated. Curricula vitae of lecturer/consultants destroyed on termination of status.

System manager(s) and address: Chief, Bureau of Medicine and Surgery

Notification procedure: Request by correspondence should be addressed to Chief, Bureau of Medicine and Surgery, Navy Department, Washington, D.C. 20372. The request should contain full name, rank, SSAN, file number (if any), and designator. Records may be reviewed at Potomac Annex, 23rd and E Street, N.W. Washington, D.C. 20372, Monday through Friday, except holidays, from 0800 to 1630. The individual should establish his identity with some standard type of identification card showing name and a recent photograph.

Record access procedures: The agency's rules for access to records may be obtained from the System Manager.

Contesting record procedures: The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the System Manager.

Record source categories: Military bureaus, Headquarters, offices and commands; educational institutions and training hospitals; Boards, Colleges and associations of professional licensure and medical specialties; letters and telephone conversations from individuals; automated system interfaces.

Systems exempted from certain provisions of the act: None

N00250 FIDELITY BOND

System name: Commercial Fidelity Bond Insurance Records

System location: Commanding Officer, Navy Resale System Office, 3rd Ave. & 29th St. Brooklyn, NY 11232 (for all Navy Exchanges).

Categories of individuals covered by the system: Civilian and military personnel assigned to Navy exchanges, who the duly constituted authority (usually a Board of Investigation appointed by the base Commanding Officer) has established to be guilty of a dishonest act which has resulted in a loss of money, securities or other property, real or personal, for which the exchange is legally liable.

Categories of records in the system: Equipment Loss Reports, Cash and/or Merchandise Loss Reports from Navy exchanges, including correspondence relating to losses.

Authority for maintenance of the system: 5USC 301 and 10 USC 5031

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To provide information, as required, to the insurance carrier (Fidelity Bond Underwriter) for appropriate coverage, as well as to render appropriate assistance in processing insurance claims.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: The media in which these records are maintained varies but includes file folders and ledgers.

Retrievability: Name, payroll number, service number, activity.

Safeguards: Locked file cabinets; locked offices which when open are supervised by appropriate personnel; security guards.

Retention and disposal: Navy exchange records retention standards are contained in the 'Disposal of Navy and Marine Corps Records, Part II, chapters 4 and 5 and/or the Navy Exchange Manual.

System manager(s) and address: Commanding Officer, Navy Resale System Office, 3rd Ave. and 29th St., Brooklyn, NY 11232

Notification procedure: Written contact may be made by addressing inquiries to:

Director, Controller Division (FM)
Navy Resale System Office
3rd Ave. and 29th St.
Brooklyn, NY 11232

In the initial inquiry the requestor must provide full name, payroll or military service number and activity where they had their dealings. A list of other offices the requestor may visit will be provided after initial contact is made at the office listed above. At the time of a personal visit, requestors must provide the following proof of identity: Name, date of birth, place of birth, father's first name, mother's maiden name.

Record access procedures: The agency's rules for access to records may be obtained from the system manager.

Contesting record procedures: The agency's rules for contesting contents and appealing initial determinations by the individual concerned may be obtained from the system manager.

Record source categories: The individual; the insurance underwriter; audit reports; investigatory reports and/or activity loss records.

Systems exempted from certain provisions of the act: None

DEPARTMENT OF DEFENSE

PRIVACY ACT OF 1974

Notice of Systems of Records

Correction

In FR Doc. 75021075 published in the FEDERAL REGISTER (40 FR 35151) of August 18, 1975 setting forth the systems of records prescribed by the Privacy Act of 1974 within the Department of Defense, the following Department of the Air Force system of records was omitted due to oversight on page 35704, column 2, between record systems notices F19001 02 ALSA and F20002 OLAEAQA. Any public comments, including written data, views or arguments concerning the following system of records should be addressed to the system manager identified in the notice on or before September 29, 1975.

F19002 A58WWYK

System name: Home Town News Release Background Data File

System location: United States Air Force Home Town News Center, Tinker Air Force Base, OK 73145. Subsystems of the main system may be located at the Information Office of the Air Force Base or Air National Guard or Air Force Reserve or similar installation to which an individual is assigned.

Categories of individuals covered by the system: Active duty Air Force personnel, Air Reserve or Air National Guard personnel recently selected for promotion, reassigned, awarded a medal or decoration, or who otherwise participated in a newsworthy event.

Categories of records in the system: Biographical information including, but not necessarily limited to name, current grade, marital status, local address, name and address of parents, educational background, and military history; photographs. In?ormation is usually, but not necessarily, contained in a USAF Home Town News Release Form or similar form.

Authority for maintenance of the system: 5 USC 301 and 10 USC 8012.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Preparation of news releases for distribution to newspapers and broadcast stations throughout the United States.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained in the file folders in file cabinets.

Retrievability: Filed by name within date of release.

Safeguards: Records are accessed by authorized persons responsible for servicing the records system in the performance of their official duties. Records are stored in locked cabinets or rooms.

Retention and disposal: Retained in Home Town News Center files until 90 days after monthly cut-off, then destroyed by tearing into pieces, shredding, pulping, macerating, or burning. Local files may be retained for one year and are then destroyed by tearing into pieces, shredding, pulping, macerating, or burning.

System manager(s) and address: Director of Information, Office of the Secretary of the Air Force, Washington, DC 20330.

Notification procedure: Requests from individuals should be addressed to Commander, USAF Home Town News Center, Tinker AFB, OK 73145. When inquiring about a subsystem, inquiries should be addressed to the Information Officer at the base or installation of the individual's assignment. Mailing addresses are in the Department of Defense directory in the appendix to the Air Force systems notice.

Record access procedures: Individuals can obtain assistance in gaining access from the Commander, USAF Home Town News Center, or the installation Information Officer.

Contesting record procedures: The Air Force's rules for access to records and for contesting and appealing initial determinations by the individual concerned may be obtained from the Systems Manager.

Record source categories: Information obtained from the individual.

Systems exempted from certain provisions of the act: NONE

COMMODITY FUTURES TRADING COMMISSION

PROPOSED NOTICES OF SYSTEMS OF RECORDS TO IMPLEMENT THE PRIVACY ACT OF 1974

Pursuant to the provisions of the Privacy Act of 1974, 5 U.S.C. 552a, the Commodity Futures Trading Commission has published proposed rules relating to records maintained by the Commission concerning individuals. The proposed rules deal with an individual's right to know what information the Commission has in its files concerning him, his right to have access to those records, his right to petition the Commission to have inaccurate or incomplete records amended or corrected, and his right not to have personal information disseminated to unauthorized persons [40 Fed. Reg. 32839 (August 5, 1975)].[1]

To implement further the requirements of the Privacy Act the Commission is required annually to publish a notice of the existence and character of each "system of records" it maintains which contains information about individuals.[2] When read in conjunction with the Commission's rules, these "system notices" will provide the individual with the information he needs fully to exercise his rights under the Privacy Act. The system notices which the Commission proposes to issue are set forth below.

Each system notice contains the following information:

1. the name and location of the system;

2. the categories of individuals on whom records are maintained in the system;

3. the categories of records maintained in the system;

4. each routine use of the records contained in the system, including the categories of users and the purpose of each use;

5. the policies and practices of the agency regarding storage, retrievability, access controls, retention, and disposal of the records;

6. the title and business address of the agency official who is responsible for the system of records;

7. the agency procedures by which an individual can find out whether the system of records contains a record pertaining to him;

8. the agency procedures by which an individual can find out how he may gain access to any record pertaining to him contained in the system of records, and how he can contest the content of the record; and

9. The categories of sources of records in the system.[3]

The Location of Systems of Records

The first and sixth items described above call for the address of the Commission office involved. The Commission maintains offices in the following locations:

1120 Connecticut Ave., NW., Washington, D.C. 20036, Telephone: (202) 254-8630.
141 West Jackson Blvd., Room A-1, Chicago, Ill. 60604; Telephone: (312) 353-5990.
356 Board of Trade Bldg., 4800 Main St., Kansas City, Mo. 64112, Telephone: (816) 374-2994.
61 Broadway, Room 2101, New York, N.Y. 10006, Telephone: (212) 264-1028.
Two Embarcadero Center, Suite 975, San Francisco, Calif. 94111, Telephone: (415) 556-7503.
510 Grain Exchange Bldg., Minneapolis, Minn. 55415, Telephone: (612) 725-2025.

Where multiple locations are involved in a system notice, rather than listing each address the notice merely identifies the offices and refers to this introductory section for each address. In the system notice, the Washington office is referred to as the "principal office," the Chicago, Kansas City and New York offices as the "regional offices," and all offices collectively are described as "all CFTC offices."

In many cases records within a system will not all be available at each of the offices listed in the system notice. For example, investigation files are basically maintained in the office where the investigation is being conducted, but certain information may be maintained in other offices as well. Similarly, many but not necessarily all employee records are maintained in the particular office where the employee works. In addition, the Commission's computer is physically located in Chicago, although information in computer printout form may be available in any office.

Of course, it will be the Commission's responsibility, unless otherwise specified in the system notice, to determine where the particular records being sought are located. However, if the individual seeking the records in fact knows the location, it would be helpful to the Commission if he would indicate that location.

Scope and Content of Systems of Records

The Privacy Act applies to personal information about individuals; it does not apply to the extent that the individual is acting in an entrepreneurial capacity. Since the Commission's responsibilities pertain to the regulation of business entities or to individuals who are acting in a business capacity, much of the information contained in the Commission's records does not come within the purview of the Privacy Act.

On the other hand, personal information subject to the provisions of the Privacy Act may sometimes be found in a system of records that might appear to relate solely to commercial matters. For example, the system of records entitled "registration of futures commission merchants"[4] contains essentially business information. However, the application for registration contains a few items of personal information concerning key personnel of the registrant firm. Since the capability exists through the Commission's computer to retrieve information from this system of records not only by use of the name of the futures commission merchant but also by the use of the name of these individuals, this information is within the purview of the Privacy Act.[5]

Such a capability would generally not exist, however, in a Commission staff investigation of the activities of the futures commission merchant. Thus, if the investigation were opened under the name of the futures commission merchant, information would be retrievable only under that name. Accordingly, information about principals of a firm under investigation which might be developed during the investigation would generally not be retrievable by the name of the individual, and the provisions of the Privacy Act would not apply.

General Statement of Routine Uses

A principal purpose of the Privacy Act is to restrict the unauthorized dissemination of personal information concerning the individual. In this connection, the Privacy Act and the Commission's proposed rules prohibit all dissemination except for specific purposes.[6]

The Act and the proposed rules specifically provide that disclosure may be made with the consent of the individual to whom the record pertains. Disclosure may also be made to those officers and employees of the Commission who need the record in the performance of their duties. In addition, disclosures are authorized if they are made pursuant to the terms of the Freedom of Information Act, 5 U.S.C. 552.

In addition, the Privacy Act and the Commission's rules permit disclosure of

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[1] The full text of the Commission's rules implementing the Privacy Act should be consulted for a detailed description of the procedures to be followed.

[2] A "system of records" covered by the Privacy Act is defined as a group of records under the control of the Commission from which information is retrieved by the name of the individual or by some other identifier unique to the individual.

[3] Two systems of records, one relating to investigatory material compiled for law enforcement purposes and the other relating to confidential information obtained during employee background investigations, have been exempted in the Commission's proposed rules from certain requirements of the Privacy Act, as authorized under the Privacy Act, 5 U.S.C. 552a(k). Among the requirements from which these systems have been exempted is the requirement that the information listed under items (7), (8), and (9) above, be furnished.

[4] A futures commission merchant is someone engaged in soliciting or in accepting orders for the purchase or sale of commodity futures in the manner defined in Section 2(a) of the Commodity Exchange Act, 7 U.S.C. 2.

[5] See definition of system of records in footnote 1.

[6] Individuals should refer to the full text of the Privacy Act, 5 U.S.C. 552a(b) and to the Commission's proposed rules for a complete list of authorized disclosures. Only those arising most frequently have been mentioned herein.

individual records if it is for a "routine use," which is defined as a use of a record which is compatible with the purpose for which it was collected. The system notice for each system of records is required to list each of these routine uses.

Many of the routine uses of Commission records are applicable to a number of systems. These included the following:

1. The information in the system may be used by the Commission in any administrative proceeding before the Commission, in any injunctive action authorized under the Commodity Exchange Act or in any other action or proceeding in which the Commission or any member of the Commission or its staff participates as a party or the Commission participates as amicus curiae, and may be disclosed in response to a subpoena issued in the course of a proceeding to which the Commission is not a party.

2. The information may be given to the Justice Department, the Securities and Exchange Commission, the United States Postal Service, the Internal Revenue Service, the Department of Agriculture, the Civil Service Commission and to other federal, state or local law enforcement or regulatory agencies for use in meeting responsibilities assigned to them under law, or made available to any member of Congress who is acting in his capacity as a member of Congress.

3. The information may be given to any board of trade designated as a contract market by the Commission if the Commission has reason to believe this will assist the contract market in carrying out its responsibilities under the Commodity Exchange Act, 7 U.S.C. 1, et seq.

4. At the discretion of the Commission staff, the information may be given or shown to anyone during the course of a Commission inquiry or the investigation if the staff has reason to believe that the person to whom it is disclosed may have further information about the matters discussed therein, and those matters appear relevant to the subject of the investigation.

5. The information may be included in a public report issued by the Commission following an investigation, to the extent that this is authorized under Section 8 of the Commodity Exchange Act, 7 U.S.C. 12. Section 8 authorizes publication of such reports but contains restrictions on the publication of certain types of sensitive business information developed during an investigation. In certain contexts some of this information might be considered personal in nature.

6. The information may be disclosed to a federal agency in response to its request in connection with 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 by the requesting agency, to the extent that the information may be relevant to the requesting agency's decision on the matter.

7. The information may be disclosed to a prospective employer in response to its request in connection with the hiring or retention of an employee, to the extent that the information is believed to be relevant to the prospective employer's decision in the matter.

8. The information may be disclosed to any person, pursuant to Section 12(a) of the Commodity Exchange Act, 7 U.S.C. 16(a), when disclosure will further the policies of that Act or of other provisions of law. Section 12(a) authorizes the Commission to cooperate with various other government authorities or with "any person."

To avoid unnecessary repetition of these routine uses, where they are generally applicable the system notice refers the reader to the above description. Unless otherwise indicated, where the system notice contains a reference to the foregoing routine uses all of the eight routine uses listed above apply to that system.

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Interested persons are invited to express their views and comments on the proposed system notices. Comments are solicited in particular concerning the routine use portion of those notices, and the Commission's method of treating those routine uses as described in the previous paragraph. To be considered, written statements should be submitted to Commodity Futures Trading Commission, Attn.: CCU, 1120 Connecticut Avenue NW., Washington, D.C. 20036, on or before September 18, 1975. All such communications will be available for public inspection.

Issued in Washington, D.C., on August 22, 1975.

WILLIAM T. BAGLEY,
Chairman, Commodity Futures Trading Commission.

Following are the proposed system notices:

CFTC—1

System name: Complaint Register and Complaint Indices—CFTC

System location: Records in this system are maintained in the Commission's principal office and in each of the regional offices. Addresses and telephone numbers of these offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Categories of individuals covered by the system: a. Persons alleged to have violated or suspected of having violated the Commodity Exchange Act or the rules and regulations adopted thereunder.

b. Persons lodging complaints with the Commission.

Categories of records in the system: The records in this system include:

a. The complaint register, a summary of complaints received from the public concerning an individual (or business entity) as well as a summary of leads as to possible areas of violation which were developed from other sources. A complaint number is assigned to each case and the record is filed according to that number. The register also, among other matters, names the individual complained about, his employer, the name of the complainant, the type of complaint, the date received, the disposition, the date closed and the investigator assigned.

b. The complaint index, which contains a summary of the same information as the complaint register, but is maintained alphabetically by the name of the person who is the subject of the complaint.

c. The complainant index, which contains a summary of the same information as the complaint register but is maintained alphabetically by the name of the complainant.

Authority for maintenance of the system: Section 8 of the Commodity Exchange Act, 7 U.S.C. 12.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders, binders and on index cards.

Retrievability: Information in the register is retrievable by assigned complaint number. This is cross-indexed to the individual's name through the complaint index and complainant index.

Safeguards: Records are located in secured rooms or on secured premises with access limited to those whose official duties require access. In appropriate cases the records are maintained in lockable file cabinets.

Retention and disposal: The index is maintained indefinitely. The register is maintained on the premises for 5 years, then in the Federal Records Center for 5 years before being destroyed.

System manager(s) and address: The Director of the Compliance Bureau in the Commission's principal office and the Regional Administrator of each of the regional offices. Addresses of these offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission; 1120 Connecticut Avenue, N.W.; Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: Persons submitting complaints to the Commission; other miscellaneous sources including customers, other law enforcement and regulatory agencies, commodity exchanges, various trade sources, and items generated internally by the Commission staff.

CFTC—2

System name: Correspondence Files—CFTC

System location: These records are maintained in the Commission's principal offices at 1120 Connecticut Avenue, N.W., Washington, D.C. 20036

Categories of individuals covered by the system: Persons corresponding with the Commission, directly or through attorneys or other representatives. Persons discussed in correspondence to or from the Commission.

Categories of records in the system: This system contains incoming and outgoing correspondence and indices of correspondence, and certain internal reports and memoranda related to the correspondence.

This system does not include all Commission correspondence, but only those records which are part of a general correspondence file maintained by the office involved. It does not include correspondence indexed by subject matter, by date or by assigned number, unless there is a cross indexing capability by individual name. It does, however, include correspondence files maintained by the Office of Public Information relating to requests by individuals under the Freedom of Information Act and the Privacy Act.

Authority for maintenance of the system: 44 U.S.C. 3101

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders, in looseleaf binders, or on index cards.

Retrievability: By name. This may be the name of the person who sent the letter, the person who received the letter, or the person on whose behalf the letter was sent or received. On occasion it may also be another person who was the principal subject of the letter, where circumstances appear to justify this treatment. See previous discussion concerning the category of records maintained in this system.

Safeguards: Records are located in secured rooms or on secured premises with access limited to those whose official duties require access.

Retention and disposal: These records are maintained indefinitely or for varying periods of time depending on the policies and practices of the offices involved.

System manager(s) and address: The system managers include: a.the General Counsel; b.the Director of the Office of Public Information; c.the Director of the Compliance Bureau; d.the Chief of the Correspondence Control Unit. All are located at 1120 Connecticut Avenue, N.W., Washington, D.C. 20036

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit; Commodity Futures Trading Commission; 1120 Connecticut Avenue, N.W.; Washington, D.C. 20036, Telephone: (202) 254-8630. The request should specify the system manager under whose jurisdiction the records are maintained, if known.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: Persons corresponding with the Commission and correspondence and memoranda prepared by the Commission.

CFTC— 3

System name: Docket Files—CFTC

System location: The records are maintained in the Office of Hearings and Appeals in the Commission's principal offices at 1120 Connecticut Avenue, N.W., Washington, D.C. 20036.

Categories of individuals covered by the system: Parties and other persons involved in any CFTC proceeding.

Categories of records in the system: The records in this system include all pleadings, motions, applications, stipulations, affidavits,

transcripts and documents introduced as evidence, briefs, orders, findings, opinions, and other matters which are part of the record of an administrative proceeding. They also contain related correspondence and indices.

Authority for maintenance of the system: The Commission is authorized or required to conduct hearings under several provisions of the Commodity Exchange Act. The maintenance of these files is a necessary concomitant for the conduct of orderly hearings. See also 44 U.S.C. 3101.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These are public records, except to the extent the Commission or the assigned hearing officer determines they may be treated as non-public consistent with the provisions of the Freedom of Information Act and that for good cause they should be treated as non-public. Non-public portions may be used for any purpose specifically authorized by the hearing officer who ordered non-public treatment or by the Commission.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: These records are filed by the docket number and cross-indexed by the respondent's name, and his attorney's name.

Safeguards: The information in these files is in most cases a matter of public record. Those items which the Commission or the hearing officer has directed be kept non-public are segregated and precautions are taken to assure that access is restricted only to authorized personnel.

Retention and disposal: These records are maintained in the files of the Commission indefinitely.

System manager(s) and address: Director of Hearings and Appeals, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036.

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: Commission staff members; opposing parties; their attorneys; witnesses in the proceeding; the hearing officer assigned to the proceeding; and other miscellaneous sources.

CFTC—4

System name: Employee Leave, Time and Attendance—CFTC

System location: These records are maintained by all CFTC offices at the notices under the caption "location of systems of records."

Categories of individuals covered by the system: All CFTC employees.

Categories of records in the system: This system includes various records reflecting a breakdown of time and attendance of CFTC employees, and a record of leave status.

Authority for maintenance of the system: 5 U.S.C. 6301-6323; 44 U.S.C. 3101.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: a. This information may be provided to other federal agencies in response to requests for the purpose of hiring or retaining employees, and may be provided to other prospective employers, to the extent that the information is relevant to the prospective employer's decision in the matter.

b. The information may be provided to the Justice Department or other federal agencies or used by the Commission in connection with any investigation, or administrative or legal proceeding involving any violation of any federal law or requirement thereunder.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders or on index cards.

Retrievability: By the name of the employee or by the employee number, cross-indexed by name.

Safeguards: The redcords are maintained in locked cabinets.

Retention and disposal: Records for current employees are maintained for three years; the final record of former employees is maintained for ten years, then destroyed.

System manager(s) and address: For employees of the Commission's principal office records are maintained by the Budget Officer. For regional office employees, records are maintained by the administrative officer in each CFTC office. Addresses of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: The individual on whom the record is maintained.

CFTC—5

System name: Employee Personnel Records—CFTC

System location: These records are maintained in the principal office and in the regional offices. Addresses and telephone numbers of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Categories of individuals covered by the system: All CFTC employees.

Categories of records in the system: Miscellaneous records relating to personnel matters. Information maintained at the local level includes among other matters: a. the service record, containing the employee's name, birth date, social security number, veterans preference, tenure group, service computation date, insurance information, retirement, current residence and phone number, marital status, and emergency phone number; b. other unofficial files including the employment application and related employment papers, copies of earnings statements, personnel actions, copies of Government ID cards such as motor vehicle operator's license, applications for bond withholding, tax withholding and records of other withholding such as life insurance and health benefits.

The records maintained in the principal office for all employees include: a. forms required and records maintained under the Commission's rules of conduct; b. pre-employment inquiries not included within "exempted employee background investigation materials;" c. various summary materials received in computer printout form from the National Finance Center - U.S. Department of Agriculture based on information provided by the Commission from its personnel records; d. card indices reflecting various information contained in other personnel records.

The official personnel records maintained by the Commission are described in the system notices published by the Civil Service Commission, and are not included within this system.

Authority for maintenance of the system: 44 U.S.C. 3101.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: a. This information may be provided to other federal agencies in response to requests for the purpose of hiring or retaining employees, and may be provided to other prospective employers, to the extent that the information is relevant to the prospective employer's decision in the matter. b. the information may be provided to the Justice Department, the Civil Service Commission or other federal agencies or used by the Commission in connection with any investigation, or administrative or legal proceeding involving any violation of federal law or requirement thereunder.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders and on index cards.

Retrievability: By the name of the employee.

Safeguards: The records are maintained in lockable cabinets.

Retention and disposal: The records are maintained in the current file until the employee is terminated or separated, retained for 2 years thereafter and then destroyed.

System manager(s) and address: The Personnel Officer of the Commission is the system manager for all records maintained in the Commission.s principal office. The system manager for records maintained in the regional offices is the Administrative officer for that Region. Addresses of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: Individual on whom the record is maintained; personnel office records; and other miscellaneous sources.

CFTC—6

System name: Employee Travel Records—CFTC

System location: These records are maintained by all CFTC offices at the addresses set forth in the introduction to these system notices under the caption "location of systems of records."

Categories of individuals covered by the system: Any Commission member or employee or any member of an Advisory Committee who travels on official business for the Commission.

Categories of records in the system: Contains the name, address, destination, itinerary, mode and purpose of travel, dates, expenses, amounts advanced, amounts claimed, amounts reimbursed. Includes travel authorizations, travel vouchers, copies of government transportation requests, receipts and other records.

Authority for maintenance of the system: Budget and Accounting Act of 1921, 31 U.S.C. 1, et seq.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information may be provided to the Justice Department or other federal agencies or used by the Commission in connection with any investigation, or administrative or legal proceeding involving any violation of federal law or requirement thereunder.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: By the name of the employee; by employee number.

Safeguards: The records are maintained in lockable cabinets.

Retention and disposal: Records are maintained for three years and then destroyed.

System manager(s) and address: For employees in the Commission's principal office the records are maintained by the Budget Officer. For other employees, records are maintained by the administrative officer in each CFTC regional office. Addresses of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: The individual on whom the record is maintained.

CFTC—7

System name: Employee Records Maintained by the National Finance Center/USDA—CFTC

System location: National Finance Center, U.S. Department of Agriculture, New Orleans, Louisiana 70160.

Categories of individuals covered by the system: All CFTC employees.

Categories of records in the system: The National Finance Center is used by the Commission to provide data processing capability for various personnel, payroll and accounting related matters. The records in the system include:

a. General records relating to the employee including information from the notification of personnel action (Form 350 and 350A) prepared and submitted by the CFTC, and other related sources. The information includes the name, social security or other employee number, birth date, veteran's preference, tenure, leave group, insurance coverage, retirement coverage, type of employment, date service commenced and ended, title of position, number of position, grade and step, base salary, duty station, various computation dates, leave codes and status, employing office and other miscellaneous information.

b. Various payroll related information for CFTC employees, including payroll and leave data for each employee relating to rate and amount of pay, leave, and hours worked, and leave balances, tax and retirement deductions, life insurance and health insurance deductions, savings allotments, savings bond and charity deductions, mailing addresses and home addresses. This includes copies of the CFTC time and attendance reports as well as authorizations relating to deductions.

c. Travel vouchers and related material.

Authority for maintenance of the system: 44 U.S.C. 3101.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information from these records is transmitted to the U.S. Treasury to effect reimbursement of travel expenses and issuance of paychecks, as well as distribution of pay to other sources according to employee instructions. Appropriate information from these records is also forwarded to taxing authorities and others receiving proceeds from the employee's pay.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders; magnetic tape.

Retrievability: Indexed by social security number or equivalent employee number and by name of employee.

Safeguards: Protection is afforded by limiting access to the offices where the records are maintained. Certain records are kept in lockable file cabinets.

Retention and disposal: Records are maintained indefinitely on tape; paper records are sent to the Federal Records Center after an

Categories of records in the system: The records in this system consist of investigatory materials compiled for law enforcement purposes, whose disclosure the Commission staff has determined could impair the effectiveness and orderly conduct of the Commission's regulatory and enforcement program, or compromise Commission investigations. This exemption could include all or any part of the records developed during the investigation or inquiry.

Authority for maintenance of the system: Section 8 of the Commodity Exchange Act, 7 U.S.C. 12; 44 U.S.C. 3101; 5 U.S.C. 552a(k)(2).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses" except that those general routine uses numbered (5) and (7) are not applicable.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: The records are maintained by assigned case number or by the title of the case. Cases filed by number are cross-indexed by case title.

Safeguards: In addition to normal office and building security, certain of those records are maintained in locked file cabinets. All employees are aware of the sensitive nature of the information gathered during investigations.

Retention and disposal: The records are maintained in this system until it is determined that exemption is no longer necessary. They are then returned to the appropriate non-exempt system.

System manager(s) and address: General Counsel, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036.

Systems exempted from certain provisions of the act: The records in this system have been exempted by the Commission from certain provisions of the Privacy Act of 1974 pursuant to the terms of the Privacy Act, 5 U.S.C. 552a(k)(2) and the Commission's rules promulgated thereunder, 17 CFR 146.12. These records are exempt from the notification procedures, record access procedures and record contest procedures set forth in the system notices of other record systems, and from the requirement that the sources of records in the system be described. appropriate period.

System manager(s) and address: Director, National Finance Center, U.S. Department of Agriculture, Office of Management and Finance, New Orleans, Louisiana 70160.

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: Records furnished by the CFTC.

CFTC—8

System name: Employment Applications—CFTC

System location: These records are maintained in the Commission's principal offices at 1120 Connecticut Avenue, N.W., Washington, D.C. 20036.

Categories of individuals covered by the system: Applicants for positions with the CFTC.

Categories of records in the system: Contains the application form (SF 171) and/or the resume of the person applying.

Authority for maintenance of the system: 44 U.S.C. 3101.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Information from these records is used in making inquiries concerning the qualifications of the applicant.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Indexed by the name of the applicant; cross-indexed by interest.

Safeguards: These records are maintained in a locked file cabinet.

Retention and disposal: Applications are maintained two years, then destroyed.

System manager(s) and address: Personnel Office, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036.

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: The individual on whom the record is maintained.

CFTC—9

System name: Exempted Employee Background Investigation Material—CFTC

System location: These records are maintained in the Personnel Office of the Commission's principal offices at 1120 Connecticut Avenue, N.W., Washington, D.C. 20036.

Categories of individuals covered by the system: Employees and prospective employees of the CFTC.

Categories of records in the system: The records in this system contain investigatory material compiled for the purpose of determining suitability, eligibility, or qualifications for employment with CFTC, which were obtained under an express promise that the identity of the source would be held in confidence, or which were obtained prior to September 28, 1975, under an implied promise of confidentiality.

Authority for maintenance of the system: 44 U.S.C. 3101; 5 U.S.C. 552a(k)(5).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses" except that those general routine uses numbered (3) and (5) are not applicable. Disclosure pursuant to the other routine uses may be subject to the consent of the person furnishing the information.

CFTC—10

System name: Exempted Investigatory Records—CFTC

System location: These records are maintained in the Commission's principal offices and in each of the regional offices. The address and telephone number of each of these offices is set forth in the introduction to these system notices under the caption "location of systems of records."

Categories of individuals covered by the system: a. Individuals whom the staff of the Commission has reason to believe have violated, are violating, or are about to violate the Commodity Exchange Act and the rules, regulations and orders promulgated thereunder.

b. Individuals whom the staff of the Commission has reason to believe may have information concerning violations of the Commodity Exchange Act and the rules, regulations and orders promulgated thereunder.

c. Individuals involved in investigations authorized by the Commission concerning the activities of members of the Commission or its employees based upon formal complaint or otherwise.

d. Individuals filing Form 4-R (registration as an associated person) or Form 94 (biographical information questionnaire) in connection with an application for registration with the Commission.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: By the name of the employee.

Safeguards: The records are maintained in lockable cabinets in secured offices or in secured buildings.

Retention and disposal: These records are maintained for 3 years, then destroyed by shredding.

System manager(s) and address: Personnel Officer, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036.

Systems exempted from certain provisions of the act: The records in this system have been exempted by the Commission from certain provisions of the Privacy Act, 5 U.S.C. 552a(k)(5), and the Commission's rules promulgated thereunder, 17 CFR 146.12. These records are exempt from the notification procedures, record access procedures and record contest procedures set forth in the system notices of other record systems, and from the requirement that the sources of records in the system be described.

CFTC—11

System name: Fitness Files—CFTC

System location: These files are maintained in the Commission's regional offices, at the addresses set forth in the introduction to these system notices under the caption "location of systems of records."

Categories of individuals covered by the system: Applicants for and registrants as: (1) floor brokers; (2) general partners, sole

proprietors, officers, major stockholders, directors, branch office managers, and agents of futures commission merchants; (3) partners, sole proprietors, officers, directors of and persons performing similar functions for commodity trading advisors; (4) partners, sole proprietors, officers, directors, and persons performing similar functions for commodity pool operators.

Categories of records in the system: Contains various information pertaining to the fitness of the above-described persons to engage in business subject to the Commission's jurisdiction. The system includes the biographical information questionnaire (Form 94) received from applicants and registrants as part of the registration process (see the system notices for the various types of registration under the Commodity Exchange Act.) It also includes correspondence between the Commission and the applicant, the commodity exchanges, other government agencies and other persons relating to the individual's fitness. In addition, certain ancillary records, such as card indexes, are maintained summarizing the status and result of fitness checks.

Authority for maintenance of the system: Sections 8a(2)(B) and 4n(1) of the Commodity Exchange Act, 7 U.S.C. 12a(2)(B) and 7 U.S.C. 6n(1).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The routine uses applicable to this system of records are set forth in the introduction to these uses under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders and on index cards.

Retrievability: By name of the individual.

Safeguards: Protection of records is afforded by general office security measures. Records are located in secured rooms or on secured premises with access limited to those whose official duties require access. In appropriate cases the records are maintained in lockable file cabinets.

Retention and disposal: Primary records are maintained permanently on the premises as long as the individual is registered or is associated with a registrant in one of the capacities specified in the previous description of the category of individuals. These records are updated periodically. Other records are maintained on the premises for five years, then held in the Federal Records Center for five years before being destroyed.

System manager(s) and address: The Regional Administrator of the Region where the records are located. Addresses of the CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Notification procedure: Individuals seeking to determine whether this system of their inquiries to the Privacy Unit, Commodity Futures Trading Commission; 1120 Connecticut Avenue, N.W.; Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: The individual on whom the record is maintained, his employer, commodity and stock exchanges, other government agencies, and other persons with relevant information concerning an individual's fitness.

CFTC-12

System name: Fitness Investigations—CFTC

System location: These records are located in the Bureau of Registration and Audit in the Commission's principal offices at 1120 Connecticut Avenue, N.W.; Washington, D.C. 20036.

Categories of individuals covered by the system: Applicants for and registrants as (1) partners, sole proprietors, officers, directors, major stockholders, branch office managers and agents of futures commission merchants; (2) associated persons of futures commission merchants or their agents; (3) floor brokers, (4) partners, sole proprietors, officers, directors, and persons performing similar functions for commodity trading advisors; (5) partners, sole proprietors, officers, directors, persons performing similar functions for commodity pool operators.

Categories of records in the system: Contains various information pertaining to the fitness of the above described persons to engage in business subject to the Commission's jurisdiction. The file includes the application for registration as an associated person (Form 4-R) or the biographical information questionnaire (Form 94). It also includes correspondence, reports and memoranda reflecting information developed from various sources outside the agency. This system contains records reflecting a somewhat more in-depth investigation than does the regional office inquiry included in the "Fitness Files" and "Registration and Fitness of Associated Persons" systems of records.

Authority for maintenance of the system: Section 8a(2)(B) of the Commodity Exchange Act, 7 U.S.C. 12a(2)(B).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: By the name of the individual.

Safeguards: Records are maintained in locked cabinets. Further protection is afforded by limiting access to the office where the record is maintained to those whose official duties require access.

Retention and disposal: The records are maintained on the premises for 5 years, then held in the Federal Records Center for 5 years before being destroyed.

System manager(s) and address: Director, Bureau of Registration and Audit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036.

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission; 1120 Connecticut Avenue, N.W.; Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: The individual on whom the record is maintained, his employer, federal, state and local regulatory and law enforcement agencies, commodity and stock exchanges, National Association of Security Dealers, and other miscellaneous sources.

CFTC—13

System name: Interpretation Files—OGC—CFTC

System location: These files are maintained in the Office of the General Counsel at 1120 Connecticut Avenue, N.W., Washington, D.C. 20036.

Categories of individuals covered by the system: Persons who have requested the Office of the General Counsel to provide them with its interpretation of provisions of the Commodity Exchange Act or various rules and regulations adopted by the Commission. The requests may have been made directly by the individual, or through his attorney or other representative.

Categories of records in the system: This file contains the interpretation letters furnished, the request for an interpretation, and any related internal memoranda and supporting documents.

Authority for maintenance of the system: Section 2(a)(4) of the Commodity Exchange Act, 7 U.S.C. 4a(c); 44 U.S.C. 3101.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: a. Interpretation letters and the related requests for interpretation which discuss matters of general applicability may be made public and may be published by the Commission, or the Commission may otherwise make information public concerning matters raised therein. However, portions of such letters or information will be deleted or omitted to the extent necessary to prevent a clearly unwarranted invasion of personal privacy or to the extent they otherwise contain material considered nonpublic under the Freedom of Information Act and the Commission's rules implementing that Act.

b. Information in these files may be used as a reference in responding to later inquiries from the same party or in following up on earlier correspondence involving the same persons.

c. Other routine uses applicable to this system of records are set forth in the introduction to these system notices under tge caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: The records are maintained under the name of the futures commission merchant, floor broker, commodity pool operator, commodity trading advisor or associated person if the request is made by them or on their behalf. If it is made on behalf of another individual, it will be filed by the name of the individual. If the identity of these persons is not known, the record will be maintained in the name of the attorney or other representative filing the request.

Safeguards: Protection of records is afforded by general office security measures. Access to records in the Office of the General Counsel is limited to those whose official duties require access.

Retention and disposal: These files are maintained indefinitely in the Office of the General Counsel.

System manager(s) and address: General Counsel; Commodity Futures Trading Commission; 1120 Connecticut Avenue, N.W.; Washington, D.C. 20036

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit; Commodity Futures Trading Commission; 1120 Connecticut Avenue, N.W.; Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: The requests are submitted by the person seeking the interpretation or his attorney or other representative. The responses are prepared by attorneys in the Office of the General Counsel based on information furnished by the person making the request, as well as the attorney's own experience and information developed from other sources.

CFTC—14

System name: Investigation Files—CFTC

Security classification: These records are maintained in the Commission's principal office and in the regional offices. Files concerning pending investigations may be located in other Commission offices when the investigation is being conducted by those offices. Addresses of Commission offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Categories of individuals covered by the system: a. Individuals whom the staff of the Commission has reason to believe have violated, are violating, or are about to violate the Commodity Exchange Act and the rules, regulations, and orders promulgated thereunder, or the rules and regulations of any board of trade designated as a contract market. b. Individuals whom the staff of the Commission has reason to believe may have information concerning violations of the Commodity Exchange Act and the rules, regulations, and orders promulgated thereunder, or the rules and regulations of any board of trade designated as a contract market. c. Individuals involved in investigations authorized by the Commission concerning the activities of members of the Commission or its employees based upon formal complaint or otherwise.

Categories of records in the system: Contains anything obtained during the course of an investigation, including data from Commission reporting forms, account statements and other trading records, exchange records, bank records and credit information, business records, reports of interviews, transcripts of testimony, exhibits to transcripts, affadavits, statements by witnesses, contracts and agreements. Also contains internal memoranda, reports of investigation, subpoenas, warning letters, stipulations of compliance, correspondence and other miscellaneous matters. The nature of the personal information contained in these files varies according to what is considered relevant to the attorney assigned to the case based on the circumstances of the particular case under investigation. For example, the file may contain personal background information about the individual involved, his education and employment history, information on prior violations, and a wide variety of financial information, as well as detailed examination of the individual's activities during the period in question.

Authority for maintenance of the system: Section 8 of the Commodity Exchange Act, 7 U.S.C. 12; 44 U.S.C. 3101.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Filed by assigned case number, cross referenced to case name. Except where the name of the individual is included in the case name, information about individuals involved in the investigation is not retrievable by name.

Safeguards: In addition to normal office and building security, certain of these records are maintained in locked file cabinets. All employees are aware of the sensitive nature of the information gathered during investigations.

Retention and disposal: Regional office records are maintained on the premises for 5 years, then sent to the Federal Records Center for 5 years, before being destroyed. The records in the Office of the General Counsel are generally maintained until the investigation is closed and any action arising therefrom has been completed, including all review at the appellate level. Thereafter, certain basic information may be retained and sent to the Federal Records Center, while the remaining information is either returned to the person from thom it was obtained or destroyed.

System manager(s) and address: The General Counsel and the Director of the Compliance Bureau in the Commission's principal office. The Regional Administrator of the Region where the investigation is being conducted. Addresses of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: a. Reporting forms and other information filed with the Commission; b. boards of trade; c. futures commission merchants, commodity trading advisors, commodity pool operators, floor brokers; d. federal, state and local regulatory and law enforcement agencies; e. banks, credit organizations and other institutions, pursuant to subpoena or otherwise; f. corporations, pursuant to subpoena or otherwise; g. individuals having knowledge of the facts, pursuant to subpoena or otherwise; h. attorneys; i. publications; j. courts; and k. other miscellaneous sources.

CFTC—15

System name: Large Trader Report Files—CFTC

System location: Copies of original reports and related correspondence are maintained in the CFTC office where they are filed. See further description below. Ancillary records and information in computer printout form may be located in some or all CFTC offices. Addresses and telephone numbers of CFTC offices are set forth in the introduction to these system notices under the caption "location of system of records."

Categories of individuals covered by the system: Individuals who have held reportable positions, as defined and described in Part 15 of the Commission's rules and regulations, in any commodity future.

Categories of records in the system: 1. Reports filed by the individual holding the reportable position:

a. Statements of Reporting Trader (CFTC Form 40). Contains information described in Part 18 of the Commission's rules and regulations, including the name, address, telephone number, and principal occupation of the reporting trader, the kind of commodity futures account, and information about his business associates.

b. Large trader reporting form (Series 03 Form). Contains information described in Part 18 of the Commission's rules and regulations, including the trader's identifying number, his previous open contracts, his trades and deliveries that day, his classification as to speculative or hedging.

c. Large trader reporting form (Series 04 Form). Contains information described in Part 19 of the Commission's rules and regulations, to be filed by merchants, processors and dealers in certain commodities who hold a reportable position in those commodities on any futures market. Includes trader's identifying number, stocks owned, unfilled fixed price purchase commitments, unfilled fixed price sale commitments.

These reports are filed in the CFTC office in the city where the reporting trader is located. If there is no CFTC office in that city, the reports are filed according to specific instructions of the CFTC.

2. Reports to be filed by futures commission merchants and foreign brokers

a. Identification of "Special Accounts" (CFTC Form 102). Contains material described in Part 17 of the Commission's rules and regulations. Includes the name, address, and occupation of a customer whose accounts have reached the reporting level. Also includes the account number which the futures commission merchant uses to identify this customer on the firm's 01 report (see next paragraph), and whether the customer has control or manages accounts of other traders.

b. Large trader reporting form (Series 01 Form). Contains material described in Part 17 of the Commission's rules and regulations, for each "special account". Shows customer account number and reportable position held in each commodity future.

These reports are filed in the CFTC office in the city where the contract market involved is located. If there is no CFTC office in that city, they are filed in the office where the CFTC instructs that they be filed.

3. Computer records prepared from information on the forms described in items (1) and (2) above. The computer system is located in Chicago. Printouts may be located in some or all of the Commission.s offices and suboffices.

4. Correspondence and memoranda of telephone conversations between the Commission and the individual or between the Commission and other agencies dealing with matters of official business concerning the individual.

5. Other miscellaneous information, including intra-agency correspondence and memoranda concerning the individual and documents relating to official actions taken by the Commission against the individual.

Authority for maintenance of the system: Sections 4g, 4i, and 8 of the Commodity Exchange Act, 7 U.S.C. 6g, 6i and 12.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders, computer records in computer memory and in computer printout form.

Retrievability: Form 40, Form 102, correspondence and other miscellaneous information are maintained directly under the name of the reporting trader. The Series 01, 03, and 04 forms are maintained by identifying code number. However, information from these forms is included in the computer and retrievable by individual name from the computer.

Safeguards: Protection of records is afforded by general office security measures, with receht trading reports stored in lockable file cabinets. Access is limited to those whose official duties require access.

Retention and disposal: CFTC Form 40, CFTC Form 102, correspondence, memoranda, etc. are retained on the premises until the account has been inactive for 10 years and then destroyed. Form 01, 03, and 04 reports are maintained for 2 years on the premises and then held at the Federal Records Center for 3 years before being destroyed. The computer file is maintained for 10 years for Form 01, 03 and 04 reports. The computer memory on other items of information is maintained indefinitely.

System manager(s) and address: The Regional Administrator of the Region where the records are located. Addresses of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, Telephone: (202) 254-8630. The individual should include the code number assigned to him by the Commission for filing such reports, the name of the futures commission merchant through whom he trades, and the time period for which information is sought.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: The individual on whom the record is maintained and futures commission merchants through whom the individual trades. Correspondence and memoranda prepared by the Commission or its staff. Correspondence from firms, agencies, or individuals requested to provide information on the individual.

CFTC—16

System name: Litigation Files—CFTC

System location: Files in this system of records are maintained in the Compliance Bureau in the Commission's principal office and in the regional offices. For pending litigation, files may also be located in other offices participating in the litigation. Addresses and telephone numbers of CFTC offices are set forth in the introduction to the system notices under the caption "location of systems of records."

Categories of individuals covered by the system: Persons or firms against whom the Commission has issued a complaint based on violations of the Commodity Exchange Act or the rules and regulations promulgated thereunder.

Categories of records in the system: The file contains copies of various papers filed by or with the Commission or the courts in connection with administrative proceedings or injunctive actions brought by the Commission. It includes, as a minimum, a copy of the complaint and the final decision and order, and may contain other documents as well.

Authority for maintenance of the system: The maintenance of these files is necessary to the orderly and effective conduct of various litigation authorized under the Commodity Exchange Act and other Federal statutes. See e.g., Section 6c of the Commodity Exchange Act, 7 U.S.C. 13a-1, authorizing injunctive actions, and various provisions in that Act authorizing administrative actions.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information in these files is generally a matter of public record and may be disclosed without restriction. In other cases the routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in folders or binders.

Retrievability: Administrative proceedings are maintained by docket number, cross-indexed by the name of the individual or firm named as respondent, and by the section of the Commodity Exchange Act which has been violated. Other actions are filed alphabetically by the caption of the case.

Safeguards: Protection of non-public records is afforded by general office security measures. Records are located in secured rooms or on secured premises with access limited to those whose official duties require access.

Retention and disposal: These files are maintained indefinitely, although when the action is completed they are usually reduced to only the complaint and the final decision and order.

System manager(s) and address: These records are maintained by the Director of the Compliance Bureau at the Commission's principal office and by the Regional Administrator for the Region where the records are located. Addresses and telephone numbers of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, 1120 Connecticut Avenue, N.W.; Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: The information is generally obtained from the parties or their attorneys, or from the Commission's Office of Hearings and Appeals or the relevant court.

CFTC-17

System name: Litigation Files—OGC-CFTC

System location: Files in this system are maintained in the Office of the General Counsel in the Commission's principal office at 1120 Connecticut Avenue, N.W., Washington, D.C. 20036.

Categories of individuals covered by the system: Parties involved in litigation with the Commission or including, but not limited to:

a. administrative proceedings before the Commission;

b. injunctive actions brought by the Commission;

c. other federal court cases to which the Commission is a party;

d. litigation in which the Commission is participating as amicus curiae;

e. other cases involving issues of concern to the Commission, including those brought by other law enforcement and regulatory agencies and those brought by private parties.

Categories of records in the system: These files consist primarily of papers comprising or included in the record of the case and briefs and correspondence related to that action. There may be included also other documents pertaining to the matter being litigated, including internal memoranda.

Authority for maintenance of the system: The Commodity Exchange Act, 7 U.S.C. 2 et seq. entrusts the Commission with broad regulatory responsibilities over commodity futures transactions. In this connection, the Commission is authorized to bring both administative proceedings and injunctive actions where there appear to have been violations of the Act. Furthermore, to effectuate the purposes of the Act, it is necessary that the Commission staff be familiar with developments in other actions brought by others which have implications in the commodity law areas.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The information in these files is generally a matter of public record and may be disclosed without restriction. In other cases the routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Cases are classified according to type, i.e., administrative proceedings, injunctive actions brought by the Commission, and other litigation. Within those classifications, actions are filed by caption of the case.

Safeguards: Protection of non-public records is afforded by general office security measures. Records are located in secured rooms or on secured premises with access limited to those whose official duties require access.

Retention and disposal: The record is maintained until the action is completed, including final review at the appellate level. Thereafter, a skeletal record of pleadings, briefs, findings and opinions and other particularly relevant papers may be maintained indefinitely. Other materials are generally destroyed except insofar as a copy of some of the documents may be kept in the Office's "precedent files" for use in later legal research or preparation of filings in other matters.

System manager(s) and address: General Counsel, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036.

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission; 1120 Connecticut Avenue, N.W.; Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: The information is generally obtained from the court or regulatory authority before whom the action is pending or from the attorneys for one of the parties named in the action, although it may on occasion come from other sources.

CFTC-18

System name: Logbook on Speculative Limit Violations—CFTC

System location: Records in this system are located in the Commission's regional offices in Chicago and New York. Addresses and telephone numbers of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Categories of individuals covered by the system: Record of all individuals who have exceeded speculative limits in a particular fiscal year.

Categories of records in the system: This record consists of a listing, by year, of the violations of speculative limits imposed by the Commission and the exchanges. It includes the trader's assigned code number, the commodity involved, the name of the trader, the type of violation, the date of violation, the date the violation ceased, and the action taken. Copies of warning letters and replies pertaining to the violations listed are maintained with the logbook.

Authority for maintenance of the system: Sections 4(i) and 8 of the Commodity Exchange Act, 7 U.S.C. 6i and 7 U.S.C. 12.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Listed by fiscal year, and within each year may be retrieved by the name of the violator.

Safeguards: Protection against unauthorized disclosure is afforded by general office security measures. Records are located in secured rooms or on secured premises with access limited to those whose official duties require access.

Retention and disposal: The records are maintained on the premises for 5 years, then held in Federal Records Center for 15 years before being destroyed.

System manager(s) and address: Regional Administrator, Commodity Futures Trading Commission, 141 West Jackson Blvd., Room A-1, Chicago, Illinois 60604; Regional Administrator, Commodity Futures Trading Commission, 61 Broadway, Room 2101, New York, New York 10006.

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit; Commodity Futures Trading Commission; 1120 Connecticut Avenue, N.W.; Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: Series '03 reports filed by traders. Correspondence prepared by the Commission or by the individual or his representative.

CFTC-19

System name: Petitions and Rulings

System location: These records are maintained in the Office of Hearings and Appeals in the Commission's principal office located at 1120 Connecticut Avenue, N.W., Washington, D.C. 20036.

Categories of individuals covered by the system: All persons named in an Application for Institution of a Proceeding before the CFTC or its predecessors.

Categories of records in the system: This system contains the application and supporting documentation of the person submitting the application.

Authority for maintenance of the system: The maintenance of these records is ancillary to the Commission's authority to institute administrative proceedings. See also 44 U.S.C. 3101.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: The records in this system are maintained by the number and caption assigned to the application. Generally, the caption will be the name of a firm, organization, or person against whom the applicant complains.

Safeguards: Protection against unauthorized disclosure is afforded by limiting access to the office where the record is maintained.

Retention and disposal: The files are retained indefinitely.

System manager(s) and address: Director of Hearings and Appeals, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036.

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: Persons submitting an Application for Institution of a Proceeding.

CFTC—20

System name: Registration of Commodity Pool Operators—CFTC

System location: The primary files are maintained in the New York office. All CFTC offices have summary information in computer printout form. Addresses and telephone numbers of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Categories of individuals covered by the system: Partners, sole proprietors, officers, directors and persons performing similar functions for a commodity pool operator.

Categories of records in the system: Contains various information pertaining to registration as a commodity pool operator. The New York office maintains the application for registration (Form 6-R) and supplements, as well as all correspondence between the individual and the agency relating to registration. A computer system is maintained by the Chicago office. The computer memory consists of name, firm affiliations, title, date of birth, place of birth, social security number, fitness and address of each individual engaged as partner, sole proprietor, officer, and director and persons performing similar functions. Computer printouts prepared quarterly list all individuals so engaged. This printout, as well as nonconfidential portions of the application for registration, are considered public records and available to any person for inspection and copying.

Authority for maintenance of the system: Section 4n(1) of the Commodity Exchange Act, 7 U.S.C. 6n(1).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Records are maintained in manual form in file folders, in computer memory, and in computer printout form.

Retrievability: The application, correspondence and other primary records are filed by the name of the commodity pool operator. The computer records are maintained by the name of the individual officer, partner, proprietor, etc. The computer serves as a cross-index by the name of the individual to the relevant commodity trading advisor file.

Safeguards: Protection of non-public records is afforded by general office security measures. Records are located in secured rooms or on secured premises with access limited to those whose official duties require access. In appropriate cases the records are maintained in lockable file cabinets.

Retention and disposal: Applications and correspondence are maintained on the premises for 3 years from the end of calendar year, then held in Federal Records Center for 7 years before being destroyed. The computer memory is maintained permanently on the premises and updated periodically as long as the individual remains associated with a registered commodity pool operator. The printouts are maintained on the premises for six months and destroyed.

System manager(s) and address: The Regional Administrator of the Region where the records are located. Addresses and telephone numbers of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: The application is submitted by the commodity pool operator. Correspondence is generally prepared either by the Commission or its staff or by the commodity pool operator or its representative. The computer record is prepared from the application, and from the biographical information questionnaire (Form 94), and other information in the fitness files (see "Fitness Files" system of records).

CFTC—21

System name: Registration of Commodity Trading Advisors—CFTC

System location: Primary files are maintained in the New York office. All CFTC offices have summary information on computer printouts. Addresses and telephone numbers of CFTC offices are set forth in the introduction to these system notices under the

Categories of individuals covered by the system: Partners, sole proprietors, officers, directors of and persons performing similar functions for a commodity trading advisor.

Categories of records in the system: Contains various information pertaining to registration as a commodity trading advisor. The New York office maintains the application for registration (Form 5-R) and supplements, as well as all correspondence between the commodity trading advisor and the Commission relating to registration. A computer system is maintained by the Chicago office. The computer memory consists of name, firm affiliations, title, date of birth, place of birth, social security number, fitness, and address of each individual engaged as partner, sole proprietor, officer, and

director and persons performing similar functions. Computer printouts prepared quarterly list all such individuals so engaged. This printout, as well as non-confidential portions of the application for registration, are considered public records and are available to any person for inspection and copying.

Authority for maintenance of the system: Section 4n(1) of the Commodity Exchange Act, 7 U.S.C. 6n(1).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Records are maintained in manual form in file folders, in computer memory, and in computer printout form.

Retrievability: The applications, correspondence and other related matters are filed under the name of the commodity trading advisor. The computer records are maintained in the name of the individual partner, officer, director, etc. The computer serves as a cross-index by the name of the individual to the relevant commodity trading advisor file.

Safeguards: Protection of non-public records is afforded by general office security measures. Records are located in secured rooms or on secured premises with access limited to those whose official duties require access. In appropriate cases the records are maintained in lockable file cabinets.

Retention and disposal: Applications and correspondence are maintained on the premises for 3 years from end of calendar year, then held in Federal Records Center for 7 years before being destroyed. The computer memory is maintained permanently on the premises and updated periodically as long as the individual remains associated with a registered commodity trading advisor. Computer printouts are maintained on the premises for six months and destroyed.

System manager(s) and address: The Regional Administrator of the Region where the primary records and the computer are located. Addresses and telephone numbers of CFTC offices are set forth in these system notices under the caption "location of systems of records."

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: The application is submitted by the commodity trading advisor. The computerized record is prepared from the application, including supplements, and from information contained in other systems of records, including the fitness files (see "Fitness Files" system of records). Correspondence is generally prepared by the Commission or by the commodity trading advisor or its representative.

CFTC-22

System name: Registration of Floor Brokers—CFTC

System location: The primary records are maintained by that regional office which has territorial jurisdiction over the floor broker's place of business. All CFTC offices have summary information in computer printout form. Addresses and telephone numbers of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Categories of individuals covered by the system: Persons who have applied to the Commission for registration as floor brokers.

Categories of records in the system: Contains various information pertaining to registration as a floor broker. The system includes the application for registration (Form 2-R), plus supplements and all correspondence between the floor broker and the Commission relating to registration. A computerized system, consisting primarily of information taken from the application is maintained by the Chicago office. The computer memory includes the name, date of birth, place of birth, social security number, fitness, membership affiliations, business address, and residence address of each registered floor broker. Computer printouts, prepared monthly, list the names, business addresses, and membership affiliations of all registered floor brokers. This printout, as well as non-confidential portions of the application for registration are considered public records and available to any person for inspection and copying. In addition certain ancillary records, such as card indexes, are maintained, summarizing information contained in the system regarding each floor broker.

Authority for maintenance of the system: Section 4f(1) of the Commodity Exchange Act, 7 U.S.C. 6f(i).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Records are maintained in manual form in file folders and on index cards, in computer memory, and in computer printout form.

Retrievability: By the name of the floor broker.

Safeguards: Protection of non-public records is afforded by general office security measures. Records are located in secured rooms or on secured premises with access limited to those whose official duties require access. In appropriate cases the records are maintained in lockable file cabinets.

Retention and disposal: Applications for registration and related correspondence are maintained on the premises for 3 years. They are then held in the Federal Records Center for 7 years and destroyed. The computer memory is maintained permanently on the premises and updated periodically as long as the individual is registered. Printouts and indices are maintained on the premises for 5 years and then in the Federal Records Center for 5 years before being destroyed.

System manager(s) and address: The Regional Administrator of the Region where the records are located. Addresses and telephone numbers of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: The application is submitted by the floor broker on whom the record is maintained. The computerized record is prepared from the application, including supplements, and from information contained in other systems of records, including the fitness files (see "Fitness Files" system of records). Correspondence is generally prepared either by the Commission or by the floor broker or his representative.

CFTC—23

System name: Registration of Futures Commission Merchants—CFTC

System location: The primary records are maintained by that regional office which has territorial jurisdiction over the state where the firm's principal office is located, or where the audit is performed. All CFTC offices have summary information in computer printout form. Addresses and telephone numbers of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Categories of individuals covered by the system: Officers, partners, sole proprietors, branch office managers, agents, or 10 stockholders of a futures commission merchant.

Categories of records in the system: Contains various information pertaining to registration as a futures commission merchant. The system includes the application for registration (Form 1-R), plus supplements, and all correspondence between the futures commission merchant and the Commission relating to registration. A computerized record is maintained for each individual engaged as an officer, partner, sole proprietor, branch office manager, agent or 10 stockholder of a futures commission merchant, as listed in the application. The computer memory consists of the name, firm affiliation, title, date and place of birth, social security number, fitness, and business address of each individual. Quarterly printouts are prepared listing all individuals currently engaged in the capacities indicated above. This printout, as well as non-confidential portions of the application for registration, are considered public records, and are available to any person for inspection and copying.

Authority for maintenance of the system: Section 4f(1) of the Commodity Exchange Act, 7 U.S.C. 6f(1).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Records are maintained in manual form in file folders, in computer memory, and in computer printout form.

Retrievability: Applications, correspondence, and other related matters are filed under the name of the registrant futures commission merchant. Computer records are maintained by the name of the individual officer, partner, shareholder, etc., and serve as a cross-index to the primary registration file.

Safeguards: Protection of non-public records is afforded by general office security measures. Records are located in secured rooms or on secured premises with access limited to those whose official duties require access. In appropriate cases the records are maintained in lockable file cabinets.

Retention and disposal: Applications for registration and related correspondence are maintained on the premises for three years. Records are then held in Federal Records Center for seven years and destroyed. The computer memory is maintained permanently on the premises and updated periodically as long as the individual remains associated as a principal with a registered futures commission merchant. Printouts are maintained on the premises for six months and destroyed.

System manager(s) and address: The Regional Administrator of the Region where the records are located. Addresses and telephone numbers of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D. C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: The application is submitted by the futures commission merchant. The computerized record is prepared from the application, including supplements, and from information contained in other systems of records, including the fitness files (see "Fitness Files"system of records). Correspondence is generally prepared by the Commission or by the futures commission merchant or its representatives.

CFTC-24

System name: Registration and Fitness of Associated Persons—CFTC

System location: The primary files are maintained in the Chicago office. All CFTC offices have summary information in computer printout form. Addresses and telephone numbers of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Categories of individuals covered by the system: Persons who have applied to the Commission for registration as a person associated with a futures commission merchant or with any agent of a futures commission merchant. This includes partners, officers, or employees acting in any capacity which involves the solicitation or acceptance of customers' orders for futures contracts or supervision of individuals so engaged. It also includes anyone occupying a similar status or performing similar functions.

Categories of records in the system: Contains various information pertaining to the applicant's registration as an associated person. The system includes the application for registration (Form 4-R) and supplements, as well as correspondence between the associated person and the Commission. It also includes correspondence relating to the fitness of the individual to be engaged in the business. A computerized record is kept of information concerning each registrant. This includes his name, firm affiliation, date of birth, place of birth, social security number, education, fitness, experience, and home address. Regular computer printouts show the name and firm affiliation of all individuals engaged as associated persons. This printout, as well as non-confidential portions of the application for registration, are considered public records and are available to any person for inspection and copying.

Authority for maintenance of the system: Section 4k(2) of the Commodity Exchange Act, 7 U.S.C. 6k(2).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Records are maintained in manual form in file folders, in computer memory, and in computer printout form.

Retrievability: By the name of the associated person. The computer cross-indexes the record to the name of the futures commission merchant with whom the individual is associated.

Safeguards: Protection of non-public records is afforded by general office security measures. Records are located in secured rooms or on secured premises with access limited to those whose official duties require access. In appropriate cases the records are maintained in lockable file cabinets.

Retention and disposal: Applications and correspondence are maintained on the premises for three years. They are then held in Federal Records Center for seven years and destroyed. The computer memory is maintained permanently on the premises and updated periodically as long as the individual is registered. Computer printouts are maintained on the premises for five years, then held in the Federal Records Center for five years, and then destroyed.

System manager(s) and address: Regional Administrator, Commodity Futures Trading Commission, 141 West Jackson Blvd., Room A-1, Chicago, Illinois 60604, Telephone: (312) 353-5990.

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: The application is submitted by the associated person. Correspondence may be prepared by the Commission, the associated person, the commodity exchanges, other government agencies, and other persons having knowledge about the individual. The computer record is prepared from the application and supplements, and from information developed during the fitness inquiry.

CFTC—25

System name: Stipulation of Compliance File—CFTC

System location: Records in this system are maintained by the Compliance Bureau in the Commission's principal office and by regional offices. Addresses and telephone numbers of CFTC offices

are set forth in the introduction to these system notices under the caption "location of systems of records."

Categories of individuals covered by the system: Any person or firm who has signed a stipulation of compliance with the Commission.

Categories of records in the system: This system consists of stipulations of compliance and related indices.

Authority for maintenance of the system: The obtaining of stipulations of compliance is ancillary to the duties and responsibilities of the Commission to enforce the provisions of the Commodity Exchange Act and the rules and regulations adopted thereunder. See also 44 U.S.C. 3101.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: None. The stipulations of compliance are a matter of public record.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders or three-ring binders.

Retrievability: The records are filed according to a stipulation of compliance number. They are cross-indexed to the name of the person signing the stipulation or on whose behalf the stipulation is signed.

Safeguards: Protection is afforded by general office security measures. Records are located in secured rooms or on secured premises with access limited to those whose official duties require access.

Retention and disposal: The records are maintained indefinitely on the premises, unless otherwise ordered by the System Manager.

System manager(s) and address: The Director of the Compliance Bureau in the Commission's principal office, and the Regional Administrator of each of the regional offices. Addresses and telephone numbers of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: The individual signing the stipulation of compliance.

CFTC-26

System name: Subpoena File—CFTC

System location: Records in this system are maintained in the Commission's New York regional office at 61 Broadway, Room 2101, New York, New York 10006, and in the Chicago regional office at 141 West Jackson Blvd., Room A-1, Chicago, Illinois 60604.

Categories of individuals covered by the system: Individuals who have been subpoenaed by the Commission.

Categories of records in the system: This file contains copies of subpoenas issued to individuals and a covering memorandum explaining the purpose of subpoena. It also contains other memoranda, correspondence, and miscellaneous materials relating to the subpoena.

Authority for maintenance of the system: Section 6(b) of the Commodity Exchange Act, 7 U.S.C. 15.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: By the name of the person to whom the subpoena was issued.

Safeguards: Protection is afforded by general office security measures. Records are located in secured rooms or in secured premises with access limited to those whose official duties require access.

Retention and disposal: The records are retained for 5 years, and then destroyed.

System manager(s) and address: Regional Administrator, Commodity Futures Trading Commission, 141 West Jackson Blvd., Room A-1, Chicago, Illinois 60604. Regional Administrator, Commodity Futures Trading Commission, 61 Broadway, Room 2101, New York, New York 10006.

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission, 1120 Connecticut Avenue, N.W., Washington, D.C. 20036, Telephone: (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: Subpoenas and related memoranda prepared by the Commission staff. Correspondence between the Commission and the person to whom the subpoena was issued or his attorney or other representative.

CFTC—27

System name: Violation Follow-up Files—CFTC

System location: Records in this sytem are maintained by the Compliance Bureau in the Commission's principal office and by the regional offices. Addresses and telephone numbers of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Categories of individuals covered by the system: Persons who have had criminal, civil or administrative action taken against them, or who have been sent compliance or warning letters regarding violations of the Commodity Exchange Act or the rules and regulations thereunder.

Categories of records in the system: This system of records contains various documentation relating to official actions taken against individuals based on violations of the Commodity Exchange Act and the rules and regulations adopted thereunder. These include:

1. Copies of indictments and records of conviction or other disposition in criminal actions.
2. Decisions and orders in administrative proceedings before the Commission.
3. Warning letters, compliance letters, and stipulations of compliance.
4. Permanent and preliminary injunctions and temporary restraining orders based on complaints filed by the Commission.
5. Exchange findings of violations of exchange rules where the acts also constitute violations of the Commodity Exchange Act and rules and regulations adopted thereunder.

As part of the system a cross-index of violations is also maintained, listing all administrative and criminal actions instituted against the individual.

Authority for maintenance of the system: The maintenance of these records is ancillary to the Commission.s responsibility to enforce the provisions of the Commodity Exchange Act. See also 44 U.S.C. 3101.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The routine uses applicable to this system of records are set forth in the introduction to these system notices under the caption "general statement of routine uses."

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders and in looseleaf binders.

Retrievability: By the name of the individual violator.

Safeguards: Protection against unauthorized disclosure is afforded by limiting access to the office maintaining the record, to those whose official duties require access.

Retention and disposal: The records are retained on the premises for 10 years and then destroyed unless otherwise ordered by the System Manager. The index is maintained indefinitely.

System manager(s) and address: The Director of the Compliance Bureau in the Commission's principal office, and the Regional Administrator of each of the regional offices. Addresses and telephone numbers of CFTC offices are set forth in the introduction to these system notices under the caption "location of systems of records."

Notification procedure: Individuals seeking to determine whether this system of records contains information about them should address their inquiries to the Privacy Unit, Commodity Futures Trading Commission; 1120 Connecticut Avenue, N.W.; Washington, D.C. 20036, Telephone (202) 254-8630.

Record access procedures: Individuals seeking access to records about themselves in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Contesting record procedures: Individuals contesting the content of records about themselves contained in this system of records should address their inquiries to the Privacy Unit at the address listed in the notification section above.

Record source categories: The issuing courts; the parties to the action or their attorneys or their representatives; the exchanges; the official files of the Commission's Office of Hearings and Appeals; the Commission staff, based on results of investigations, audits and any other pertinent action taken.

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Title 24—Housing and Urban Development

SUBTITLE A—OFFICE OF THE SECRETARY, DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

[Docket No. R-75-350]

PART 16—IMPLEMENTATION OF THE PRIVACY ACT OF 1974

Interim Rule

Notice is hereby given that the Department of Housing and Urban Development (hereinafter referred to as the "Department") is adopting an interim rule amending Subtitle A of Title 24 of the Code of Federal Regulations by adding a new Part 16. The Part implements the provisions of sections 2 and 3 of the Privacy Act of 1974, Pub. L. 93-579 (hereinafter referred to as the "Privacy Act").

The rule establishes policies and procedures to assure the protection of individual privacy and the accuracy of records in accordance with the requirements of the Act, including provisions regarding an individual's access to and right to seek correction or amendment of such records and the disclosure of information from such records. Provisions are made for administrative review of certain decisions to deny access to records and decisions to deny correction or amendment thereof. Fees are established for the reproduction of records where applicable.

Principal provisions of the new Part 16 are summarized below:

Section 16.3 sets forth procedures for inquiry by an individual as to whether the Department maintains records, pertaining to that individual, in its records systems.

Section 16.4 provides procedures whereby an individual may request access to records pertaining to him or her.

Section 16.5 provides procedures, when a request for access is granted, for the individual to inspect and/or copy such records.

Section 16.6 specifies the basis upon which a request for access by an individual may be denied and the form of notice to an individual whose request has been denied, including rights to administrative review, where applicable, and judicial review.

Section 16.7 provides procedures for administrative review of initial denials of access limited to circumstances where the record is denied on the basis of an anticipated civil action or proceeding, or an allegedly unreasonable failure to follow procedural requirements.

Section 16.8 provides procedures for an individual to request correction or amendment of a record pertaining to that individual.

Section 16.9 provides criteria for the agency to consider a request for amendment or correction, and in the event the request is granted mandates correction of the record, notice to the individual of the correction and notice to other agencies or persons who had the record prior to correction or amendment of such correction. In the event the request is denied the Department is required to notify the individual of the reasons therefor and of appellate rights within the Department.

Section 16.10 provides procedures for appeal of a refusal to correct or amend.

Section 16.11 sets forth requirements for disclosure of personal information by the Department to persons other than the individual to whom it pertains and requires accounting of certain disclosures.

Section 16.12 sets forth fee schedules for duplication of documents and special services.

Section 16.13 sets forth penalties as provided in the "Act".

Sections 16.14 and 16.15 set forth the exemptions allowed by the "Act" and exercised by the Department.

Publication of Part 16 as a notice of proposed rule making would result in a delay in assuring individuals the protections afforded by the Act which would be inconsistent with the Congressional Policy embodied in the Act. Therefore, The Secretary has determined that comment and public procedure prior to adoption of this rule is unnecessary, and good cause exists for making the part effective on publication. However, interested persons are encouraged to submit written comments, views or data regarding this interim regulation promulgated hereby to the Rules Docket Clerk, Office of the General Counsel, Room 10245, Department of Housing and Urban Development, 451 7th Street, SW., Washington, D.C. 20410. Communications should be identified by the above docket number and title. All such submissions received on or before October 27, 1975, will be considered before adoption of a final rule. A copy of each communication will be available for public inspection during regular business hours at the above address.

A Finding of Inapplicability respecting the National Environmental Policy Act of 1969 has been made in accordance with HUD Handbook 1390.1. A copy of this Finding of Inapplicability will be available for public inspection during regular business hours at the address set forth in the preceding paragraph.

Therefore, Subtitle A of Title 24 of the Code of Federal Regulations is amended by adding a new Part 16, Implementation of the Privacy Act of 1974, to read as follows:

Sec.

16.1 Purpose and statement of policy.
16.2 Definitions.
16.3 Procedures for inquiries.
16.4 Requests for access; requirements.
16.5 Disclosure of requested information to individuals.
16.6 Initial denial of access.
16.7 Administrative review of initial denial of access.
16.8 Request for correction or amendment to record.
16.9 Agency procedures upon request for correction or amendment of record.
16.10 Appeal of initial adverse agency determination on correction of amendment.
16.11 Disclosure of record to person other than the individual to whom it pertains.
16.12 Fees.
16.13 Penalties.

Sec.

16.14 General exemptions.
16.15 Specific exemptions.

Appendix A—Officials to receive inquiries, requests for access and requests for correction or amendment.

AUTHORITY: Department of Housing and Urban Development Act, Pub. L. 89-174 Sec. 7(d), 42 U.S.C. 3535(d), Privacy Act of 1974, Pub. L. 93-579, 5 U.S.C. 552(a)

§ 16.1 Purpose and statement of policy.

(a) The purpose of this part is to establish policies and procedures for implementing the Privacy Act of 1974 (Pub. L. 93-579), 5 U.S.C. 522(a). The main objectives are to facilitate full exercise of rights conferred on individuals under the Act and to insure the protection of privacy as to individuals about whom the Department maintains records in systems of records under the Act. The Department accepts the responsibility to act promptly and in accordance with the Act upon receipt of any inquiry, request or appeal from a citizen of the United States or an alien lawfully admitted for permanent residence into the United States, regardless of the age of the individual.

(b) Further, the Department accepts the obligations to maintain only such information on individuals as is relevant and necessary to the performance of its lawful functions, to maintain that information with such accuracy, relevancy, timeliness and completeness as is reasonably necessary to assure fairness in determinations made by the Department about the individual, to obtain information from the individual to the extent practicable, and to take every reasonable step to protect that information from unwarranted disclosure. The Department will maintain no record describing how an individual exercises rights guaranteed by the First Amendment unless expressly authorized by statute or by the individual about whom the record is maintained or unless pertinent to and within the scope of an authorized law enforcement activity.

(c) This part applies to all organizational components in the Department in order to assure the maximum amount of uniformity and consistency within the Department in its implementation of the Act.

(d) The Assistant Secretary for Administration shall be responsible for carrying out the requirements of this part, for issuing such orders and directives internal to the Department as are necessary for full compliance with the Act, and for effecting publication of all required notices concerning systems of records.

(e) Requests involving information pertaining to an individual which is in a record or file but not within the scope of a system of records notice published in the FEDERAL REGISTER are outside the scope of this part.

§ 16.2 Definitions.

(a) The definitions of 5 U.S.C. 552a apply in this part.

(b) As used in this part:

(1) "Act" means the "Privacy Act of 1974," Pub. L. 93-579.

(2) "Privacy Officer" means those officials, identified in Appendix A to this part, who are authorized to receive and act upon inquiries, requests for access, and requests for correction or amendment.

(3) "Privacy Appeals Officer" means the Assistant Secretary for Administration, who shall act with the concurrence of the General Counsel.

(4) "Department" means the Department of Housing and Urban Development.

(5) "Inquiry" means a request by an individual that the Department determine whether it has any record in a system of records which pertains to that individual.

(6) "Request for access" means a request by an individual or guardian to inspect and/or copy and/or obtain a copy of a record which is in a particular system of records and which pertains to that individual.

(7) "Request for correction or amendment" means the request by an individual or guardian that the Department change (either by correction, addition or deletion) a particular record in a system of records which pertains to that individual.

(8) "Appeal" means the request by an individual that an initial denial of a request for access or correction or amendment by that individual be reviewed and reversed.

§ 16.3 Procedures for inquiries.

(a) Any individual, regardless of age, may submit an inquiry to the Department. The inquiry should be made either in person at the office of, or by mail addressed to, the appropriate Privacy Officer. Although oral requests may be honored, a requester may be asked to submit his request in writing. The envelope containing the request and the letter itself should both clearly indicate that the subject is a "PRIVACY ACT INQUIRY". If an individual believes the Department maintains a record pertaining to that individual but does not know which system of records might contain such a record and/or which organizational component of the Department maintains the system of records, assistance in person or by mail will be provided at the first address listed in Appendix A to this part.

(b)(1) An inquiry should contain the following information:

(i) Name, address and telephone number of the individual making the request;

(ii) Name, address and telephone number of the individual to whom the record pertains, if the requesting individual is either the parent of a minor or the legal guardian of the individual to whom the record pertains;

(iii) A certified or authenticated copy of documents establishing parentage or guardianship;

(iv) Whether the individual to whom the record pertains is a citizen of the United States or an alien lawfully admitted for permanent residence into the United States;

(v) Name of the system of records, as published in the FEDERAL REGISTER;

(vi) Location of the system of records, as published in the FEDERAL REGISTER;

(vii) Such additional information as the individual knows will or believes might assist the Department in responding to the inquiry (for example, the individual's past or present relationship with the Department, e.g. mortgagor, contractor, employee, including relevant dates) and in verifying the individual's identity (for example, date of birth, place of birth, names of parents, place of work, dates of employment, position title, etc.);

(viii) Date of inquiry; and,

(ix) Individual's signature.

The Department reserves the right to require compliance with the identification procedures appearing at § 16.4(d) where circumstances warrant.

(2) In compliance with 5 U.S.C. 552a (e)(3) each individual supplying the information in accordance with paragraph (b)(1) of this section hereby is informed that:

(i) The authority authorizing solicitation of the information is 5 U.S.C. 552a,

disclosure is voluntary, and no penalty is attached for failure to respond;

(ii) The principal purpose for which the information is intended to be used is processing the inquiry under the Act;

(iii) The routine uses which may be made of the information are the routine uses appearing as a prefatory statement to the Department's notice of systems of records published in the FEDERAL REGISTER; and,

(iv) The effects of not providing all or any part of the information may delay, or in some cases make impossible, the Department's processing of the action on the request under the Act.

(3) If, having been made aware of the contents of paragraph (b)(2) of this section, an individual submits the information listed in paragraph (b)(1) of this section, he or she will be deemed to have made the submission on a purely voluntary and consentual basis.

(c) When an inquiry is misdirected by the requester, or not addressed as specified in paragraph (a) of this section, the Department official receiving same shall make reasonable effort to identify, and promptly refer it to, the appropriate Privacy Officer and the time of receipt for processing purposes will be the time when it is received by the Privacy Officer.

(d) When an inquiry fails to provide necessary information as set forth in paragraph (b) of this section, the requester shall be advised that the time of receipt for processing purposes will be the time when the addtional necessary information is received by the Privacy Officer.

(e) Each inquiry received shall be acted upon promptly by the responsible Privacy Officer. Every effort will be made to respond within ten days (excluding Saturdays, Sundays and holidays) of the date of receipt. If a response cannot be made within ten days, the Privacy Officer shall send an acknowledgement during that period providing information on the status of the inquiry. The Privacy Officer may indicate that additional information would facilitate processing or that further information is necessary to process the inquiry.

§ 16.4 Requests for access; requirements.

(a) Any individual, regardless of age, may submit to the Department a request for access to records of the Department. The request should be made either in person at the Office of, or by mail addressed to, the responsible Privacy Officer identified in Appendix A to this part. Although oral requests may be honored, a requester may be asked to submit his request in writing. The envelope containing the request and the letter itself should both clearly indicate that the subject is a PRIVACY ACT REQUEST FOR ACCESS TO RECORDS.

(b) When a request for access to records is misdirected by the requester, or not addressed as specified in paragraph (a) of this section, the Department official receiving same shall promptly refer it to the appropriate Privacy Officer and the time of receipt for processing purposes will be the time when it is received by that official.

(c) When a request for access to records fails to provide necessary information as set forth in paragraph (b) of this section the requester shall be advised that the time of receipt for processing purposes will be the time when the additional necessary information is received by the appropriate official.

(d) The requirements for identification of individuals seeking access to records are as follows:

(1) *In person.* Each individual making a request in person shall be required to present satisfactory proof of identity. The means of proof, in the order of preference and priority, are:

(i) A document bearing the individual's photograph (for example, passport or military or civilian identification card);

(ii) A document bearing the individual's signature (for example, driver's license, social security card, unemployment insurance book, employer's identification card, national credit card and professional, craft or union membership card); and

(iii) A document bearing neither the photograph nor the signature of the individual (for example, a Medicaid card). In the event the individual can provide no suitable documentation of identity, the Department will require a signed statement asserting the individual's identity and stipulating that the individual understands the penalty provision of 5 U.S.C. 552a(i)(3). That penalty provision also appears at § 16.13(a). In order to avoid any unwarranted disclosure of an individual's records, the Department reserves the right to determine to its satisfaction whether proof of identity offered by any individual is adequate.

(2) *Not in person.* If the individual making a request does not appear in person before a Privacy Officer, the information set forth in § 16.3(b)(1) and a certificate of a notary public or equivalent officer empowered to administer oaths must accompany the request. The certificate within or attached to the letter must be substantially in accord with the following text:

City of _____
County of _____:
ss _____, who
(name of individual)
affixed (his) (her) signature below in my presence, came before me, a _____,
(title)
in and for the aforesaid County and State, this _____ day of _____, 19____, and established (his) (her) identity to my satisfaction. My commission expires _____.

_____
(signature)

If the request follows inquiry under § 16.3, this should be indicated in the request for access in order to facilitate processing.

(3) *Parents of minors and legal guardians.* An individual acting as the parent of a minor or the legal guardian of the individual to whom a record pertains shall establish his or her personal identity in the same manner prescribed in either paragraph (d)(1) or (2) of this section. In addition, such other individual shall establish his or her representative capacity of parent or legal guardian. In the case of the parent of a minor, the proof of identity shall be a certified or authenticated copy of the minor's birth certificate. In the case of a legal guardian of an individual who has been declared incompetent due to physical or mental incapacity or age by a court of competent jurisdiction, the proof of identity shall be a certified or authenticated copy of the court's order. A parent or legal guardian may act only for a living individual, not for a decedent. A parent or legal guardian may be accompanied during personal access to a record by another individual, provided the provisions of § 16.5(e) are satisfied.

(e) When the provisions of this part are alleged to have the effect of impeding an individual in exercising his or her right to access, the Department will consider alternative suggestions from an individual making a request, regarding proof of identity and access to records.

(f) An individual shall not be required to state a reason or otherwise justify his or her request for access to a record.

§ 16.5 Disclosure of requested information to individuals.

(a) Each request received shall be acted upon promptly by the responsible Privacy Officer. Every effort will be made to respond within ten days (excluding Saturdays, Sundays and holidays) of the date of receipt. If a response cannot be made within ten days due to unusual circumstances, the Privacy Officer shall send an acknowledgement during that period providing information on the status of the request and asking for such further information as may be necessary to process the request. "Unusual circumstances" shall include circumstances where a search for and collection of requested records from inactive storage, field facilities or other establishments are required, cases where a voluminous amount of data is involved, instances where information on other individuals must be separated or expunged from the particular record, and cases where consultations with other agencies having a substantial interest in the determination of the request are necessary.

(b) Grant of access—(1) *Notification.* An individual shall be granted access to a record pertaining to him or her, except where the provisions of § 16.6 apply. The Privacy Officer shall notify the individual of such determination and provide the following information:

(i) The methods of access, as set forth in paragraph (b)(2) of this section;

(ii) The place at which the record may be inspected;

(iii) The earliest date on which the record may be inspected and the period of time that the records will remain available for inspection and/or the estimated date by which a copy of the record could be mailed and the estimate of fees pursuant to § 16.12;

(iv) The fact that the individual, if he or she wishes, may be accompanied by another individual during personal access, subject to procedures set forth in paragraph (e) of this section; and

(v) Any additional requirements needed to grant access to a specific record.

(2) *Methods of access.* The following methods of access to records by an individual may be available depending on the circumstances of a given situation:

(i) Inspection in person may be had in the office specified by the Privacy Officer granting access during hours indicated by the Privacy Officer;

(ii) Transfer of records to a Federal facility more convenient to the individual may be arranged, but only if the Privacy Officer determines that a suitable facility is available, that the individual's access can be properly supervised at the facility, and that transmittal of the records to that facility will not unduly interfere with operations of the Department or involve unreasonable costs, in terms of both money and manpower; and

(iii) Copies may be mailed at the request of the individual, subject to payment of the fees prescribed in § 16.12. The Department, at its own initiative, may elect to provide a copy by mail, in which case no fee will be charged the individual.

(c) The Department shall supply such other information and assistance at the time of access as to make the record intelligible to the individual.

(d) The Department reserves the right to limit access to copies and abstracts of original records, rather than the original records. This election would be appropriate, for example, when the record is in an automated data media such as tape or disc, when the record contains information on other individuals, and when deletion of information is permissible under exemptions (for example, 5 U.S.C. 552a(k)(2)). In no event shall original records of the Department be made available to the individual except under the immediate supervision of the Privacy Officer or his designee. It is a crime to conceal, mutilate, obliterate, or destroy any record filed in a public office, or to attempt to do any of the foregoing, Title 18, United States Code, 2701(a).

(e) Any individual who requests access to a record pertaining to that individual may be accompanied by another individual of his or her choice. "Accompanied" includes discussion of the record in the presence of the other individual. The individual to whom the record pertains shall authorize the presence of the other individual by a signed and dated document which includes the name of the other individual and specifically describes the record to which access is sought. The other individual shall sign the authorization in the presence of the Privacy Officer. An individual shall not be required to state a reason or otherwise justify his or her decision to be accompanied by another individual during personal access to a record.

§ 16.6 Initial denial of access.

(a) *Grounds.* Access by an individual to a record which pertains to that individual will be denied only upon a determination by the Privacy Officer that:

(1) The record is subject to an exemption under § 16.14 or to an exemption determined by another agency noticing the system of records;

(2) The record is information compiled in reasonable anticipation of a civil action or proceeding; or

(3) The individual unreasonably has failed to comply with the procedural requirements of this part.

(b) *Notification.* The Privacy Officer shall give notice of denial of access to records to the individual in writing and shall include the following information:

(1) The Privacy Officer's name and title or position;

(2) The date of the denial;

(3) The reasons for the denial, including citation to the appropriate section of the Act and/or this part;

(4) The individual's opportunities, if any, for further administrative consideration, including the identity and address of the appropriate Privacy Appeals Officer. If no further administrative consideration within the Department is available, the notice shall state that the denial is administratively final; and,

(5) If stated to be administratively final; and, within the Department, the individual's right to judicial review under 5 U.S.C. 552a(g)(1), as amended by 5 U.S.C. 552a(g)(5).

§ 16.7 Administrative review of initial denial of access.

(a) Review shall be available only from a written denial of a request for access issued under § 16.6(a) (2) or (3) and

only if a written request for review is filed within thirty calendar days after the issuance of the written denial.

(b) A request for review shall be addressed to the Privacy Appeals Officer identified in the initial denial, which official is authorized to make final determinations. The envelope containing the request for review and the letter itself should both clearly indicate that the subject is a PRIVACY ACT REQUEST FOR REVIEW.

(c) When a request for review is misdirected by the requester, or not addressed as specified in paragraph (b) of this section, the Department official receiving same shall promptly refer it to the Privacy Appeals Officer and the time of receipt for processing purposes will be the time when it is received by the appropriate official.

(d) When a request for review fails to provide necessary information as set forth in paragraph (e) of this section, the requester shall be given reasonable opportunity to amend the request and shall be advised that the time of receipt for processing purposes will be the time when the additional necessary information is received by the appropriate official.

(e) The filing of a request for review may be accomplished by mailing to the Privacy Appeals Officer a copy of the request for access, if in writing; a copy of the written denial issued under § 16.6; and a statement of the reasons why the initial denial is believed to be in error. The appeal shall be signed by the individual.

(f) No hearing will be allowed in connection with administrative review of an initial denial of access.

(g) The Privacy Appeals Officer shall act upon the appeal and issue a final determination in writing not later than thirty days (excluding Saturdays, Sundays and holidays) from the date on which the appeal is received; provided, that the Privacy Appeals officer may extend the thirty days upon deciding that a fair and equitable review cannot be made within that period, but only if the individual is advised in writing of the reason for the extension and the estimated date by which a final determination will issue, which estimated date should not be later than the sixtieth day (excluding Saturdays, Sundays and holidays) after receipt of the appeal unless there exist unusual circumstances, as described in § 16.5(a).

(h) The decision after review will be in writing, will constitute final action of the Department on a request for access, and, if the denial of the request is in whole or part upheld, the Department shall notify the person making the request of his right to judicial review under 5 U.S.C. 552a(g)(1), as amended by 5 U.S.C. 552a(g)(5).

§ 16.8 Request for correction or amendment to record.

(a) Any individual, regardless of age, may submit to the Department a request for correction or amendment of a record pertaining to that individual. The request should be made either in person at the office of, or by mail addressed to, the Privacy Officer who processed the individual's request for access to the record. Although an oral request may be honored, a requester may be asked to submit his or her request in writing. The envelope containing the request and the letter itself should both clearly indicate that the subject is a PRIVACY ACT REQUEST FOR CORRECTION OR AMENDMENT.

(b) When a request for correction or amendment is misdirected by the requester, or not addressed as specified in paragraph (a) of this section, the Department official receiving same shall make reasonable effort to identify, and promptly refer it to, the appropriate Privacy Officer and the time of receipt for processing purposes will be the time when it is received by the appropriate official.

(c) When a request for correction or amendment fails to provide necessary information as set forth in paragraph (e) of this section, the requester shall be given reasonable opportunity to answer the request and shall be advised that the time of receipt for processing purposes will be the time when the additional necessary information is received by the appropriate official.

(d) Since the request, in all cases, will follow a request for access under § 16.4, the individual's identity will be established by his or her signature on the request.

(e) A request for correction or amendment should include the following:

(1) A specific identification of the record sought to be corrected or amended (for example, description, title, date, paragraph, sentence, line and words);

(2) The specific wording to be deleted, if any;

(3) The specific wording to be inserted or added, if any, and the exact place at which it is to be inserted or added; and

(4) A statement of the basis for the requested correction or amendment, with all available supporting documents and materials which substantiate the statement.

(f) The provisions of § 16.3(b)(2) and (3) apply to the information obtained under paragraph (e) of this section.

§ 16.9 Agency procedures upon request for correction or amendment of record.

(a)(1) Not later than ten days (excluding Saturdays, Sundays and holidays) after receipt of a request to correct or amend a record, the Privacy Officer shall send an acknowledgment providing an estimate of time within which action will be taken on the request and asking for such further information as may be necessary to process the request. The estimate of time may take into account unusual circumstances as described in § 16.5(a). No acknowledgment will be sent if the request can be reviewed, processed, and the individual notified of the results of review (either compliance or denial) within the ten days. Requests filed in person will be acknowledged at the time submitted.

(2) Promptly after acknowledging receipt of a request, or after receiving such further information as might have been requested, or after arriving at a decision within the time prescribed in § 16.9(a)(1), the Privacy Officer shall either:

(i) Make the requested correction or amendment and advise the individual in writing of such action, providing either a copy of the corrected or amended record or a statement as to the means whereby the correction or amendment was effected in cases where a copy cannot be provided; or,

(ii) Inform the individual in writing that his or her reqeust is denied and provide the following information:

(A) The Privacy Officer's name and title and position;

(B) The date of the denial;

(C) The reasons for the denial, including citation to the appropriate sections of the Act and this part; and,

(D) The procedures for appeal of the denial as set forth in § 16.10, including the name and address of the Privacy Appeals Officer. The term "promptly" in this § 16.9 means within thirty days (excluding Saturdays, Sundays and holidays). If the Privacy Officer cannot make the determination within thirty days, the individual will be advised in writing of the reason therefor and of the estimated date by which the determination will be made.

(b) Whenever an individual's record is corrected or amended pursuant to a request by that individual, the Privacy Officer shall see to the notification of all persons and agencies to which the corrected or amended portion of the record had been disclosed prior to its correction or amendment, if an accounting of such disclosure was made as required by the Act. The notification shall require a recipient agency maintaining the record to acknowledge receipt of the notification, to correct or amend the record and to appraise any agency or person to which it had disclosed the record of the substance of the correction or amendment.

(c) The following criteria will be considered by the Privacy Officer in reviewing a request for correction or amendment:

(1) The sufficiency of the evidence submitted by the individual;

(2) The factual accuracy of the information;

(3) The relevance and necessity of the information in terms of the purpose for which it was collected;

(4) The timeliness and currency of the information in terms of the purpose for which it was collected;

(5) The completeness of the information in terms of the purpose for which it was collected;

(6) The possibility that denial of the request could unfairly result in determinations adverse to the individual;

(7) The character of the record sought to be corrected or amended; and

(8) The propriety and feasibility of complying with the specific means of correction or amendment requested by the individual.

(d) The Department will not undertake to gather evidence for the individual, but does reserve the right to verify the evidence which the individual submits.

(e) Correction or amendment of a record requested by an individual will be denied only upon a determination by the Privacy Officer that:

(1) There has been a failure to establish, by the evidence presented, the propriety of the correction or amendment in light of the criteria set forth in paragraph (c) of this section;

(2) The record sought to be corrected or amended was compiled in a terminated judicial, quasi-judicial, legislative or quasi-legislative proceeding to which the individual was a party or participant;

(3) The information in the record sought to be corrected or amended, or the record sought to be corrected or amended, is the subject of a pending judicial, quasi-judicial or quasi-legislative proceeding to which the individual is a party or participant;

(4) The correction or amendment would violate a duly enacted statute or promulgated regulation; or,

(5) The individual unreasonably has failed to comply with the procedural requirements of this part.

(f) If a request is partially granted and partially denied, the Privacy Officer shall follow the appropriate procedures of this section as to the records within the grant and the records within the denial.

§ 16.10 Appeal of initial adverse agency determination on correction or amendment.

(a) Appeal shall be available only from a written denial of a request for correction or amendment of a record issued under § 16.9, and only if a written appeal is filed within thirty calendar days after the issuance of the written denial.

(b) Each appeal shall be addressed to the Privacy Appeals Officer identified in the written denial. The envelope containing the appeal and the letter itself should both clearly indicate that the subject is PRIVACY ACT APPEAL.

(c) When an appeal is misdirected by the requester, or not addressed as specified in paragraph (b) of this section, the Department official receiving same shall promptly refer it to the appropriate Privacy Appeals Officer and the time of receipt for processing purposes will be the time when it is received by the appropriate official.

(d) When an appeal fails to provide the necessary information as set forth in paragraph (e) of this section, the requester shall be advised that the time for receipt for processing purposes will be the time when the additional necessary information is received by the appropriate official.

(e) The individual's appeal papers shall include the following: A copy of the original request for correction or amendment; a copy of the initial denial; and a statement of the reasons why the initial denial is believed to be in error. The appeal shall be signed by the individual. The record which the individual requests be corrected or amended will be supplied by the Privacy Officer who issued the initial denial. While the foregoing normally will comprise the entire record on appeal, the Privacy Appeals Officer may seek additional information necessary to assure that the final determination is fair and equitable and, in such instances, the additional information will be disclosed to the individual to the greatest extent possible and an opportunity provided for comment thereon.

(f) No hearing on appeal will be allowed.

(g) The Privacy Appeals Officer shall act upon the appeal and issue a final Department determination in writing not later than thirty days (excluding Saturdays, Sundays and holidays) from the date on which the appeal is received; provided, that the Privacy Appeals Officer may extend the thirty days upon deciding that a fair and equitable review cannot be made within that period, but only if the individual is advised in writing of the reason for the extension and the estimated date by which a final determination will issue (which estimated date should not be later than the sixtieth day (excluding Saturdays, Sundays and holidays) after receipt of the appeal unless unusual circumstances, as described in § 16.5(a), are met).

(h) If the appeal is determined in favor of the individual, the final determination shall include the specific corrections or amendments to be made and a copy thereof shall be transmitted promptly both to the individual and to the Privacy Officer who issued the initial

denial. Upon receipt of such final determination, the Privacy Officer promptly shall take the actions set forth in § 16.9 (a) (2) (i) and § 16.9(b).

(i) If the appeal is denied, the final determination shall be transmitted promptly to the individual and shall state the reasons for the denial. The notice of final determination also shall inform the individual of the following information:

(1) The right of the individual to file a concise statement of reasons for disagreeing with the final determination. The statement ordinarily should not exceed one page and the Department reserves the right to reject a statement of excessive length. Such a statement shall be filed with the Privacy Appeals Officer. It should identify the date of the final determination and be signed by the individual. The Privacy Appeals Officer shall acknowledge receipt of such statement and inform the individual of the date on which it was received;

(2) The fact that any such disagreement statement filed by the individual will be noted in the disputed record and that a copy of the statement will be provided to persons and agencies to which the record is disclosed subsequent to the date of receipt of such statement;

(3) The fact that prior recipients of the disputed record will be provided a copy of any statement of the dispute to the extent that an accounting of disclosures, as required by the Act, was made;

(4) The fact that the Department will append to any such disagreement statement filed by the individual, a copy of the final determination or summary thereof which also will be provided to persons and agencies to which the disagreement statement is disclosed; and,

(5) The right of the individual to judicial review of the final determination under 5 U.S.C. 552a(g)(1)(A), as limited by 5 U.S.C. 552a (g) (5).

(j) In making the final determination, the Privacy Appeals Officer shall employ the criteria set forth in paragraph 16.9(c) and shall deny an appeal only on the grounds set forth in § 16.9(e).

(k) If an appeal is partially granted and partially denied, the Privacy Appeals Officer shall follow the appropriate procedures of this section as to the records within the grant and the records within the denial.

(l) Although a copy of the final determination or a summary thereof will be treated as part of the individual's record for purposes of disclosure in instances where the individual has filed a disagreement statement, it will not be subject to correction or amendment by the individual.

(m) The provisions of § 16.3(b) (2) and (3) apply to the information obtained under paragraphs (e) and (i) (1) of this section.

§ 16.11 Disclosure of record to person other than the individual to whom it pertains.

(a) The Department may disclose a record pertaining to an individual to a person other than the individual only in the following instances:

(1) Upon written request by the individual, including authorization under § 16.5(e);

(2) With the prior written consent of the individual;

(3) To a parent or legal guardian under 5 U.S.C. 552a(h); and,

(4) When required by the Act and not covered explicitly by the provisions of 5 U.S.C. 552a(b); and,

(5) When permitted under 5 U.S.C. 552a(b) (1) through (11), which read as follows:

(1) To those officers and employees of the agency which maintains the record who have a need for the record in the performance of their duties;

(2) Required under section 552 of this title;

(3) For a routine use as defined in subsection (a)(7) of this section and described under subsection (e)(4)(D) of this section;

(4) To the Bureau of the Census for purposes of planning or carrying out a census or survey or related activity pursuant to the provisions of title 13;

(5) To a recipient who has provided the agency with advance adequate written assurance that the record will be used solely as a statistical research or reporting record, and the record is to be transferred in a form that is not individually identifiable;

(6) To the National Archives of the United States as a record which has sufficient historical or other value to warrant its continued preservation by the United States Government, or for evaluation by the Administrator of General Services or his designee to determine whether the record has such value;

(7) To another agency or to an instrumentality of any governmental jurisdiction within or under the control of the United States for a civil or criminal law enforcement activity if the activity is authorized by law, and if the head of the agency or instrumentality has made a written request to the agency which maintains the record specifying the particular portion desired and the law enforcement activity for which the record is sought;

(8) To a person pursuant to a showing of compelling circumstances affecting the health or safety of an indivdual if upon such disclosure notification is transmitted to the last known address of such individual;

(9) To either House of Congress, or, to the extent of matter within its jurisdiction, any committee or subcommittee thereof, any joint committee of Congress or subcommittee of any such joint committee;

(10) To the Comptroller General, or any of his authorized representatives, in the course of the performance of the duties of the General Accounting Office; or

(11) Pursuant to the order of a court of competent jurisdiction.

(b) The situations referred to in paragraph (a)(4) of this section include the following:

(1) 5 U.S.C. 552a(c)(4) requires dissemination of a corrected or amended record or notation of a disagreement statement by the Department in certain circumstances:

(2) 5 U.S.C. 552(a)(g) authorizes civil action by an individual and requires disclosure by the Department or the court;

(3) Sec. 5(e)(2) of the Act authorizes release of any records or information by the Department to the Privacy Protection Study Commission upon request of the Chairman; and

(4) Sec. 6 of the Act authorizes the Office of Management and Budget to provide the Department with continuing oversight and assistance in implementation of the Act.

(c) The Department shall make an accounting of each disclosure of any record contained in a system of records in accordance with 5 U.S.C. 552a(c) (1) and (2). Except for a disclosure made under 5 U.S.C. 552a(b)(7), the Privacy Officer shall make such accounting available to any individual, insofar as it pertains to that individual, on request submitted in accordance with § 16.4. The Privacy Officer shall make reasonable efforts to notify any individual when any record in a system of records is disclosed to any person under compulsory legal process, promptly upon being informed that such process has become a matter of public record.

§ 16.12 Fees.

(a) The only fees to be charged to or collected from an individual under the

provisions of this part are for copying records at the request of the individual.

(1) No fees shall be charged or collected for the following: Search for and retrieval of the records; review of the records; copying at the initiative of the Department without a request from the individual; transportation of records and personnel; and first class postage.

(2) It is the policy of the Department to provide an individual with one copy of each record corrected or amended pursuant to his or her request without charge as evidence of the correction or amendment.

(3) As required by the United States Civil Service Commission in its published regulations implementing the Act, the Department will charge no fee for a single copy of a personnel record covered by that Commission's Government-wide published notice of systems of records.

(b) The copying fees prescribed by paragraph (a) of this section are:

$0.10 Each copy of each page, up to 8½" x 14" made by photocopy or similar process.
$0.20 Each page of computer printout without regard to the number of carbon copies concurrently printed.

(c) All copying fees shall be paid by the individual before the copying will be undertaken. Payment shall be made in cash, or, preferably, by check or money order payable to "U.S. Department of Housing and Urban Development," and they shall be paid or sent to the office stated in the billing notice or, if none to the Privacy Officer processing the request. Where appropriate, payment may be required in the form of a certified check.

(d) A copying fee totaling $1 or less shall be waived, but the copying fees for contemporaneous requests by the same individual shall be aggregated to determine the total fee. A copying fee shall not be charged or collected, or alternatively, it may be reduced when such action is determined by the Privacy Officer to be in the public interest.

(e) Special and additional services provided at the request of the individual, such as certification or authentication, postal insurance and special mailing arrangement costs, will be charged to the individual in accordance with other published regulations of the Department pursuant to statute (for example, 31 U.S.C. 433a).

(f) This section applies only to individuals making requests under this part. All other persons shall remain subject to fees and charges prescribed by other and appropriate authorities.

§ 16.13 Penalties.

(a) The Act provides, in pertinent part:

Any person who knowingly and willfully requests or obtains any record concerning an individual from an agency under false pretences shall be guilty of a misdemeanor and fined not more than $5,000. (5 U.S.C. 552a (i)(3))

(b) A person who falsely or fraudulently attempts to obtain records under the Act may also be subject to prosecution under such other criminal statutes as 18 U.S.C. 494, 495 and 1001.

§ 16.14 General exemptions.

(a) Individuals may not have access to records maintained by the Department but which were provided by another agency which has determined by regulation that such information is subject to general exemption under 5 U.S.C. 552a (j). If such exempt records are within a request for access, the Department will advise the individual of their existence and of the name and address of the source agency. For any further information concerning the record and the exemption, the individual must contact that source agency.

(b) [Reserved]

§ 16.15 Specific exemptions.

Whenever the Secretary of Housing and Urban Development determines it to be necessary and proper, with respect to any system of records maintained by the Department, to exercise the right to promulgate rules to exempt such systems in accordance with the provisions of 5 U.S.C. 552a(k), each specific exemption, including the parts of each system to be exempted, the provisions of the Act from which they are exempted, and the justification for each exemption shall be published in the Federal Register as part of the Department's Notice of Systems of Records. Such publication shall be in accordance with the requirements (including general notice) of 5 U.S.C. 553 (b) (1), (2), (3), (c) and (e) (Administrative Procedures Act—Rulemaking).

APPENDIX A—OFFICIALS TO RECEIVE INQUIRIES, REQUESTS FOR ACCESS AND REQUESTS FOR CORRECTION OR AMENDMENT

HEADQUARTERS

Privacy Officer, 451 7th Street, S.W., Washington, D.C. 20410.

REGION I

Regional Administrator, Rm. 800, John F. Kennedy Federal Building, Boston, Massachusetts 02203.

Area Offices

Director, 999 Asylum Avenue, Hartford, Connecticut 06105.
Director, Bulfinch Building, 15 New Chardon Street, Boston, Massachusetts 02114.
Director, Davison Building, 1230 Elm Street, Manchester, New Hampshire 03101.

Insuring Offices

Director, Federal Building and Post Office, 202 Harlow Street, Post Office Box 1357, Bangor, Maine 04401.
Director, 330 Post Office Annex, Providence, Rhode Island 02903.
Director, Federal Building, Elmwood Avenue, Post Office Box 989, Burlington, Vermont 05401.

REGION II

Regional Administrator, 26 Federal Plaza, Room 3541, New York, New York 10007.

Area Offices

Director, The Parkade Building, 519 Federal Street, Camden, New Jersey 08103.
Director, Gateway 1 Building, Raymond Plaza, Newark, New Jersey 07102.
Director, Grant Building, 560 Main Street, Buffalo, New York 14202.
Director, 666 Fifth Avenue, New York, New York 10019.

Commonwealth Area Office

Administrator, 255 Ponce de Leon Avenue, Hato Rey, Puerto Rico, Mailing Address, G Post Office Box 3869, San Juan, Puerto Rico 00936.

Insuring Office

Director, Westgate North, 30 Russell Road, Albany, New York 12206.

REGION III

Regional Administrator, Curtis Building, 6th and Walnut Streets, Philadelphia, Pennsylvania 19106.

Area Offices

Director, Universal North Building, 1875 Connecticut Ave. NW., Washington, District of Columbia 20009.
Director, Two Hopkins Plaza, Mercantile Bank and Trust Building, Baltimore, Maryland 21202.
Director, Curtis Building, 625 Walnut Street, Philadelphia, Pennsylvania 19106.
Director, Two Allegheny Center, Pittsburgh, Pennsylvania 15212.
Director, 701 East Franklin Street, Richmond, Virginia 23219.

Insuring Offices

Director, Farmers Bank Building, 14th Floor, 919 Market Street, Wilmington, Delaware 19801.
Director, New Federal Building, 500 Quarrier Street, Post Office Box 2948, Charleston, West Virginia 25330.

Special Recovery Office

Director, Lackawanna County Building, Spruce and Adams Avenue, Scranton, Pennsylvania 18503.

REGION IV

Regional Administrator, Room 211, Pershing Point Plaza, 1371 Peachtree Street, N.E., Atlanta, Georgia 30309.

Area Offices

Director, 15 South 20th Street, Birmingham, Alabama 35233.
Director, Peninsular Plaza, 661 Riverside Avenue, Jacksonville, Florida 32204.
Director, Peachtree Center Building, 230 Peachtree Street, NW., Atlanta, Georgia 30303.
Director, Children's Hospital Foundation Building, 601 South Floyd Street, Post Office Box 1044, Louisville, Kentucky 40201.

Director, 101–C Third Floor Jackson Mall, Woodrow Wilson Avenue, W., Jackson, Mississippi 39213.
Director, 2309 West Cone Boulevard, Northwest Plaza, Greensboro, North Carolina 27408.
Director, 1801 Main Street, Jefferson Square, Columbia, South Carolina 29202.
Director, One Northshore Building, 1111 Northshore Drive, Knoxville, Tennessee 37919.

Insuring Offices

Director, 3001 Ponce de Leon Boulevard, Coral Gables, Florida 33134.
Director, 4224–28 Henderson Boulevard, Post Office Box 18165, Tampa, Florida 33679.
Director, 28th Floor, 100 North Main Street, Memphis, Tennessee 38103.
Director, U.S. Courthouse, Federal Building Annex, 801 Broadway, Nashville, Tennessee 37203.

Service Office

Director, Porterfield Building, 3191 Maguire Boulevard, Post Office Box 20200, Orlando, Florida 32802.

REGION V

Regional Administrator, 300 South Wacker Drive, Chicago, Illinois 60606.

Area Offices

Director, 17 North Dearborn Street, Chicago, Illinois 60602.
Director, Willowbrook 5 Building, 4720 Kingsway Drive, Indianapolis 46205.
Director, 5th Floor, First National Building, 600 Woodward Avenue, Detroit, Michigan 48226.
Director, Griggs-Midway Building, 1821 University Avenue, St. Paul, Minnesota 55104.
Director, 60 East Main Street, Columbus, Ohio 43215.
Director, 744 North 4th Street, Milwaukee, Wisconsin 53203.

Insuring Offices

Director, Lincoln Tower Plaza, 524 South Second Street, Room 600, Springfield, Illinois 62704.
Director, Northbrook Building Number II, 2922 Fuller Avenue, NE., Grand Rapids, Michigan 49505.
Director, Federal Office Building, 550 Main Street, Room 9009, Cincinnati, Ohio 45202.
Director, 777 Rockwell, Cleveland, Ohio 44114.

REGION VI

Regional Administrator, Room 14C2, Earle Cabell Federal Bldg., U.S. Courthouse, 1100 Commerce Street, Dallas, Texas 75202.

Area Offices

Director, Room 1490, One Union National Plaza, Little Rock, Arkansas 72201.
Director, Plaza Tower, 1001 Howard Avenue, New Orleans, Louisiana 70113.
Director, 301 North Hudson Street, Oklahoma City, Oklahoma 73102.
Director, 2001 Bryan Tower, 4th Floor, Dallas, Texas 75201.
Director, Kallison Building, 410 South Main Avenue, Post Office Box 9163, San Antonio, Texas 78285.

Insuring Offices

Director, New Federal Building, 500 Fannin, 6th Floor, Shreveport, Louisiana 71120.
Director, 625 Truman Street, NE., Albuquerque, New Mexico 87110.
Director, 1708 Utica Square, Post Office Box 52554, Tulsa, Oklahoma 74152.
Director, 819 Taylor Street, Room 13A01 Federal Building, Fort Worth, Texas 76102.
Director, Two Greenway Plaza East, Suite 200, Houston, Texas 77046.
Director, Courthouse and Federal Office Building, 1205 Texas Avenue, Post Office Box 1647, Lubbock, Texas 79408.

Service Office

Director, Mills Building, 303 North Oregon, El Paso, Texas 79901.

REGION VII

Regional Administrator, Federal Office Building, Room 300, 911 Walnut Street, Kansas City, Missouri 64106.

Area Offices

Director, Two Gateway Center, 4th and State Streets, Kansas City, Kansas 77101.
Director, 210 North 12th Street, St. Louis, Missouri 63101.
Director, Univac Building, 7100 West Center Road, Omaha, Nebraska 68106.

Insuring Offices

Director, 210 Walnut Street, Room 259, Federal Building, Des Moines, Iowa 50309.
Director, 700 Kansas Avenue, Topeka, Kansas 66603.

REGION VIII

Regional Administrator, Federal Building, 1961 Stout Street, Denver, Colorado 80202.

Insuring Offices

Director, 4th Floor, Title Building, 909—17th Street, Denver, Colorado 80202.
Director, 616 Helena Avenue, Helena, Montana 59601.
Director, Federal Building, 653—2nd Avenue N., Post Office Box 2483, Fargo, North Dakota 58102.
Director, 119 Federal Building, U.S. Courthouse, 400 S. Phillips Avenue, Sioux Falls, South Dakota 57102.
Director, 125 South State Street, Post Office Box 11009, Salt Lake City, Utah 84111.
Director, Federal Office Building, 100 East B Street, Post Office Box 580, Casper, Wyoming 82601.

REGION IX

Regional Administrator, 450 Golden Gate Avenue, Post Office Box 36003, San Francisco, California 94102.

Area Offices

Director, 2500 Wilshire Boulevard, Los Angeles, California 90057.
Director, 1 Embarcadero Center, Suite 1600, San Francisco, California 94111.

Insuring Offices

Director, 244 West Osborn Road, Post Office Box 13468, Phoenix, Arizona 85002.
Director, 801 I Street, Post Office Box 1978, Sacramento, California 95809.
Director, 110 West C Street, Post Office Box 2648, San Diego, California 92112.
Director, 34 Civic Ctr Plaza, Room 614, Santa Ana, California 92701.
Director, 1000 Bishop Street, 10th Floor, Post Office Box 3377, Honolulu, Hawaii 96813.
Director, 1050 Bible Way, Post Office Box 4700, Reno, Nevada 89505.

REGION X

Regional Administrator, Arcade Plaza Building, 1321 Second Avenue, Seattle, Washington 98101.

Area Offices

Director, 520 Southwest 6th Avenue, Portland, Oregon 97204.
Director, Arcada Plaza Building, 1321 Second Avenue, Seattle, Washington 98101.

Insuring Offices

Director, 334 West 5th Avenue, Anchorage, Alaska 99501.
Director, 331 Idaho Street, Post Office Box 32, Boise, Idaho 83707.
Director, West 920 Riverside Avenue, Spokane, Washington 99201.

FEDERAL DISASTER ASSISTANCE ADMINISTRATION

REGION I

Director, Room 2003–E John F. Kennedy Federal Building, Boston, Massachusetts 02203.

REGION II

Director, 26 Federal Plaza, New York, New York 10007.

REGION III

Director, Curtis Building 7th Floor, 6th and Walnut Streets, Philadelphia, Pennsylvania 19106.

REGION IV

Director, 1375 Peachtree Street, NE., Suite 750, Atlanta, Georgia 30309.

REGION V

Director, 300 South Wacker Drive, Room 520, Chicago, Illinois 60606.

REGION VI

Director, Federal Building, Room 13C28, 1100 Commerce Street, Dallas, Texas 75202.

REGION VII

Director, Federal Office Building, Room 407, 911 Walnut Street, Kansas City, Missouri 64106.

REGION VIII

Director, Lincoln Tower Building, Room 1140, 1860 Lincoln, Denver, Colorado 80203.

REGION IX

Director, 120 Montgomery Street, San Francisco, California 94104.

REGION X

Director, Arcade Building, Room M–16, 1319 Second Avenue, Seattle, Washington 98101.

These are permanent offices. For location of the nearest temporary field office, contact the appropriate Regional FDAA office.

Effective date. These regulations shall be effective September 27, 1975.

Dated: August 21, 1975.

CARLA A. HILLS,
Secretary of HUD.

HUD/DEPT—1

System name: Accidents, Employees and/or Government Vehicles

System location: Most Department Offices, including the Central Office. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: HUD employees in on-the-job accidents, including accidents involving government-owned vehicles; other individuals who have sustained injury/illness as a result of such accidents.

Categories of records in the system: Details of how accidents occurred and injuries were sustained; property damage incurred.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: the records are used by the Department of Labor when personal injury occurs and/or compensation is involved. GSA uses the records when accidents involve motor vehicles and the repair of those vehicles.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Primarily looseleaf folders; Standard Forms 91, 91A; free text.

Retrievability: Filed by name.

Safeguards: The systems records are kept in lockable file cabinets, desks, and in locked rooms.

Retention and disposal: Procedural disposal follows HUD Handbook General Records Schedule.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A. (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject individual and supervisor; Federal Government agencies; law enforcement agencies; current or previous employers; accident investigation officers.

HUD/DEPT—2

System name: Accounting Records

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Mortgagors; mortgagees; grant/project and loan applicants and recipients; HUD personnel; vendors; brokers; bidders; managers; tenants; individuals within Disaster Assistance Programs; local housing authorities.

Categories of records in the system: Lease and loan collection register; schedules of payments receivable and received; premiums due; claims and fee billing statements; escrow and Certificates of Deposit files; cash flow and budget control file; earnest money register; purchase order log; imprest funds; area managers' accounting records; restitution, maintenance and market expenses; distributive shares records; salary; savings bonds; bills of lading; vouchers; invoices; receipts; cancelled checks.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: U.S. Treasury—for disbursements and adjustments thereof; GAO, GSA and local housing authorities—for audit, accounting and financial reference purposes.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Desks; safes; locked file cabinets; central files; bookcases; ledger trays and binders; tables.

Retrievability: By Social Security number; name; case file number; schedule number; audit number; control number; receipt number; voucher number; contract number; address.

Safeguards: Security checks; limited authorization and access; security guards.

Retention and disposal: GSA schedules of retention and disposal; destruction after six months; transfer to either a Federal Records Center or Archives.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject individuals; financial institutions; government agencies; HUD personnel; current and previous employers; private firms and corporations doing business with HUD.

HUD/DEPT—3

System name: Appraisal Review Files

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Fee appraisers on FHA-insured single-family properties; HUD staff appraisers and appraisal supervisors; HUD staff architects and supervisors; builders, contractors, developers, and realtors on urban renewal projects whose data is used by FHA appraisers.

Categories of records in the system: Field review of appraisals by staff and fee appraisers; architectural inspection review; review of urban renewal project appraisals.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs of prefatory statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained on Standard Form 1038, and sometimes free text; stored in binders.

Retrievability: Primarily by name, sometimes by case file.

Safeguards: Primarily kept in lockable file cabinets.

Retention and disposal: Primarily active files, some historical material. 1038 forms destroyed after 2 years.

System manager(s) and address:

Director
Office of Organization and Management Information

Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Of?icer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Mortgagors of appraised properties; field reviews; correspondents.

HUD/DEPT—4

System location: Most HUD area and insuring offices maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Fee appraisers for single family and multifamily properties, single family credit examiners; applicants for positions as fee examiners; builders, contractors, realtors dealing with appraised property; HUD appraisers and certifiers; correspondents; Social Security recipients in FHA-appraised homes.

Categories of records in the system: Roster of fee appraisers, qualifications; fee appraiser applications and certification; financial interest and employment statements; appraiser work records; appraisal fee, date, approving officer; HUD staff certifiers of fee appraisers; correspondence and inquiries on housing appraisals; application for appraisal; comparison valuation data on housing sales; appraisal of property held by Social Security recipients.

Routhe uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to fee appraisers—for voucher preparation; to VA, mortgagors, mortgagees—notice of FHA action, billing; to local government officials—for code enforcement, health and wetlands clearance; to Environmental Protection Agency—for environmental clearance; to Social Security Administration—for research

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders.

Retrievability: Name; case file number (in some cases).

Safeguards: Lockable file cabinets and desks.

Retention and disposal: Primarily active information; also mixed historical and active. Social Security appraisals are historical data. Disposal in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D. C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D. C. 20410.

Record source categories: Subject individual; other individuals; financial institutions; firms; federal agencies; non-federal agencies; employers; credit bureaus; law enforcement agencies.

HUD/DEPT—5

System name: Architects and Engineers

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Certified architects and engineers dealing with HUD, both directly and on a consultant basis.

Categories of records in the system: Engineering surveys, engineers' letters of map amendment, engineering reviews, established architectural reports, field reviews and performance ratings, job log files, fee and bond schedules, professional insurance policy records, and general work files.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs of prefatory statement. Other routine uses: to General Accounting Office— investigation and annual audit; to the U. S. Forest Service, Bureau of Indian Affairs, Corps of Engineers, HEW, and Farmers Home Administration for reference and information; to builders and other individuals dealing with HUD—for planning and specifications review.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Blueprints and specifications in free text form, on standard forms, or in file folders.

Retrievability: Name, by persons' assigned number, case file number, and indexes.

Safeguards: Files are kept in file cabinets, in desks and on shelves. Access is limited by locks, by security checks, or by authorized individuals.

Retention and disposal: Most files are kept active and up-to-date. Some files are partly current and partly historical. Files are destroyed per regulation or stored at a federal records center one year after last date of commitment.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D. C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contestint contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization Management, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D. C. 20410.

Record source categories: Individual architect or engineer, professional organization, local housing authorities, government agencies,

law enforcement agencies, state boards certifying professional competency.

HUD/DEPT—6

System name: Audits and Financial Reports Files

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Builders; developers; real estate firms; contractors; appraisers; mortgagors; mortgagees; grant/project applicants; individuals in EO and Disaster Assistance files; individuals writing to HUD; HUD personnel; bidders; management firms; project sponsors.

Categories of records in the system: Audit findings and reports; audit control measures; Inspector General's investigational reports; condominium housing and low rent reports.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: local housing authorities—for reference to and verification of local finance audits; private developers and builders—for financial verification.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Reports are stored in free text on standard forms in file folders.

Retrievability: By name, case file number or audit number.

Safeguards: Locked file cabinets; desks; safes; central files.

Retention and disposal: Files are periodically reviewed and either destroyed or removed to Federal Records Center.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by-contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject individual; current or previous employers; project sponsors; independent and government auditors; credit bureaus and financial institutions; governmental agencies; law enforcement agencies; private individuals; builders; developers; brokers; managers.

HUD/DEPT—7

System name: Board of Contract Appeals Files

System location: Department Central Office. For address see Appendix A.

Categories of individuals covered by the system: Contractors, including sole proprietorships and partnerships, who have appealed to the HUD Board of Contract Appeals.

Categories of records in the system: Files contain correspondence, motions, pleadings and official documents relevant to the appeal, including copy of contract and letter of termination.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to private attorneys—to review material on cases where they are providing representation.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders.

Retrievability: Each contract appeal is filed in chronological order using a case file number. Cross-index to files exists.

Safeguards: Records filed in lockable file cabinets.

Retention and disposal: After a case has been adjudicated, the relevant file is removed to an inactive file.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D. C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D. C. 20410.

Record source categories: Contractors; HUD Office of General Counsel.

HUD/DEPT—8

System name: Builder, Contractor and Developer Evaluations—Workmanship Adjustment Records

System location: Most area and insuring offices maintain files of this type. For a complete listing of these, with addresses, see Appendix A.

Categories of individuals covered by the system: Builders and contractors of single-family housing; subdivision developers.

Categories of records in the system: Workmanship adjustment records are based on information provided by inspectors on quality of workmanship, management and attitude of builders, contractors and developers in construction of single-family housing and development of subdivisions. The quality of workmanship is compared to that considered normal. Builders' level of activity is checked.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: individual workmanship ratings may be disseminated to the general public. Inquiries on past experience of builders, contractors and developers provided to the Veterans Administration and the Farmers Home Administration (in the Department of Agriculture).

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Generally on HUD Standard Forms 2012 (Workmanship Adjustment Record) and 224g (Performance Record, Accelerated Standard Program).

Retrievability: Usually by name of builder, contractor, developer.

Safeguards: Lockable file cabinets.

Retention and disposal: Generally removed from files if builders/contractors are inactive for more than six months. Files on restricted builders are retained.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject and other individuals; Federal and non-federal government agencies; law enforcement agencies; credit bureaus; financial institutions; current and previous employers; corporations or firms; EO counselors and witnesses.

HUD/DEPT—9

System name: Casualty/Hazard Insurance

System location: A few HUD area and insuring of?ices maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Mortgagors and mortgagees under single-family insurable programs; HUD certifiers; insurers.

Categories of records in the system: Certification of casualty damage/repairs; certification of unavailability of hazard insurance; referral lists of insurers.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to Veterans' Administration for information on veterans' participation.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders.

Retrievability: Name; case file.

Safeguards: Stored in lockable file cabinets.

Retention and disposal: Primarily active information, some mixed historical and active. Disposed of in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Of?icer at the appropriate location. A list of locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Mortgagors; subject individuals, rehabilitation contractor.

HUD/DEPT—10

System name: Construction Complaints Files

System location: Almost all area and insuring offices maintain files of this type. For a complete listing, with addresses, see Appendix A.

Categories of individuals covered by the system: Mortgagors, builders, developers, and contractors under HUD programs.

Categories of records in the system: Complaints regarding construction and defects; inspection reports; records of complaint status and disposition; compliance reports; related correspondence.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to the person or firm complained about—for resolution of the complaint; to IRS—for investigation; to Farmers Home Administration, Veterans Administration; Better Business Bureau and local agencies—for notice of restriction of builders; to state agencies—for investigation.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In file folders

Retrievability: Name of subject individual; case file number, property location.

Safeguards: Records filed in lockable file cabinets with access limited to authorized personnel.

Retention and disposal: Records are partly current and partly historical; disposal in in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject and other individuals, current and previous employees, credit bureaus and financial institutions; federal and non-federal agencies.

HUD/DEPT—11

System name: Contractors—Adverse Actions

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Individuals or firms debarred or suspended from participation in HUD programs; corporations, companies or individuals determined to be unsatisfactory risks; suspended, debarred or ineligible grantees; builders of single-family homes whom HUD will not insure; individuals and firms disqualified from doing business with HUD; individuals and firms on the no-business list; mortgagors writing to HUD concerning complaints; builders who fail to adjust valid construction complaints; individuals and firms debarred by executive agencies; dealers and contractors in home improvements and repairs; individuals and firms subject to precautionary measures for practices not consistent with the standards and objectives of the FHA Property Improvement Program; defaulted contractors; developers and contractors who have allegedly not paid prevailing wage rates; individual workers underpaid by a contractor on a HUD project.

Categories of records in the system: Date of action; type of action; termination date and authority under which the action was taken; inspection reports; unsound credit; unsatisfactory past experiences; investigation reports; approvals of mortgages; home improvements to existing single-family homes; evidence of fraudulent or criminal conduct; grand jury indictments and convictions; certifications by builders and subcontractors later found to be in non-compliance; complaints from individuals; precautionary measures.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: VA—to verify acceptability of applications for mortgage insurance; Department of Labor—for review of compliance; urban renewal authorities—to approve contractors on HUD-assisted projects; state labor departments—for review of compliance; state real estate examining boards—to check on builders, contractors, developers and real estate firms with unsatisfactory ratings; Better Business Bureaus—for answering inquiries from consumers; agencies deemed eligible by the Office of Investigation—to acquire information; congressional delegations—to provide information concerning the status of complaints; complainant and his attorney—for review of complaint file for status and information; builder and his attorney—for review of complaint file for status and information.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic tape/disc/drum; computer print-outs; file folders; binders; card files.

Retrievability: Name; case file number; names of individuals cross-indexed with names of known affiliated firms; identification number; type of program.

Safeguards: Records maintained in desks and lockable file cabinets. Access restricted to authorized personnel only.

Retention and disposal: Obsolete records are destroyed or retained in storage area, as space permits.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject individual; other individuals; current or previous employers; credit bureaus; financial institutions; other corporations or firms; Federal government agencies; non-federal (including foreign, state and local) government agencies; law enforcement agencies.

HUD/DEPT—12

System name: Contractors', Brokers' and Management Agents, Qualifications and Bidders' Lists

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Qualified bidders, current and past contractors to the Department and to mortgagors and housing authorities. Included are builders, architects, repair and maintenance contractors, developers, real estate firms, brokers, management agents, etc. The Central Office file contains additional categories, such as consultants, data processing firms, research organizations, etc.

Categories of records in the system: Qualified bidders in Disaster Assistance are listed in Disaster Assistance Files(see separate notice). Qualifications of individuals/firms interested in bidding on HUD contracts and in being considered for HUD-approved lists of contractors. Central Office files include data on minority and 8(a) status of firms. Business data may be included, such as number of years in business, areas of interest, number of employees, financial status, management experience. Sometimes includes evaluation of past per?ormance.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to Of?ice of Inspector General and IRS—for investigative purposes; to mortgage lenders and property sellers—for selection of contractors from an approved list.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Material in binders and file folders. Material frequently presented on Standard Form 129. Cassette tapes used by central office.

Retrievability: Filed by firm's/contractor's name.

Safeguards: Material generally filed in lockable file cabinets.

Retention and disposal: Records are discarded when businesses cease to operate or request they be removed from lists. Retrieval also takes place when no new Standard Form 129 is filed upon request. Obsolete records may be sent to Federal Records Center.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Of?icer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Of?ice of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject individuals/firms, credit bureaus, financial institutions, surety corporations, other federal agencies.

HUD/DEPT—13

System name: Cost Analyses of Projects

System location: Most area and insuring offices maintain files of this type. For a complete listing of these, with addresses, see Appendix A.

Categories of individuals covered by the system: Mortgagors; grant and project applicants; builders; developers; contractors; appraisers; suppliers; manufacturers; architects; engineers; accountants; cost analysts; HUD personnel.

Categories of records in the system: Cost data, including quotations, estimates and surveys; budget and financing data; processing analysis; income and expense data; property valuation, acquisition and disposition prices; final costs; records of previous dealings; mortgagor and grant applications; names of builders; contractors and cost analysts; and correspondence.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to GAO—for

audit reviews and investigation; to Department of Labor, VA and Farmers' Home Administration—for data compilation; to mortgagees—for maximum mortgage information; local agencies—for statistical compilation; to attorneys and accountants—for assistance of clients; to mortgagors and contractors—for information pertaining to themselves.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders, computer tapes and disks.

Retrievability: By name of individual covered, case file number, and property address.

Safeguards: Stored in lockable file cabinets; access limited to authorized persons; automated files require passwords and coded ID's for use.

Retention and disposal: Files are partly current and partly historical; disposal is according to HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendis A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W. Washington, D.C. 20410.

Record source categories: Subject and other individuals; credit bureaus; financial institutions; firms; federal and non-federal agencies; law enforcement agencies; utility companies; accountants; supply houses.

HUD/DEPT—14

System name: Credit Processing

System location: Most area and insuring offices maintain files of this type. For a complete listing of these, with addresses, see Appendix A.

Categories of individuals covered by the system: Mortgagors, repair contractors, management contractors and other contractors and builders under single-family and multi-family housing programs.

Categories of records in the system: Credit reports, trade references, bank references, factual data reports, balance sheets and other information related to financial reliability.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to GAO—for audits and investigation; to IRS—for investigation; to Mortgagees—for a record of processing activity.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file cabinets.

Retrievability: Filed by name, project name and case file number.

Safeguards: Records filed in lockable metal file cabinets with access limited to authorized personnel.

Retention and disposal: Files are partly historical and partly active; disposal is according to HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Pary 16. I? additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all location is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W.xWashington, S.W., Washington, D.C. 20410.

Record source categories: Subject individuals; other individuals; current or previous employers; credit bureaus; financial institutions; other corporations or firms; federal and non-federal government agencies.

HUD/DEPT—15

System name: Equal Opportunity Housing Complaints

System location: Housing discrimination files are located at the office where originated and may also be transferred to associated area and/or regional offices, or the department's Central office. For a complete listing of these, with addresses, see Appendix A.

Categories of individuals covered by the system: Individuals filing housing discrimination complaints; individuals, officials, and organizations complained about; managers; grant or project applicants; builders; developers; contractors; appraisers; property owners; mortgagors; candidates for positions; witnesses; attorneys; individuals in disaster and EO files; Title VI, VIII and IX complainants. Does not include files on HUD employee complaints regarding their employment. Notices regarding these inquiries under the Privacy Act are published by the U.S. Civil Service Commission.

Categories of records in the system: Allegations of housing discrimination; names of complainant and persons or organizations complained about; investigation information; details of discrimination cases; compliance reviews; marketing activity; complaints under Titles VI, VIII and IX; conciliation files; correspondence; affidavits; complaint status reports.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: used for investigation, preparing litigation, and monitoring compliance by non-federal EO-concerned agencies, the U.S. Department of Justice (including the FBI), the U.S. Department of Labor (including the Office of Federal Contract Compliance), U.S. Courts, the Veterans Administration, the Farmers' Home Administration, complainants, respondents and attorneys.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Records kept in lockable desks and file cabinets.

Retrievability: Usually retrievable by name of complainant and, in some instances, by case file number.

Safeguards: Offices are locked at night and access to files during the day is limited to authorized personnel. Files are locked.

Retention and disposal: HUD handbooks establish procedures for retention and disposition of records. Generally retained for two years, then transferred to Federal Records Centers for an additional five years.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional informa-

tion or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A. (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject and other individuals, Federal and non-federal government agencies, law enforcement agencies, credit bureaus, financial institutions, current and previous employers, corporations or firms, EO counselors and witnesses.

HUD/DEPT—16

System name: Equal Opportunity Programs—Construction

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Builders; contractors; developers; brokers.

Categories of records in the system: Affirmative action plans; affirmative fair housing marketing plans, applications, and certifications; construction programs; approval letters; pre-construction conference reports; participation records; complaints; compliance reviews; records of consent decrees; monitoring reports; minority contractor lists; related correspondence.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to Department of Labor, Office of Federal Contract Compliance—for monitoring and investigation; to state and local governments and agencies—for compliance review and investigation.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In file folders.

Retrievability: Name of subject individual; case file number.

Safeguards: Records stored in lockable file cabinets.

Retention and disposal: Files are current and active; disposal is in accordance with HUD handbook procedures.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject and other individuals, firms, federal and non-federal agencies.

HUD/DEPT—17

System name: Experimental Housing Allowance Program—Participant Files

System location: Division of Housing Assistance Research, Assistant Secretary for Policy Development and Research, Central Office.

Categories of individuals covered by the system: Applicants for housing allowances; landlords under Experimental Housing Allowance Program.

Categories of records in the system: Socio-economic, financial and demographic data on EHAP participants.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to EHAP contractors—analysis for research purposes in accordance with program objectives.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Hard copy survey instruments stored in folders, microform, computer printout, punched cards, and magnetic tape/disc.

Retrievability: Manual files by name, social security number, personnel characteristics and case file number. Automated files have been stripped of all personal identifiers and are statistical only.

Safeguards: Access to manual files limited to survey subcontractors. No access to these records by prime contractors and HUD personnel. Records kept in secured areas and vaults.

Retention and disposal: In accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D. C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D. C. 20410.

Record source categories: Subject individual; current and previous employers.

HUD/DEPT—18

System name: Fellowship Files, Urban Studies

System location: Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410

Categories of individuals covered by the system: Recipients of HUD fellowships in urban studies, and their alternates.

Categories of records in the system: Applications; financial statements; correspondence; policy statements; press releases.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Free text in file folders.

Retrievability: By name of award recipient and alternate.

Safeguards: Files are stored in lockable metal file cabinets within authorized HUD storage terminals.

Retention and disposal: Files are inactive and historical only. There are no established procedures for disposal of these records.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D. C. 20410.

Record source categories: Individual awardees and alternates; educational institutions.

HUD/DEPT—19 well as the Central Of?ice, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Grant and loan applicants; grantees and loan debtors; grantee personnel under research and categorical grant programs.

Categories of records in the system: Grant and loan contracts and related documents; status of grants and loans; personal information on grantee personnel; property descriptions; assignment records; grantee reports; related correspondence.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to GAO and private accountants—for audit purposes; to loan creditors—for loan servicing; to National Science Foundation and research institutes—for evaluation and review of research grant proposals.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In file folders and on magnetic tape.

Retrievability: Name; case file number.

Safeguards: Records are stored in lockable file cabinets; access to automated files is obtained by passwords and coded ID's.

Retention and disposal: Records are primarily active, with some historical material. Disposal in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department o? Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject and other individuals; financial institutions; firms; federal and non-federal agencies.

HUD/DEPT—20

System name: Homeownership Assistance and Recertification Application (HARAS)

System location: Central Office

Categories of individuals covered by the system: Participants in Section 235 Homeownership Assistance Program.

Categories of records in the system: Historical profile of participant group.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs of prefatory statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic tape/disc/drum.

Retrievability: Name. Application and recertification tables produced quarterly. No output automated system interfaces or terminal inquiry capability.

Safeguards: Computer Facilities are secured and accessible only by authorized personnel, and all files are stored in a secured area. Technical restraints are employed with regard to accessing the computer and-data files.

Retention and disposal: Records system is active and kept up-to-date.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D. C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D. C. 20410.

Record source categories: Applications; recertifications; Sinle-family Statistical Reporting System.

HUD/DEPT—21

System name: Housing Assistance Applicants

System location: Many HUD regional, area, and insuring offices maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Individual and organizational applicants, builders, individual correspondents; mortgagors and mortgagees.

Categories of records in the system: Applications of those seeking housing grants and the review of those applications. Applicant's name, address and amount of grant. Also includes correspondence and requisitions for advances.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to local communities—in assessing Community Development Block grants.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Lockable file drawers.

Retrievability: Name; case file number.

Safeguards: Access to authorized personnel only.

Retention and disposal: In accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D. C. 20410

Record source categories: Subject individuals; corporations or firms; federal and non-federal government agencies.

HUD/DEPT—22

System name: Housing Counselling

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Primarily individual mortgagors and prospective homebuyers seeking advice, information and assistance regarding housing. Individuals with housing problems.

Categories of records in the system: Dates counseling, summaries of aid furnished to inquiriers, correspondence. Sometimes includes certificate of completion of counseling, standard forms or letters, purchase of financial data.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: Occasionally used by HUD-approved counseling agencies in providing supportive counseling services such as money management and housekeeping training.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: HUD Forms 9906/9907, stored in file folders.

Retrievability: Always retrievable by name. Occasionally files are in chronological order or can be retrieved by case file number on address of property.

Safeguards: Data maintained in lockable desks and file cabinets. In some cases, files are restricted to use by counsellors.

Retention and disposal: A few records are active and kept up-to-date. Older records are treated according to HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Records usually furnished by subject individual. Occasionally received from other individuals, current or previous employers, credit bureaus, financial institutions, non-federal government agencies, counselling offices, community organizations and mortgage credit examiners.

HUD/DEPT—23

System location: Central Office

Categories of individuals covered by the system: Single-family mortgagors.

Categories of records in the system: Single-family home cases for most recent five-year period.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic tape/disc/drum.

Retrievability: Name; case file number.

Safeguards: Computer facilities are secured and accessible only by authorized personnel, and all files are stored in a secured area. Technical restraints are employed with regard to accessing the computer and data files.

Retention and disposal: Records system is active and kept up-to-date.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D. C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D. C. 20410.

Record source categories: Subject individuals; current or previous employers; credit bureaus; financial institutions; cooperatives; firms; federal government agencies.

HUD/DEPT—24

System name: Investigation Files

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: HUD program participants and HUD employees under investigation, including mortgagors, mortgagees, grant and project applicants, builders, developers, real estate firms, contractors and appraisers.

Categories of records in the system: Files contain information concerning investigation of alleged irregularities in connection with HUD programs, and include initial complaints filed against subjects alleging violations, reports of investigation, findings of HUD officials and recommendations and disposition to be made.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to Department of Labor—for investigative research; as a data source for management information for production of summary descriptive statistics and analytical studies in support of the function for which the records are collected and maintained, or ?or related personnel management functions or manpower studies. Files may also be used to respond to general requests for statistical information (without personal identi?ication of individuals) under the Freedom of Information Act, or to locate specific individuals for personnel research or other personnel management functions.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file folders.

Retrievability: Filed by name, investigation file number, case number.

Safeguards: Records are maintained in locked file cabinets or in metal file cabinets in secured rooms or premises with access limited to those whose official duties require access.

Retention and disposal: Records are primarily active, with destruction of some records after three years and some after five years.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D. C. 20410

Record source categories: Subject individuals; other individuals; current or previous employers; credit bureaus; financial institutions; corporations or firms; law enforcement agencies.

Systems exempted from certain provisions of the act: Pursuant to 5 U.S.C. 552 a(k)(2) and k(5), all investigatory material in the record which meets the criteria of these sub-sections is exempted from the notice, access, and contest requirements (under 5 U.S.C. 552a(c)(3), (d),(e),(1),(e)(4)(G),(H), and (I) and (f)) of the agency regulations in order for the Department's legal staff to perform its functions properly.

HUD/DEPT—25

System name: Legal Actions Files

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Litigants; potential and past claimants against the government.

Categories of records in the system: Threatened, pending and past litigation involving HUD as a party; summons; writs; indictments; pleadings; decisions; legal memoranda; litigation reports; depositions; deficiencies on court judgements; notices of levy; settlement negotiations; legal rulings; claims against the government; employee claims.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to Justice Department—information for purposes of litigation, and representation of HUD before the courts and performance of all legal work incident thereto; to HEW—for investigation and litigation; to IRS—for investigation, litigation and collection of levies; to Local Housing Authorities—for investigation and litigation; to local governments—for investigation and litigation; to parties to litigation—to provide status and facts in litigation; to private individuals and corporations—to assist co-defendants or to provide documents and information as required by the Federal Rules of Civil Procedure; various uses under the Freedom of Information Act.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper records in file cabinets.

Retrievability: Name; case names; case numbers assigned by courts.

Safeguards: Records maintained in locked and lockable metal file cabinets with access limited to authorized personnel.

Retention and disposal: Files are partly active and partly historical; disposal in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Systems exempted from certain provisions of the act: Pursuant to 5 U.S.C. 552a(k)(2) and k(5), all investigatory material in the record which meets the criteria of these sub-sections is exempted from the notice, access, and contest requirements (under 5 U.S.C. 552a(c)(3), (d),(e)(l),(e)(4)(G),(H), and (I) and (f)) of the agency regulations in order for the Department's legal staff to per?orm its functions properly.

HUD/DEPT—26

System name: Loan Management Files

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Mortgagors under single-family; multi-family and college housing projects, mortgagees who service insured mortgages; builders of multi-family projects.

Categories of records in the system: Legal documents; correspondence and other information relating to loan servicing.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to United States Attorney—for eviction purposes on foreclosed properties.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders.

Retrievability: Name; case number.

Safeguards: Files maintained in lockable file cabinets with access limited to authorized personnel.

Retention and disposal: Files are primarily active with periodic removal of inactive files in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D. C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S. W. Washington, D. C. 20410.

Record source categories: Subject individual; other individuals; credit bureaus; corporations and firms; federal government agencies; nonufederal government agencies.

HUD/DEPT—27

System name: Local Housing Mortgage Insurance

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Mortgagors and mortgagees in FHA-insured single- and multi-family housing; applicants for grant programs; HUD loan management personnel.

Categories of records in the system: Mortgage insurance certifications; special agreements with FHA mortgagors; compliance control cards; listing of areas ineligible for mortgage insurance; advisory information; applicants for mortgage insurance; mortgage data (amount, interest rate, monthly payment, Housing Act section).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders.

Retrievability: Primarily by case file. By name in some cases.

Safeguards: Lockable file cabinets and desks.

Retention and disposal: Primarily active information. Disposed of in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

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Record source categories: Subject individual; financial institutions; credit bureaus; other individuals; firms; local and federal government agencies.

HUD/DEPT—28

System name: Mobile Home Improvement and Rehabilitation Loans—Delinquent/Default

System location: Most area and insuring offices maintain files of this type. For a complete listing of these, with addresses, see Appendix A.

Categories of individuals covered by the system: Mobile home, home improvement, and rehabilitation loan debtors; builders and contractors under mobile home, home improvement and rehabilitation programs.

Categories of records in the system: Names, credit applications, and case histories of borrowers; records of payments; financing statements; delinquent and defaulted loan records and account cards; collection and field reports; records of claims and charge-offs; creditor requests for collection assistance; justifications for closing collection action; related correspondence.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to GAO—for audit purposes; to U.S. Attorney's offices—to obtain judgment liens.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In file folders.

Retrievability: By name and case file number of individual covered.

Safeguards: Files are stored in lockable file cabinets.

Retention and disposal: Files are partly active and partly historical and are disposed of in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington D.C. 20410.

Record source categories: Subject individual; current and previous employers; credit bureaus; financial institutions; firms; federal and non-federal agencies; law enforcement agencies.

HUD/DEPT—29

System name: Mobile Home, Home Improvement Loans and Rehabilitation Grants and Loans

System location: Most area and insuring offices maintain files of this type. For a complete listing of these, with addresses, see Appendix A.

Categories of individuals covered by the system: Mobile home, home improvement and rehabilitation loan debtors; rehabilitation grantees, builders, dealers and contractors under mobile home, home improvement and rehabilitation loan and grant programs.

Categories of records in the system: Names of borrowers, builders, dealers and contractors; loan and grant applications and eligibility information; loan and grant documents; payment records; registration records; collection records; complaint records; related correspondence.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to dealers and contractors—for settling complaints; to lenders—for loan servicing; to tax assessors—for assessment of property; to local agencies—for monitoring and carrying out programs.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In file folders.

Retrievability: By name and case file number of individual covered.

Safeguards: Records stored in lockable file cabinets.

Retention and disposal: Records are primarily active with some historical information; disposal is in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A. (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Financial institutions; subject and other individuals; federal and non-federal agencies; firms, current and previous employers; law enforcement agencies.

HUD/DEPT—30

System name: Mobile Home Park Inspection

System location: Only a few of the locations in Appendix A.

Categories of individuals covered by the system: Individual Owners, builders and developers of mobile home parks.

Categories of records in the system: Property descriptions of mobile home parks; approval records; eligibility data; recorda of operation and maintenance; inspection records; related correspondence.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to National Bureau of Standards—for testing and data collection; to mortgagees—for determination of mortgage qualifications.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In file folders.

Retrievability: By name and case file number of subject individual.

Safeguards: Records stored in lockable file cabinets.

Retention and disposal: Records are primarily current, with some historical data. Records are periodically updated.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20401

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject and other individuals; financial institutions; firms; non-federal agencies.

HUD/DEPT—31

System name: Mortgage Servicing Files on HUD-Held Properties

System location: All HUD area and insuring of?ices. For a complete listing of these offices, with addresses, see appendix A.

Categories of individuals covered by the system: Project sponsors; inspectors; tenants; landlords; local housing authorities; private accountants and auditors; management agents; mortgagee institutions, cooperative members; service contractors and brokers; mortgage assignees and assignors.

Categories of records in the system: Project servicing dockets; management reviews of sponsor qualifications; review of mortgager defaults and mortgagee foreclosure; individual and organizational case studies; register of home mortgage commitments; mortgage assignments and transfers.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to GNMA and FNMA for financial referral to the Department of Justice; to General Accounting Office for purposes of investigation and potential foreclosures; to local tenant groups and Legal Aid for review of proposed rental increases; to the general public for reference.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Free text; standard forms; computer print-outs; binders and file folders.

Retrievability: By name, case file number, organizational code, project number, chronologically.

Safeguards: Files are kept in desks, file cabinets (locked and unlocked), safes and bookshelves. Access is limited to authorized personnel by locks and limited security checks.

Retention and disposal: Files are mostly active and kept up to data; and are both partly current and partly historical.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W.,Washington, D.C. 20410.

Record source categories: Inspectors; financial institutions; subject landlords; tenants, law enforcement agencies; local housing authorities; government agencies; private contractors and managers; private cooperatives and corporations.

HUD/DEPT—32

System name: Mortgages—Delinquent/Default

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Mortgagors under single- and multi-family housing programs seeking assistance in preventing foreclosures; mortgagors whose mortgages are held by the Secretary and whose payments are delinquent; mortgagors complaining about loan servicing; mortgagees under single- and multi-family housing programs; mortgagees servicing defaulted loans; banks lending money; builders, developers and other firms under multi-family housing programs; contractors, developers or lien holders under multi-family programs; builders, developers, real estate firms, contractors, appraisers, other corporations and firms making

repair bids; de?aulted borrowers; project owners; project managing agents; former owners; tenants; area managers; HUD personnel in area and regional offices.

Categories of records in the system: Foreclosure reports; bankruptcy reports; audit reports; inventory reports; monthly accounting records; credit documents; financial statements; mortgage delinquencies; records of collection efforts on defaulted loans; payment records of mortgagors under Section 234 of the National Housing Act; recertification of Section 235 National Housing Act; recertification violations of Section 235 mortgagors; loan servicing; assistance for mortgagors in lowering payments of helping to make mortgage payments; geographic location of single-family mortgagors in default; project fiscal data; project processing activities that may have led to projects going into default; properties conveyed to HUD; property information supplied by HUD area managers; proposed transfers of physical assets; managing plans; present management capabilities; repair bids; fire inspections; post-closing complaints; congressional inquiries resulting from mortgagor complaints.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to FHA—for insurance investigations; to IRS and GAO—for investigations; to state banking agencies—to aid in processing mortgagor complaints; to state housing and redevelopment agencies— for follow-up servicing; to mortgagees—to check on the status of cases and referrals of complaints; to counseling agencies—for counseling; to Legal Aid—to assist mortgagors.

Storage: Free text; Standard Forms 2068 and 2068S; binders; notebooks.

Retrievability: Name; Social Security number; case file number; name of mortgagee; property address.

Safeguards: Records maintained in desks and lockable file cabinets; access limited to authorized personnel.

Retention and disposal: Obsolete records destroyed or shipped to Federal Records Center in compliance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list o? all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Officer of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject individual; other individuals; current or previous employers; credit bureaus; financial institutions; other corporations or firms; Federal Government agencies; non-federal government (including foreign, state and local) agencies; law enforcement agencies.

HUD/DEPT—33

System name: Multifamily Projects Case Files

System location: Almost all HUD area and insuring offices maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Mortgagors, builders, contractors, and developers of multifamily projects.

Categories of records in the system: Mortgage servicing documents; rent and management records; engineering and architectural data and records; credit and financing information; construction data and changes; inspection reports; occupancy information; legal documents; cost certifications; closing documents; endorsements; leases; appraisal data; commitment records; processing data; property disposition records; proposals; related correspondence.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to General Accounting Office—for audit purposes; to mortgagors and mortgagees—information on project requirements; to state and local government agencies—for environmental clearance and EO compliance; to tenants and management agents—notices on actions.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In file folders and on magnetic tapes, drums and disks.

Retrievability: Name of subject individual; case file number.

Safeguards: Records are kept in lockable file cabinets. Access to automated systems is by passwords and coded identification cards.

Retention and disposal: Records are partly current and partly historical. Disposal is in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy O?ficer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject and other individuals; current and previous employers; credit bureaus; financial institutions; firms; federal, non-federal and law enforcement agencies.

HUD/DEPT—34

System name: Pay and Leave Records of Employees

System location: Department Central Office

Categories of individuals covered by the system: HUD employees.

Categories of records in the system: Name, Social Security number and employee number, grade, step and salary; organization, retirement or FICA data as applicable; Federal, state and local tax deductions; regular and optional Government life insurance deduction(s), health insurance deduction and plan or code; cash award data; jury duty data; military leave data; pay differentials; union dues deductions; allotments, by type and amount; financial institution code and employee account number; leave status and data of all types (including annual, compensatory, jury duty, maternity, military, retirement disability, sick, transferred, and without pay); time and attendance records, including number of regular, overtime, holiday, Sunday and other hours worked; pay period number and ending dates; cost of living allowances; mailing address; co-owner and/or beneficiary of bonds, marital status and number of dependents; and 'Notification of Personnel Action.'

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: transmittal of data to U. S. Treasury to ef?ect issuance of paycheck to employees and distribution of pay according to employee directions for

savings bonds, allotments, financial institutions and other authorized purposes. Annual reporting of W02 statements to Internal Revenue Service and the individual

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Manual, machine-readable and magnetic media.

Retrievability: Name of employee; Social Security Number.

Safeguards: Physical, technical, and administrative security is maintained with all storage equipment and/or rooms locked when not in use. Admittance, when open, is restricted to authorized personnel only. All payroll personnel and computer operators and programmers are instructed and cautioned on the confidentiality of the records.

Retention and disposal: Retained on site until after GAO audit, then disposed of, or transferred to Federal Records Storage Centers in accordance with fiscal records program approval by GAO, as appropriate, or General Record Schedules of GSA.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Pary 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject individuals, supervisors, timekeepers, official personnel records, and IRS.

HUD/DEPT—35

System name: Personnel Medical Records

System location: In most HUD offices. For a complete list of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: HUD personnel and individuals writing to the Department.

Categories of records in the system: Pre-employment medical records and individual medical records of HUD employees including standard medical forms completed by doctors at time of entrance of duty.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to federal agencies—for review when considering hiring and upon transfer to another agency.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In lockable file cabinets.

Retrievability: By name.

Safeguards: Records kept in locked file cabinet with access by authorized personnel only.

Retention and disposal: Active, kept up-to-date, partly historical. Maintained until retirement, resignation or transfer. Forwarded with official personnel folder when sent out for disposition according to HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to appeals of initial denials, the HUD Departmental Privacy O?ficer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Primarily from subject individual.

HUD/DEPT—36

System name: Personnel Timekeeping System

System location: All Department offices. For a complete listing of offices, with addresses, see Appendix A.

Categories of individuals covered by the system: HUD employees.

Categories of records in the system: All timekeeping records, including time and attendance files, individual daily time reports, daily time sheets, adjustments to time and attendance, overtime (worksheets, approvals and control reports), leave applications and reports, other leave records and paid productive hour records.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to GAO—for audit; to Civil Service Commission—for statistics; to other Federal government agencies—to facilitate employee transfers; and to State agencies—to verify workmen's compensation injury claims.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Generally, in free text form on Standard Forms. Data are maintained in books, looseleaf binders, or file folders.

Retrievability: Always retrievable by name and often by Social Security number. Occasionally retrievable by chronological or organizational order, or by office code.

Safeguards: Files kept in lockable desks, file cabinets and safes.

Retention and disposal: Inactive files treated according to the HUD Records Disposition Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington D.C. 20410.

Record source categories: Primarily subject individuals and supervisors. Occasionally from other individuals, HUD or previous employers, or other Federal government agencies.

HUD/DEPT—37

System name: Personnel Travel System

System location: All Department offices maintain employee travel records, and several maintain driver permit application records. For a complete listing of offices, with addresses, see Appendix A.

Categories of individuals covered by the system: HUD personnel.

Categories of records in the system: All travel records, including vouchers, requests, advances, receipts for requests, orders, applications for Federal vehicles, driver permits, U.S. Government driver's licenses, driver's physical fitness forms, motor pool records, monthly motor vehicle use records and GSA vehicle mileage reports.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to Treasury—for payment of vouchers; driver's license information transmitted to Department of Transportation for verification with National Driver Register; vouchers and receipts are available to GAO and GSA for audit purposes and vouchers are verified by private transporters.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Files generally stored on standard Government forms in individual file folders or binders.

Retrievability: Almost always retrievable by name, occasionally by Social Security number, and rarely by numerical or chronological sequence or by organization or vehicle.

Safeguards: Kept in lockable desks or file cabinets.

Retention and disposal: Records are active and kept up-to-date. Files purged in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject individual and supervisors.

HUD/DEPT—38

System name: Pre-Construction Plans, Bids and Contracts

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Bidders; contracting builders; developers, service agents and management dealers; local housing authorities; appraisers; project applicants and recipients.

Categories of records in the system: Building permits; per-construction analysis files; precautionary files; bid tabulation controls; rotation schedules and reviews; rebid invitations; procurement bidding; contract files; fee schedules; manufactured housing records; interstate land sales; compliance and exemption records; sewage data and street improvements.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to General Accounting Office, IRS, Federal Trade Commission, Securities and Exchange Commission, U.S. Postal Services, Department of Transportation, Department of Labor and various state agencies for purposes of investigations. To financial institutions for reference in assignment of accounts receivable and contract rights. To local builders and contractors—for determination of compliance with local building codes.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Free text; standard forms; file folders; binders; cards; books and ledgers.

Retrievability: Name; case file number; project number; organizational code.

Safeguards: Files are maintained in file cabinets, desks, safe and on file shelves. Access is generally limited to authorized persons with keys within security bounds.

Retention and disposal: Most files are active and kept up-to-date; partly current and partly historical; files are disposed of in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S. W., Washington, D.C. 20410.

Record source categories: Bidders; appraisers; contractors; inspectors; financial institutions; government agencies; law enforcement officials; architectural and engineering professional organizations; project sponsors; developers; dealers and brokers; individuals dealing with HUD.

HUD/DEPT—39

System name: Project Files

System location: Central Office, regional, area and some insuring offices. For a complete listing of these offices with addresses, see Appendix A.

Categories of individuals covered by the system: Mortgagors; mortgagees; project applicants; builders; contractors; project sponsors; project and individual applicants that are living in the project; bidders wanting to bid on the project when it goes on the market; bidders for repairs.

Categories of records in the system: Files contain all papers pertaining to each project funded under the various assistance programs of the Department. Includes names of builders; mortgagors; mortgagees; sponsors; credit and financial statements; previous participation forms; entire project processing information; contracts; resolutions; cooperation agreements; attorneys' opinions executed in connection with public housing projects; correspondence relating to preparation, review and interpretation of such documents; addresses; telephone numbers; Social Security numbers; financial statements; partnership agreements; construction contracts; options of project participants; closing documents; miscellaneous correspondence between the parties concerned; data concerning the composition of the governing bodies of project applicants.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses para-

graphs in prefatory statement. Other routine uses: to GAO and IRS—audits and investigation; to legal services attorneys—for analysis of project contracts and budgets; to HEW—multi-family project processing through Cost Center; to HEW, Department of Labor and Commodity Services Administration for coordination of integrated grant administration; to Department of Labor—to answer requests for wage determinations.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders; partial computer storage.

Retrievability: Name; case file, number; locality; name of HUD program; name of local housing authority; project name.

Safeguards: Files maintained in lockable metal file cabinets with access limited to authorized personnel. Partial storage in computer with code and passwords for security.

Retention and disposal: Information removed from system when unneeded; disposal in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D. C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned. appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D. C. 20410.

Record source categories: Subject individuals; other individuals; current or previous employers; credit bureaus; financial institutions; corporations and firms; federal government agencies; project applicants; architects; attorneys; local housing authorities; local governments; surety companies; title insurance companies.

HUD/DEPT—40

System name: Property Inspection Reports System

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: HUD inspectors; architects under single-family programs; construction analysts; single-family mortgagors; single-family mortgagors writing complaints.

Categories of records in the system: Record and evaluation of field inspectors' performance; requests for inspections; assignment schedules; builders' workmanship adjustment records; training schedules; latent defect inspections; individual complaints.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to mortgagee—for information on eligibility of property for FHA insurance; to auditors, architects, contractors and project sponsors—for information on inspections and necessary follow-up actions; to FNMA and GNMA—correspondence relating to inspection.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders.

Retrievability: Name of inspector; case file number; project number; program type; subdivision number; ASP number.

Safeguards: Lockable file cabinets; locked desks. Only authorized persons have access. Buildings secured after hours.

Retention and disposal: Some files sent to Records Center after one year; some destroyed when outdated or when case closed; some destroyed in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Financial institutions; FHA architect supervisors; HUD inspectors.

HUD/DEPT—41

System name: Public Affairs Directory

System location: Central Office

Categories of individuals covered by the system: State governors; city mayors.

Categories of records in the system: Names and addresses of individuals as well as news media organizations, trade and business-journals, service organizations and other special interest groups.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic tape/disc/drum.

Retrievability: Name. Master directory and mailing labels.

Safeguards: Computer Facilities are secured and accessible only by authorized personnel, and all files are stored in a secured area. Technical restraints are employed with regard to accessing the computer and data files.

Retention and disposal: Records system is active and kept up-to-date.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D. C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appen-

dix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Data transcription sheets.

HUD/DEPT—42

System name: Public Housing Rent Subsidy Programs

System location: Many regional, area, insuring and service offices as well as the Central Office, maintain files of this type. For a complete listing of these office, with addresses, see Appendix A.

Categories of individuals covered by the system: Low-rent housing applicants and recipients; HUD personnel; local housing authorities; mortgagors; mortgagees and financial institutions; realty brokers, construction contractors and builders; area managers; local service contractors.

Categories of records in the system: Section 236 Applications and Recertifications; rent supplement applications/vouchers/schedules; monthly reports of excess collections; subsidized tenant move-out records; requests for reservations; and permission-to-occupy certifications.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to General Accounting Office—for purposes of audit; to IRS—for investigation; to local and state housing authorities—for reference purposes.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Free text; standard forms; computer print-outs; file folders.

Retrievability: Name; case file number according to project; organizational program; building number.

Safeguards: Limited access; locked file cabinets; security checks; and limited authorization.

Retention and disposal: Files are active and kept up-to-date; partly current and partly historical. Files are either sent to GSA Federal Records Center for storage or disposed in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Pricacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A. (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410

Record source categories: Subject individual; other individuals; current or previous employers; credit bureaus; financial institutions; other corporations or firms; federal government agencies; non-federal government agencies; project and project managers.

HUD/DEPT—43

System name: Real Estate Files

System location: Many regional area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Management brokers appointed to manage HUD-acquired property; management agents for single-family and multi-family projects; real estate brokers who are area managers for HUD-acquired properties; real estate brokers selling repossessed homes for FHA; real estate brokers selling HUD properties; real estate brokers involved in management of HUD-owned single-family and multi-family projects; brokers who have signed non-discrimination statements; builders and contractors under property disposition programs; bidders on property; purchasers of HUD homes with structural defects; potential buyers.

Categories of records in the system: HUD single-family property disposition; real estate activity in urban renewal projects and public housing; management of acquired, insured projects; performance under terms of contract; contractors' qualifications and prior experience; development proceeds; local authority budgets; authorized proclaimers; credit; profit and loss; financial transactions; repairs to property in inventory; property acquisition and disposition; exhibits submitted by developers; information on purchasers of HUD homes with structural defects; information on development of new subdivisions; market needs and available maximum market rent and environment assessment; complaints against real estate brokers.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to IRS—for auditing income tax returns; to insurance companies—to file claims for amounts due; to mortgagees—to review the credit of prospective purchasers; to local public authorities—to check on acquisition, re-use and prices of real estate.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Free text; Standard Form 9556; card file; file folders; binders.

Retrievability: Name; Social Security number; personal characteristics; case file number; contract number; geographic area; identification number.

Safeguards: Desk; lockable file cabinet; safe; central file.

Retention and disposal: Obsolete records are destroyed or sent to storage facility.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject individuals; other individuals; current or previous employers; credit bureaus; financial institutions; other corporations or firms; federal government agencies; non-federal (including foreign, state and local) government agencies.

HUD/DEPT—44

System name: Relocation Assistance

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Displaced persons; relocation claimants and applicants; builders, developers, contractors and appraisers under relocation programs.

Categories of records in the system: Names of relocation claimants; personal and family financial data; relocation needs and problems; claims; documentation and evaluation of claims; recommendations; inquiries and grievances; responses to grievances; audits.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to GAO—for audit purposes; to the Department of Justice—for investigation and prosecution; to local public agencies—for processing, training and monitoring purposes.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In file folders.

Retrievability: By name and case file number of subject individual.

Safeguards: Stored in lockable file cabinets; access limited to authorized personnel.

Retention and disposal: Files are partly active and partly historical; disposal is in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject and other individuals; current and previous employers; credit bureaus and financial institutions; firms; federal and non-federal agencies; law enforcement agencies.

HUD/DEPT—45

System name: Repair and Maintenance Contractors

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Repair and maintenance contractors; mortgagors whose property is repaired or maintained.

Categories of records in the system: Names of contractors; records of repair and maintenance contracts; successful bidders; amounts of bids; contract price; completion dates; descriptions of property; certifications of repairs completed; letters to proceed; mortgagor personal data; mortgage notes; requests for repair; credit reports; purchase order records; related correspondence.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to IRS—for verification of payments and investigation; mortgagees—for mortgage servicing purposes.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In file folders.

Retrievability: By name and case file number of subject individual.

Safeguards: Records stored in lockable file cabinets.

Retention and disposal: Records are partly current and partly historical; disposal is in accordance with HUD Handbook procedures.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional in?ormation or assistance is required, contact the Privacy Officer at the appropriate location. A list of locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject and other individuals; current and previous employers; credit bureaus; financial institutions; firms; federal and non-federal agencies.

HUD/DEPT—46

System name: Single Family Case Files

System location: Many regional, area, insuring and service offices, as well as the Central Office, maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Mortgagors, mortgagees, builders, developers, contractors and real estate firms in connection with single family housing programs of the department.

Categories of records in the system: Files contain standard records used for day-to-day maintenance of single-family mortgage accounts, including daily case control, mortgage servicing, payment records, loan recommendations, information concerning borrowers' inability to make payments, cancellations and monies returned. Also, requests for refinancing, income and employment information used in determination of applicant eligibility, insurance documents, sales agreements, conditional and firm commitments, owner requests for appraisals, property descriptions, correspondence and complaints.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs of prefatory statement. Other routine uses: to Welfare agencies—for fraud investigation, to VA—for coordination with HUD in processing construction complaints. Congressional delegation—providing information concerning status of complaints. Complainants and attorneys representing them—review of complainant file for status and information. Builders and attorneys representing them—review of complainant file for status information.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In ?ile folders and computerized tape, disc and drum.

Retrievability: Filed by name of individual and case file number.

Safeguards: Records maintained in locked and lockable file cabinets with access limited to authorized personnel.

Retention and disposal: Records are primarily active with some historical data. Inactive files are normally disposed after a two-year period.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject individuals, current or previous employers, credit bureaus and financial institutions, corporations and firms and federal government agencies.

HUD/DEPT—47

System name: Spanish-Speaking Program

System location: Central Office

Categories of individuals covered by the system: Spanish-speaking applicants for employment; Spanish-speaking Equal Opportunity complainants; Spanish-speaking firms and groups.

Categories of records in the system: Equal Opportunity grievances by Hispanics; capability statements of Hispanic firms and groups for contracting and grants; Hispanics seeking employment.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders

Retrievability: Name; personal characteristics.

Safeguards: Files are maintained in locked and lockable file cabinets and desks with access limited to authorized personnel.

Retention and disposal: Files are partly current and partly historical with no special disposal techniques.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A. (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject individuals; other individuals; corporations or firms; federal government agencies; non-federal government agencies.

HUD/DEPT—48

System name: Subdivision Files

System location: Almost all HUD area and insuring offices maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Sponsors, developers and builders of subdivisions; planners, engineers, and architects; mortagees for single-family housing; builders of single-family and multi-family housing; real estate contractors involved in subdivision processing; developers involved in HPMC subdivision activity; mortagees, builders, developers, real estate firms, contractors and other individuals who are involved in establishing approved subdivisions; developers of single-family tracts and planned unit developments and condominiums using short-cut processing.

Categories of records in the system: Contracts and notes involving land and lot purchases by builders and developers; financial statements on sponsors; subdivision proposals; status of processing of subdivision proposals; land ownership; information on new applicants; analysis and approval of new subdivisions; HUD-FHA specialist reports from state and area clearing houses; memos from appraisers about conditions of subdivisions; engineering documents; recorded plat covenants; grading and drainage elevations; subdivision feasibility analysis; planned unit development; subdivision improvements; multi-family projects; developer's subdivision plans; trade styles under which sponsors's organization has operated; bid condition approvals; proposed selling prices; zoning regulations; flood, mud, water and sewer hazards; plans and exhibits of subdivisions.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in pre?atory statement. Other routine uses: to Veterans Administration—for use in determining acceptance under VA programs and for appraisals; to Farmers Home Administration—for use in determining acceptance under FHA programs and for appraisals; Soil Conservation Service—to Members of Congress—for answering inquiries and responding to complaints; mortagees—for determining application acceptability before submission; to developers, builders, mortagees, real estate firms, contractors and other individuals—for assisting sponsors in land planning and getting information on the status of processing of specific subdivision proposals; to state agencies—for review; to municipalities—for review; to developers, builders, mortgagees, real estate firms, contractors and other individuals—for assisting sponsors in land planning and getting information on the status of processing of specific subdivision proposals; to state agencies—for review; to municipalities—for review; to developers, builders, mortgage companies and banks—for making financing decisions; to the U.S. Army Corps of Engineers—to make flood plain determinations; to regional planners—for studies.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Standard forms; file binders; card files.

Retrievability: Name; case file number; subdivision name; ASP number or SPO numbers; city name.

Safeguards: Records are stored in desks; card files and lockable file cabinets. Access restricted to authorized personnel.

Retention and disposal: Obsolete files are destroyed or shipped to the Federal Records Center for storage.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer

at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: subject individual; other individuals; financial institutions; other corporations or firms; federal agencies; non-federal (including foreign, state and local) government agencies; standard forms.

HUD/DEPT—4HUD/DEPT—49

System name: Wage Complaints and Compliance

System location: Most HUD area and insuring offices maintain files of this type. For a complete listing of these offices, with addresses, see Appendix A.

Categories of individuals covered by the system: Construction and maintenance employees of builders and contractors working on HUD-assisted projects.

Categories of records in the system: Wage and fringe benefits complaints by employees and unions; Pre-construction conferences; records on labor standards and related acts on federally-assisted projects; wage surveys and payrolls submitted by prime and subcontractors; wage violation data and Department of Labor wage determinations on site interviews; compliance reports, enforcement reports; certification records.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to Department of Labor—for investigation and data compilation; to IRS and state commissions—for investigation; to unions, contractors and mortgage companies—for information and compliance; to attorneys—for litigation.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders.

Retrievability: Case file number (project, mortgage, grant, etc.); name; Social Security number; individual's address; employer.

Safeguards: Primarily in lockable metal file cabinets; some in safes.

Retention and disposal: Disposition in accordance with HUD Handbook.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A. (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Individual employees and employers; federal and other state agencies; Unions.

HUD/DEPT—50

System name: Freedom of Information Act Files

System location: Headquarters, Office of General Counsel

Categories of individuals covered by the system: General public.

Categories of records in the system: Correspondence; requests for documents; requests for administrative review; copies of requested documents.

Authority for maintenance of the system: To the general public.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders.

Retrievability: Name.

Safeguards: File cabinets.

Retention and disposal: Files are active and kept up-to-date; partly current and partly historical.

System manager(s) and address:

Assistant General Counsel for Finance and Administrative Law
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject individuals.

HUD/DEPT—51

System name: Standards of Conduct File

System location: Headquarters, Office of General Counsel.

Categories of individuals covered by the system: HUD employees.

Categories of records in the system: Financial statements; statements of employment.

Authority for maintenance of the system: To the Department o? Justice, the Federal Bureau of Investigation, and the Internal Revenue Service for purposes of investigation.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders and standard forms.

Retrievability: Name.

Safeguards: Locked file cabinets.

Retention and disposal: Files are active and kept up-to-date; partly current and partly historical.

System manager(s) and address:

Assistant General Counsel for Finance and Administrative Law
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject individuals.

HUD/FDAA—1

System name: Federal Disaster Assistance Administration Files

System location: Disaster Field Offices. Contact cognizant regional FDAA offices for locations of field offices. Regional FDAA offices are located as follows:

Region I
Room 20030E John F. Kennedy Federal Building
Boston, Massachusetts 02203
Region II
26 Federal Plaza
New York, New York 10007
Region III
Curtis Building 7th Floor 6th and Walnut Streets
Philadelphia, Pennsylvania 19106
Region IV
Suite 750 1375 Peachtree Street NE
Atlanta, Georgia 30309
Region V
300 South Wacker Drive Room 520
Chicago, Illinois 60606
Region VI
Federal Building Room 13C28 1100 Commerce Street
Dallas, Texas 75202
Region VII
Federal Office Building 911 Walnut Street Room 407
Kansas City, Missouri 64106
Region VIII
Lincoln Tower Bldg., Room 1140, 1860 Lincoln
Denver, Colorado 80203
Region IX
120 Montgomery Street
San Francisco, California 94104
Region X
Arcade Building, Room M016, 1319 Second Avenue
Seattle, Washington 98101

Categories of individuals covered by the system: The files relate to disaster assistance functions. The files concern: builders, developers, real estate firms and other vendors, such as: mobile homes, furniture and truck rental, utility supplies and towing contractors; grant/project applicants for aid (individuals and organizations); equal opportunity; qualified bidders on procurements; HUD personnel and candidates for temporary and permanent positions, some of which are on response cadre; past, present and inactive tenants; candidates for permanent or temporary housing in facilities such as mobile homes, or who withdrew from such housing; victims of natural disasters (fire, flood, tornado) and their case files.

Categories of records in the system: Personal information is contained, such as names, addresses, sex, Social Security number, telephone number, wages, job location, family income, insurance data (relating to homes) as pertaining to some applicants, and disapproval or approval of applicants for aid or employment. There is general correspondence concerning complaints, plaudits, reinstatement in jobs or housing, requests for disbursement of payments and inquiries from tenants and landlords in regard to aid. Files also include general administrative and fiscal information, including payroll, payment schedules and forms, travel vouchers, time and attendance records, applications, termination notices, individual and family grant programs, damage and relocation information, leases, contracts, disaster cadre registers, listings of emergency repairs given as a result of specific natural disasters, reasons for tenant eviction or denial of aid, sales information on homes after tenant purchase, listings of debarred contractors, and status of dispositions of applicants for housing.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to the FBI—for investigation of possible Small Business Administration loan frauds; to GAO—for the investigation of files and to verify family composition, income and sources of housing plans; to the Small Business Administration—to verify household composition and actual disaster assistance; forwarding of addresses; information concerning contracts; to Local Departments of Public Assistance—for verification of occupancy of victims, their income and relocation; to House of Representatives—specific tenant information is given in response to a Congressional inquiry; to Post Office—in regard to location of individuals; to Departments of Motor Vehicles and State Tax Departments—to find serial number and cost of mobile homes and vehicles; to Local Housing Authorities and departments of community affairs (by state) and the Committee on Economic Opportunity—to determine family compositions, income and sources of income and housing plans concerning relocation; to law enforcement agencies—for relocation information; to Local Housing Authorities and local township police—concerning the forwarding of addresses; to utility companies—in regard to lease dates and forwarding addresses; to Defense Department Investigating Service—concerning mobile home occupancy dates; to county investigating services—to verify address and number of people within households; to local relief and government agencies—information on victims and housing; property ownership; tax rebates; to disaster victims—in regard to disaster assistance and its termination.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Some files are in free text form, such as notes, memos, ledger cards, printed cards and 3' x 5' cards, as well as daily reports. Other files are on Standard Forms Nos. SF 171, SF 52, SF 50, 491.1 or various certification forms relative to the need for assistance; or computer print-outs (some of which concern summaries of payments). Other forms of storage are file folders and Disaster Management Information Systems. Any computer files are controlled and reported at the Central Office level.

Retrievability: Administrative file systems are filed alphabetically and geographically by name and then by case file number, Direct Reimbursement Number, lease number, some are cross-referenced by Social Security number, application number, personal characteristics (e.g., age, marital status, GS level, etc.); subject matter; designated disaster and area; functional assignment cards; accession to record group number. Most correspondence written in free text is filed by title of office and office designation. Some active files are within the program subject file classification method.

Safeguards: Records exist in cardboard boxes, lockable desks, in notebooks in bookcases, in tape-disc libraries, in lockable file cabinets, or in central files outside local offices. Records are kept in buildings which are secured after work hours, and most offices are locked when unattended. Confidential files are seen only by authorized personnel (in Regional Emergency Offices). Other files are seen only by personnel authorized to enter offices (whose names are posted on lists) and who are overseen by Disaster Assistance employees. In military installations, the records are maintained in locked areas; only authorized personnel have keys to files or offices. Computer and data files are stored in computer facilities which are secured and accessible only to authorized personnel; all files are stored in a secured area. Technical constraints are employed with regard to access and the methods employed in order to maintain security include the use of unique account codes; file qualifiers; file names; read/write protection keys; site identification codes; run identification codes; and password codes.

Retention and disposal: Some files are active and kept up-to-date, but usually only when an individual is receiving assistance. Other files are inactive and historical only, unless a follow-up on a case is needed within one year after the close-down of the Disaster Field Office. Other files are partly current and partly historical. Some files are permanently retained, others destroyed by shredding according to appropriate schedules concerning disposal authority. When Disaster Field Offices are actively functioning, inactive case files are placed in inactive files. When Disaster Field Offices are inactive, case files are stored at record centers. However, when a Disaster Field Office has been audited and closed out, any pertinent records are shipped to Regional Offices. There is a periodic review of some files, which includes the removal of obsolete information. Once a tenant is terminated or has vacated a temporary residence, his or her records are placed in a 'vacate file.' Some files are eventually sent to the archives for permanent retention.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, . additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR

Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Mnaagement Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Social service and other state and city agencies; subject individuals; current or previous employers; credit bureaus; financial institutions; corporations or firms; Federal Government agencies; non-Federal Government agencies; law enforcement agencies; Disaster Field Offices; various numbered HUD forms; unnumbered survey forms; authorizations and statements.

HUD/FIA—1

System name: Federal Crime Insurance

System location: Federal Insurance Administration, U.S. Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Categories of individuals covered by the system: Federal crime insurance policyholders.

Categories of records in the system: Names of policyholders; addresses of insured premises; type of premises; class of business; annual gross receipts; amounts and types of insurance desired; annual premiums; claims information; record of claim payments; record of premium payments; payments of commissions to agents.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to Safety Management Institute, Insurance Company of North America, and Aetna Casualty and Surety Company for billing, verification of coverage, claims adjusting and issuance of policies.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper files in metal cabinets, tape/disc library.

Retrievability: By name and Social Security number of policyholders.

Safeguards: Access limited to authorized personnel.

Retention and disposal: Information partly current and partly historical; no procedures for removal of obsolete information.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list o? all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office o? Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Subject individual; police reports (for verification o? claims data); servicing companies (for verification of claims data).

HUD/FIA—2

System name: Flood Insurance Files

System location: Federal Insurance Administration, Central Office

Categories of individuals covered by the system: Builders; developers; real estate firms; contractors; appraisers; corporations or firms; individuals writing to the Department; individuals in the equal opportunity files; HUD personnel residents of flood-prone areas.

Categories of records in the system: Communities violating zoning laws; resident complaints against flood rulings; correspondence on agency fraud.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders.

Retrievability: Name; case file number; subject; date; name of city.

Safeguards: Records are kept in lockable cabinets. Files are currently in the process of being put onto microfilm.

Retention and disposal: Files are partly current and partly historical; purged annually; in storage for one year. Forwarded to archives after two years.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D. C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D. C. 20410.

Record source categories: Subject individuals; financial institutions; other individuals.

HUD/HM—1

System name: Housing Management Section 8 Management Information

System location: Central Office

Categories of individuals covered by the system: Tenants in Section 8 Program

Categories of records in the system: Tenant characteristics.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic tape/disc/drum.

Retrievability: Name of tenant. Inquiry capability by HUD management. Output interface with HPMC Section 8 MIS (occupancy characteristics).

Safeguards: Computer facilities are secured and accessible only by authorized personnel, and all files are stored in a secured area. Technical restraints are employed with regard to accessing the computer and data files.

Retention and disposal: Records system is active and kept up-to-date.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D. C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required , contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A. HQ The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D. C. 20410.

Record source categories: HUD Master Locality File System; HM Section 8 Transactions.

HUD/HPMC—1

System name: Housing Production and Mortgage Credit Monitoring System

System location: Central Office

Categories of individuals covered by the system: Single-family mortgagors.

Categories of records in the system: Cross-indexes (used to support studies and investigations).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic tape/disc/drum.

Retrievability: Name; case file number.

Safeguards: Computer facilities are secured and accessible only by authorized personnel, and all files are stored in a secured area. Technical restraints are employed with regard to accessing the computer and data files.

Retention and disposal: Records system is active and kept up-to-date.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D. C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D. C. 20410.

Record source categories: Subject individuals; current or previous employers; credit bureaus; financial institutions; corporations; firms; federal government agencies.

HUD/ILSRO—1

System name: Interstate Land Sales Registration

System location: Interstate Land Sales Registration Office, Central Office.

Categories of individuals covered by the system: Developers in interstate land sales.

Categories of records in the system: Information about the progress, status and accuracy of disclosure statements; Statistical records; budget estimates.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses paragraphs in prefatory statement. Other routine uses: to contractor—for keypunching.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic tape/disc/drum.

Retrievability: Name of developer.

Safeguards: Computer facilities are secured and accessible only by authorized personnel, and all files are stored in a secured area. Technical restraints are employed with regard to accessing the computer and data files.

Retention and disposal: Record system is active and kept up-to-date.

System manager(s) and address:

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Notification procedure: For inquiry about existence of records, contact the Privacy Officer at the appropriate location, in accordance with procedures in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Record access procedures: The Department's rules for providing access to records to the individual concerned appear in 24 CFR Part 16. If additional information or assistance is required, contact the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A.

Contesting record procedures: The Department's rules for contesting the contents of records and appealing initial denials, by the individual concerned, appear in 24 CFR Part 16. If additional information or assistance is needed, it may be obtained by contacting: (i) in relation to contesting contents of records, the Privacy Officer at the appropriate location. A list of all locations is given in Appendix A; (ii) in relation to appeals of initial denials, the HUD Departmental Privacy Officer, Office of Organization and Management Information, Department of Housing and Urban Development, 451 Seventh Street, S.W., Washington, D.C. 20410.

Record source categories: Developers' Data Transcription Sheets.

HUD/ILSRO—2

System name: Interstate Land Sales Registration Investigations

System location: Central Office

Categories of individuals covered by the system: Litigants; attorneys; developers; realtors; lot purchasers; lenders; contractors; appraisers; government officials; others involved in relation to investigations under the Interstate Land Sales Full Disclosure Act.

Categories of records in the system: Files developed during the course of an investigation to determine whether or not criminal or civil judicial proceedings should be recommended against an individual, corporation, or other entity for violations of the Interstate Land Sales Full Disclosure Act. Records contain evidence in the form of statements from lot purchasers, lenders, government officials, or agents, copies of subdivision plats, contracts, deeds, and other documents and photographs—all relevant to the alleged violations. Includes photographs and inspection reports from the field review staff or the investigation pertaining to the subdivision.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Routine Uses para-

graphs in prefatory statement. Other routine uses: to the U.S. Postal Service THE Securities and Exchange Commission, and the Federal Trade Commission—for investigations; to various state attorneys general and regulatory agencies—for investigations involving the developer or subdivision.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Free text; plats or other maps; photographs.

Retrievability: By name of alleged violators or subdivision.

Safeguards: Files located in room used by investigating personnel. In their absence, room is locked and access by key is directed to certain designated personnel.

Retention and disposal: Files are partly current, partly historical.

System manager(s) and address:

Director
Office of Organization and Management Information
Department of Housing and Urban Development
451 Seventh Street, S.W.
Washington, D.C. 20410

Record source categories: Lot purchasers; lenders; federal and non-federal government agencies; subdivision plats; contracts; deeds; photographs.

Systems exempted from certain provisions of the act: Pursuant to 5 U.S.C. 552a(k) and k(5), all investigatory material in the record which meets the criteria of these sub-sections is exempted from the notice, access, and contest requirements (under 5 U.S.C. 552a(c)(3), (d),(e)(4)(G),(H), and (I) and (f)) of the agency regulations in order for the Department's legal staff to perform its functions properly.

[FR Doc.75-22609 Filed 8-27-75;8:45 am]

NATIONAL LABOR RELATIONS BOARD

[29 CFR Part 102]

PROTECTION OF PRIVACY OF RECORDS CONCERNING INDIVIDUALS

Proposed Rules

Pursuant to its authority under section 6 of the National Labor Relations Act, as amended (49 Stat. 452; 29 U.S.C. 156), and in accordance with the requirements of section (f) of the Privacy Act of 1974, 5 U.S.S. 552a(f), the National Labor Relations Board hereby gives notice of its intent to promulgate rules to establish procedures whereby an individual may (1) be informed of whether a system of records maintained by this Agency contains a record pertaining to that individual, (2) request access to such a record, and (3) request an amendment be made to such a record.

1. In § 102.117, paragraphs (e) through (k) are added to read as follows:

* * * * *

§ 102.117 Board materials and formal documents available for public inspection and copying; requests for identifiable records; files and records not subject to inspection; fees for copying and production.

(e) An individual may be informed whether a system of records maintained by this agency contains a record pertaining to such individual. An inquiry should be made in writing or in person during normal business hours to the official of this agency designated for that purpose and at the address set forth in a notice of a system of records published by this agency, or in a Notice of Systems of Government-wide Personnel Records published by the Civil Service Commission. The inquiry should contain sufficient information, as defined in the notice, to identify the record. Reasonable verification of identity of the inquirer, as described in paragraph (i) of this section, will be required to assure that information is disclosed to the proper person. The agency shall acknowledge the inquiry in writing within 10 days (excluding Saturdays, Sundays, and legal public holidays) and, wherever practicable, the acknowledgment shall supply the information requested. If, for good cause shown, the agency cannot supply the information within 10 days, the inquirer shall within that time period be notified in writing of the reasons therefor and when it is anticipated the information will be supplied. An acknowledgment will not be provided where the information is supplied within the 10-day period. If the agency refuses to inform an individual whether a system of records contains a record pertaining to an individual, the inquirer shall be notified in writing of that determination and the reasons therefor, and of the right to obtain review of that determination under the provisions of paragraph (j) of this section.

(f) An individual may be permitted access to records pertaining to such individual contained in any system of records described in the notices of systems of records published by this agency. The request for access must be made in writing or in person during normal business hours, to the person designated for that purpose and at the address set forth in the published notice of systems of records. Reasonable verification of the identity of the requester, as described in paragraph (i) of this section, shall be required to assure that records are disclosed to the proper person. A request for access to records shall be acknowledged in writing by the agency within 10 days of receipt (excluding Saturdays, Sundays, and legal public holidays) and, wherever practicable, the acknowledgement shall inform the requester whether or not access will be granted and, if so, the time and location at which the records will be made available. If access to the record is to be granted, the record will normally be provided within 30 days (excluding Saturdays, Sundays, and legal public holidays) of the request, unless for good cause shown the agency is unable to do so, in which case the individual will be informed in writing within that 30-day period of the reasons therefor and when it is anticipated that access will be granted. An acknowledgement of a request will not be provided if the record is made available within the 10-day period. If an individual's request for access to a record under the provisions of this subsection is denied, the notice informing the individual of the denial shall set forth the reasons therefor and advise the individual of the right to obtain a review of that determination under the provisions of paragraph (j) of this section.

(g) An individual granted access to records pertaining to such individual contained in a system of records may review all such records. For that purpose the individual may be accompanied by a person of the individual's choosing, or the record may be released to the individual's representative who has the written consent of the individual, as described in paragraph (i) of this section. A first copy of any such record or information will ordinarily be provided without charge to the individual or representative in a form comprehensible to the individual. Fees for any other copies of records shall be assessed in accordance with the fee schedule set forth in paragraph (c)(2)(iv)(a)(3) of this section.

(h) An individual may request amendment of a record pertaining to such individual in a system of records maintained by this agency. A request for amendment of a record must be in writing and submitted during normal business hours to the person designated for that purpose and at the address set forth in the published notice for the system of records containing the record of which amendment is sought. The requester must provide verification of identity as described in paragraph (i) of this section, and the request should set forth the specific amendment requested and the reason for the requested amendment. The agency shall acknowledge in writing receipt of the request within 10 days of its receipt (excluding Saturday, Sundays, and legal public holidays) and, wherever practicable, the acknowledgement shall advise the individual of the determination of the request. If the review of the request for amendment cannot be completed and a determination made within 10 days, the review shall be completed as soon as possible, normally within 30 days (Saturdays, Sundays, and legal public holidays excluded) of receipt of the request unless unusual circumstances preclude completing the review within that time, in which event the requester will be notified in writing within that 30-day period of the reasons for the delay and when the determination of the request may be expected. If the determination is to amend the record, the requester shall be so notified in writing and the record shall be amended in accordance with that determination. If any disclosures accountable under the provisions of 5 U.S.C. 552a(c) have been made, all previous recipients of the record which was amended shall be advised of the amendment and its substance. If it is determined that the request should not be granted, the requester shall be notified in writing of that determination and of the reasons therefor, and advised of the right to obtain review of the adverse determination under the provisions of paragraph (j) of this section.

(i) Verification of the identification of individuals required under paragraphs (e), (f), (g), and (h) of this section to assure that records are disclosed to the proper persons shall be required by the agency to an extent consistent with the nature, location, and sensitivity of the records being disclosed. Disclosure of a record to an individual in person will normally be made upon the presentation of acceptable identification. Disclosure of records by mail may be made upon the basis of the identifying information set forth in the request. Depending upon the nature, location, and sensitivity of the requested record, a signed notarized statement verifying identity may be required by the agency. Proof of authorization as representative to have access to a record of an individual shall be in writing, and a signed notarized statement of such authorization may be required by the agency if the record requested is of a sensitive nature.

(j)(1) Review may be obtained with respect to (i) a refusal, under paragraph (e) or (k) of this section, to inform an individual if a system of records contains a record concerning that individual, (ii) a refusal, under paragraph (f) or (k) of this section, to grant access to a record, or (iii) a refusal, under paragraph (h) of this section, to amend a record. The request for review should be made to the chairman of the Board if the system of records is maintained in the offices of a member of the Board, the office of the executive secretary, the office of the solicitor, the division of information, or the division of administrative law judges. Consonant with the provisions of section 3(d) of the National Labor Relations Act, as amended, and the delegation of authority from the Board to the general counsel, the request should be made to the general counsel if the system of records is maintained by any office of the agency other than those enumerated

above. Either the chairman of the Board or the general counsel may designate in writing another officer of the agency to review the refusal of the request. Such review shall be completed within 30 days (excluding Saturdays, Sundays, and legal public holidays) from the receipt of the request for review unless the chairman of the Board or the general counsel, as the case may be, for good cause shown, shall extend such 30-day period.

(2) If, upon review of a refusal under paragraph (e) or (k), the reviewing officer determines that the individual should be informed of whether a system of records contains a record pertaining to that individual, such information shall be promptly provided. If the reviewing officer determines that the information was properly denied, the individual shall be so informed in writing with a brief statement of the reasons therefor.

(3) If, upon review of a refusal under paragraph (f) or (k), the reviewing officer determines that access to a record should be granted, the requester shall be so notified and the record shall be promptly made available to the requester. If the reviewing officer determines that the request for access to records was propery denied, the individual shall be so informed in writing with a brief statement of the reasons therefor.

(4) If, upon review of a refusal under paragraph (h), the reviewing official grants a request to amend, the requester shall be so notified, the record shall be amended in accordance with the determination, and, if any disclosures accountable under the provisions of 5 U.S.C. 552a(c) have been made, all previous recipients of the record which was amended shall be advised of the amendment and its substance. If the reviewing officer determines that the denial of a request for amendment should be sustained, the agency shall advise the requester of the determination and the reasons therefor, and that the individual may file with the agency a concise statement of the reasons for disagreeing with the determination, and may seek judicial review of the agency's denial of the request to amend the record. In the event a statement of disagreement is filed, that statement (i) will be made available to anyone to whom the record is subsequently disclosed together with, at the discretion of the agency, a brief statement summarizing the agency's reasons for declining to amend the record, and (ii) will be supplied, together with any agency statements, to any prior recipients of the disputed record to the extent that an accounting of disclosures was made.

(k) To the extent that portions of systems of records described in notices of governmentwide systems of records published by the Civil Service Commission are identified by those notices as being subject to the management of an officer of this agency, or an officer of this agency is designated as the official to contact for information, access or contest of those records, individual requests for access to those records, requests for their amendment, and review of denials of requests for amendment shall be in accordance with the provisions of 5 CFR Part 297, subpart A, § 297.101 of this title, et seq., as promulgated by the Civil Service Commission. Review of a refusal to inform an individual whether such a system of records contains a record pertaining to that individual, and review of a refusal to grant an individual's request for access to a record in such a system may be obtained in accordance with the provisions of paragraph (j) of this section.

2. In § 102.118 the existing paragraph (a) is redesignated as (a)(1) and paragraph (a)(2) is added as follows:

§ 102.118 Board employees prohibited from producing files, records, etc., pursuant to subpoena ad testificandum or subpoena duces tecum; prohibited from testifying in regard thereto; production of witnesses' statements after direct testimony.

* * * * *

(2) No regional director, field examiner, administrative law judge, attorney, specially designated agent, general counsel, member of the Board, or other officer or employee of the Board shall, by any means of communication to any person or to another agency, disclose personal information about an individual from a record in a system of records maintained by this agency, as more fully described in the notices of systems of records published by this agency in accordance with the provisions of section (e)(4) of the Privacy Act of 1974, 5 U.S.C. 552a(e)(4), or by the Notices of Government-wide Systems of Personnel Records published by the Civil Service Commission in accordance with those statutory provisions, except pursuant to a written request by, or with the prior written consent of, the individual to whom the record pertains, unless disclosure of the record would be in accordance with the provisions of section (b)(1) through (11), both inclusive, of the Privacy Act of 1974, 5 U.S.C. 552a(b)(1) through (11).

* * * * *

All persons who desire to submit written comments, views, or arguments for consideration by the Board in connection with the proposed rules should file 10 copies of the same, on or before September 29, 1975, with the Executive Secretary, National Labor Relations Board, Washington, D.C. 20570. Copies of such communications will be available for examination by interested persons during normal business hours in the Office of the Executive Secretary of the Board, Room 701, 1717 Pennsylvania Avenue NW., Washington, D.C. 20570.

Dated, Washington, D.C., August 22, 1975.

By direction of the Board.

JOHN C. TRUESDALE,
Executive Secretary.

NATIONAL LABOR RELATIONS BOARD

NOTICES OF SYSTEMS OF RECORDS

Pursuant to the provisions of section (e)(4) of the Privacy Act of 1974, 5 U.S.C. Sec. 552a(e)(4), the National Labor Relations Board publishes the accompanying notices of systems of records maintained by it.

All persons who desire to submit written comment, views, or argument for consideration by the Board in connection with the descriptions of the routine uses for these systems of records should file 10 copies of the same, not later than 30 days after publication thereof in the Federal Register, with the Executive Secretary, National Labor Relations Board, Washington, D.C. 20570. Copies of such communications will be available for examination by interested persons during normal business hours in the Office of the Executive Secretary of the Board, Room 701, 1717 Pennsylvania Avenue N.W., Washington, D.C. 20570.

Dated, Washington D.C., August 22, 1975.

By direction of the Board.

JOHN C. TRUESDALE,
Executive Secretary.

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Program Measurement System Report.
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Time and Attendance Records.

NLRB FIELD OFFICES

Regional Director, National Labor Relations Board, Region 1, 7th Floor, Bulfinch Building, 15 New Chardon Street, Boston, Massachusetts 02114.

Regional Director, National Labor Relations Board, Region 2, 3614 Federal Building, 26 Federal Plaza, New York, New York 10007.

Regional Director, National Labor Relations Board, Region 3, 901 Federal Building, 111 West Huron Street, Buffalo, New York 14202.

Regional Director, National Labor Relations Board, Region 4, 4400 William J. Green Jr., Federal Building, 600 Arch Street, Philadelphia, Pennsylvania 19106.

Regional Director, National Labor Relations Board, Region 5, 1019 Federal Building, Charles Center, Baltimore, Maryland, 21201.

Regional Director, National Labor Relations Board, Region 6, 1536 Federal Building, 1000 Liberty Avenue, Pittsburgh, Pennsylvania 15222.

Regional Director, National Labor Relations Board, Region 7, 500 Book Building, 1249 Washington Boulevard, Detroit, Michigan 48226.

Regional Director, National Labor Relations Board, Region 8, 1695 Anthony J. Celebrezze Federal Building, 1240 East Ninth Street, Cleveland, Ohio 44199.

Regional Director, National Labor Relations Board, Region 9, 3003 Federal Office Building, 550 Main Street, Cincinnati, Ohio 45202.

Regional Director, National Labor Relations Board, Region 10, 701 Peachtree Building, 730 Peachtree Street NE., Atlanta, Georgia 30308.

Regional Director, National Labor Relations Board, Region 11, 1624 Wachovia Building, 301 North Main Street, Winston-Salem, North Carolina 27101.

Regional Director, National Labor Relations Board, Region 12, 706 Federal Office Building, 500 Zack Street, Tampa, Florida 33602.

Regional Director, National Labor Relations Board, Region 13, Everett McKinley Dirksen Building, 219 South Dearborn Street, Chicago, Illinois 60604.

Regional Director, National Labor Relations Board, Region 14, Room 448, 210 North 12th Boulevard, St. Louis, Missouri 63101.

Regional Director, National Labor Relations Board, Region 15, 2700 Plaza Tower, 1001 Howard Avenue, New Orleans, Louisiana 70113.

Regional Director, National Labor Relations Board, Region 16, 8A24 Federal Office Building, 819 Taylor Street, Fort Worth, Texas 76102.

Regional Director, National Labor Relations Board, Region 17, 616 Two Gateway Center, Fourth at State, Kansas City, Kansas 66101.

Regional Director, National Labor Relations Board, Region 18, 316 Federal Building, 110 South Fourth Street, Minneapolis, Minnesota 55401.

Regional Director, National Labor Relations Board, Region 19, 2948 Federal Building, 915 Second Avenue, Seattle, Washington 98101.

Regional Director, National Labor Relations Board, Region 20, 13018 Federal Building, Box 36047, 450 Golden Gate Avenue, San Francisco, California 94102.

Regional Director, National Labor Relations Board, Region 21, 600 Eastern Columbia Building, 849 South Broadway, Los Angeles, California 90014.

Regional Director, National Labor Relations Board, Region 22, 1600 Federal Building, 970 Broad Street, Newark, New Jersey 07102.

Regional Director, National Labor Relations Board, Region 23, 920-One Allen Center, 500 Dallas Avenue, Houston, Texas 77002.

Regional Director, National Labor Relations Board, Region 24, Seventh Floor, Pan Am Building, 255 Ponce de Leon Avenue, Hato Rey, Puerto Rico 00917.

Regional Director, National Labor Relations Board, Region 25, 232 Federal Office Building, 575 North Pennsylvania Street, Indianapolis, Indiana 46204.

Regional Director, National Labor Relations Board, Region 26, 746 Clifford Davis Federal Building, 167 North Main Street, Memphis, Tennessee 38103.

Regional Director, National Labor Relations Board, Region 27, 260 U.S. Custom House, 721 19th Street, Denver, Colorado 80202.

Regional Director, National Labor Relations Board, Region 28, The La Torre Building, 6107 North Seventh Street, Phoenix, Arizona 85014.

Regional Director, National Labor Relations Board, Region 29, Fourth Floor, 16 Court Street, Brooklyn, New York 11241.

Regional Director, National Labor Relations Board, Region 30, 230 Commerce Building, 744 North Fourth Street, Milwaukee, Wisconsin 53203.

Regional Director, National Labor Relations Board, Region 31, 12100 Federal Building, 11000 Wilshire Boulevard, Los Angeles, California 90024.

Officer-in-Charge, National Labor Relations Board, Subregion 36, 310 Six Ten Broadway Building, 610 S.W. Broadway, Portland, Oregon 97205.

Officer-in-Charge, National Labor Relations Board, Subregion 37, Suite 308, 1311 Kapiolani Boulevard, Honolulu, Hawaii 96814.

Officer-in-Charge, National Labor Relations Board, Subregion 38, 10th Floor, Savings Center Tower, 411 Hamilton Avenue, Peoria, Illinois 61602.

Resident Officer, National Labor Relations Board, Resident Office—Region 3, New Federal Building, Clinton Avenue at North Pearl Street, Albany, New York 12207.

Resident Officer, National Labor Relations Board, Resident Office, Region 5, Gelman Building, 2120 L Street NW., Washington, D.C. 20570.

Resident Officer, National Labor Relations Board, Resident Office—Region 10, 2102 City Federal Building, 2026 Second Avenue North, Birmingham, Alabama 35203.

Resident Officer, National Labor Relations Board, Resident Office—Region 12, Suite 410, 1570 Madruga Avenue, Coral Gables, Florida 33146.

Resident Officer, National Labor Relations Board, Resident Office—Region 12, 278 Federal Building, 400 West Bay Street, Box 35091, Jacksonville, Florida 32202.

Resident Officer, National Labor Relations Board, Resident Office—Region 16, 616 Petroleum Building, Fifth & Boulder Street, Tulsa, Oklahoma 74103.

Resident Officer, National Labor Relations Board, Resident Office—Region 19, Hill Building, Room 409, 632 West Sixth Avenue, Anchorage, Alaska 99501.

Resident Officer, National Labor Relations Board, Resident Office—Region 23, Federal Building, Room A509, 727 East Durango Boulevard, San Antonio, Texas 78206.

Resident Officer, National Labor Relations Board, Resident Office—Region 26, 3511 Federal Building, 700 West Capitol Avenue, Little Rock, Arkansas 72201.

Resident Officer, National Labor Relations Board, Resident Office—Region 26, Room A-702, Federal Building, U.S. Courthouse, Nashville, Tennessee 37203.

Resident Officer, National Labor Relations Board, Resident Office—Region 28, 1025 The Mills Building, 303 North Oregon, El Paso, Texas 79901.

Resident Officer, National Labor Relations Board, Resident Office—Region 28, Patio Plaza Building, Upper Level, 5000 Marble Avenue NE., Albuquerque, New Mexico 87110.

Resident Officer, National Labor Relations Board, Resident Office—Region 31, Room 4-503, 300 Las Vegas Boulevard South, Las Vegas, Nevada 98101.

APPENDIX

Names and Addresses of NLRB Offices referenced in Notices of Record Systems shown above:

NLRB HEADQUARTERS OFFICES

Offices of the Board:
Members of the Board
Solicitor
Director, Division of Information
Executive Secretary, Office of the Executive Secretary

Office of the General Counsel:
General Counsel
Associate General Counsel, Division of Operations Management
Associate General Counsel, Division of Advice
Associate General Counsel, Division of Enforcement Litigation
Director, Office of Appeals
Director, Division of Administration
Director, Equal Employment Opportunity
Address: 1717 Pennsylvania Avenue NW., Washington, D.C. 20570.

Chief Administrative Law Judge, Division of Administrative Law Judges.
Address: 1231 25th Street NW., Washington, D.C. 20037.

West Coast Presiding Judge (San Francisco office) Division of Administrative Law Judges.
Address: Suite 12054, Federal Building, 450 Golden Gate Avenue, Box 36006, San Francisco, California 94102.

System name: Accounting Records - Financial, NLRB.

System location: Current records are maintained in: Financial Management Branch, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Each Washington and Field Office is authorized to maintain copies of records relating to reimbursements to employees of that office and other individuals covered within system. See the attached appendix for addresses of these offices. Inactive records are stored at the appropriate Federal records center in accordance with Federal Property Management Regulations of the U.S. General Services Administration (FPMR 101-11.4).

Categories of individuals covered by the system: Individuals reimbursed for expenses in connection with the official functions of the NLRB; i.e., travel on official business, witness fees and transportation expenses, and miscellaneous expenses.

Categories of records in the system: Contains name; home or office address; organizational unit number; purpose, duration, and cost for travel assignments of Agency employees; purpose, duration, points of travel, and cost for witnesses used by the Agency; purpose, category, and cost of miscellaneous expenses incurred by Agency employees.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records, or information therefrom, are disclosed:

1. To Agency officials and employees who have a need for the records or information:

a. In the processing of claims for reimbursements.

b. As a data source for management information for production of summary descriptive statistics and analytical studies in support of the function for which the records are collected and maintained, or for related personnel management functions or manpower studies.

2. To respond to general requests for statistical information (without personal identification of individuals).
3. To process a grievance appeal or complaint.
4. To U.S. General Accounting Office for audit purposes or determination of validity of claims.
5. To the U.S. Department of Treasury for issuance of checks.
6. To the appropriate agency, whether Federal, state, or local, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, charged with the responsibility of investigating or prosecuting such violation or enforcing or implementing the statue, rule, regulation, or order issued pursuant thereto.
7. To another agency, whether Federal, state, or local, or private organization where reimbursable arrangements exist between this Agency and such other agency or private organization.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained on original source documents except travel summary cards which are maintained on microfilm.

Retrievability: Chronologically by year, and within each year alphabetically by name.

Safeguards: Original source documents are maintained in file cabinets within the Finance Section office. Microfilm is maintained in a locked fireproof cabinet within the Services and Systems office. During duty hours cabinets are under surveillance of personnel charged with custody of the records, and after duty hours are behind locked doors. Access is limited to personnel who have a need for access in order to perform their official functions.

Retention and disposal: Maintained and disposed of in accordance with U.S. General Accounting Office and U.S. General Service Administration retention regulations.

System manager(s) and address: Finance Officer, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

See the attached appendix for the titles and addresses of officials at other locations responsible for this system at their locations.

Notification procedure:

1. Current NLRB employees inquiring whether this system contains records on them should direct such inquiries to their supervisors.

2. An individual other than a current NLRB employee inquiring whether this system contains a record on such individual should direct such inquiry to the System Manager specified above, orto the responsible official designated under 'System Manager' as responsible for the system in the geographic area where the expense was incurred.

3. In determining whether this system contains records on the inquirer, the following information is required: the inquirer's name and the year about which inquiry is being made.

Record access procedures:

1. An individual seeking to gain access to, or to contest, records in this system pertaining to such individual should contact the appropriate official or office designated under 'Notification.'

2. In granting access to records in this system, the following information is required: the inquirer's name and the year about which inquiry is being made.

Record source categories: Travel vouchers, witness vouchers, and lodging and miscellaneous receipts submitted by the individual; travel orders submitted by Agency officials; subpoenas; claims for reimbursement; and miscellaneous correspondence and information related thereto. 2

System name: Applicant Files for Attorney and Field Examiner Positions, General Counsel's Staff, NLRB.

System location: Office of Executive Assistant to General Counsel, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Washington and Field Offices are authorized to maintain the records or copies of the records in connection with processing of applications for employment in the Agency. See the attached appendix for addresses of the Field Offices.

Categories of individuals covered by the system: Applicants for attorney or Field Examiner positions in offices under the general supervision of the General Counsel.

Categories of records in the system: Contains copies of employment application, educational transcripts, resumes, employment interview reports, and other information relative to employment.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records or information therefrom are disclosed:

1. To Agency officials and employees who have a need for the records or information:

a. To process applications and evaluate applicants.

b. As a data source for management information for production of summary statistics and analytical studies in support of the function for which the records are collected and maintained, or for related personnel management functions or manpower studies.

2. To respond to general requests for statistical information (without personal identification of individuals).
3. To process a grievance, appeal, or complaint.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained on paper including forms, letters, and memoranda.

Retrievability: Alphabetically by name.

Safeguards: Maintained in file cabinets. During duty hours cabinets are under surveillance of personnel charged with custody of the records and after duty hours are behind locked doors. Access to the cabinets is limited to personnel having a need for access to perform their official functions.

Retention and disposal: Retained for an indefinite period of time.

System manager(s) and address: Executive Assistant to the General Counsel; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Notification procedure: An individual inquiring whether this system contains a record on such individual should direct such inquiry to the System Manager specified above.

Record access procedures: An individual seeking to gain access to, or to contest, records in this system pertaining to such individual should contact the System Manager specified above.

Record source categories: Applicants, educational institutions, interviewers, evaluators, references, previous employers. 3

System name: Biographical Data File - Presidential Appointees, NLRB.

System location: Division of Information, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Categories of individuals covered by the system: Presidential appointees to the Agency, past and present.

Categories of records in the system: Contains biographical sketches; news releases; news articles on speeches and other newsmaking activities; photographs, and material incidental thereto.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records, or information therefrom, are disclosed to Agency officials and employees who have a need for the records or information in the performance of their duties, and to the public upon demonstrated interest.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained on original sources or related papers in file folders.

Retrievability: Alphabetically by name.

Safeguards: Maintained in file cabinets within the Division of Information offices. During duty hours, cabinets are under the surveillance of office personnel charged with custody of the records, and after duty hours are behind locked doors.

Retention and disposal: Permanently retained.

System manager(s) and address: Director, Division of Information, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Notification procedure: An individual inquiring whether this system contains a record on such individual should direct such inquiry to the System Manager specified above.

Record access procedures: An individual seeking to gain access to, or to contest, records in this system pertaining to such individual should contact the System Manager specified above.

Record source categories: Information in this system is submitted by the individual, written by Agency staff and approved by the individual, and obtained from general news sources. 4

System name: Employment and Performance Appraisals, Attorneys and Field Examiners, General Counsel's Staff, NLRB.

System location: Office of Executive Assistant to General Counsel, NLRB; 1717 Pennsylvania Avenue, N..W.; Washington, D.C. 20570.

Each Washington and Field Office is authorized to maintain copies of these records for current and former NLRB employees of that office. See the attached appendix for addresses of the Field Offices.

Categories of individuals covered by the system: Current and former attorneys and Field Examiners in offices under the general supervision of the General Counsel.

Categories of records in the system: Contains copies of employment applications, educational transcripts, resumes, employment interview reports, evaluation reports, career development appraisals. recommendations concerning promotion, correspondence, memoranda, and other information relevant thereto.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records or information therefrom are disclosed to Agency officials and employees who have a need for the records or information, and to others in the adjudication of an appeal, complaint, or grievance.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained on paper including forms, letters, and memoranda.

Retrievability: Alphabetically by name.

Safeguards: Maintained in file cabinets. During duty hours cabinets are under the surveillance of personnel charged with custody of the records, and after duty hours are behind locked doors. Access is limited to personnel having a need for access to perform their official functions.

Retention and disposal: Retained for an indefinite period of time.

System manager(s) and address: Executive Assistant to the General Counsel; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

See the attached appendix for titles and addresses of officials at other locations responsible for this system at their locations.

Notification procedure:

1. Current NLRB employees inquiring whether this system contains records on such individuals should direct such inquiries to their supervisors.

2. An individual other than a current NLRB employee inquiring whether this system contains a record on such individual should direct such inquiry to the System Manager specified above, or to the responsible official designated under 'System Manager' as responsible for the system in the office where the individual was formerly employed.

Record access procedures: An individual seeking access to, or to contest, records in this system pertaining to such individual should contact the appropriate official or officedesignated under 'Notification.'

Record source categories: The individual, educational institutions, interviewers, evaluators, references, previous employers, and supervisors. 5

System name: Evaluations and Promotion Appraisals of Field Clericals, NLRB.

System location: Records are authorized to be maintained in all Regional, Subregional, and Resident Offices of the Agency at the addresses listed in the attached appendix.

Categories of individuals covered by the system: Current and former field clerical employees.

Categories of records in the system: These records consist of evaluations, memoranda, promotion appraisals, employee responses thereto, and other information relevant to the above.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records or information therefrom are disclosed to Agency officials and employees who have a need for the records or information:

1. To evaluate job performance, developmental needs, potential within the Agency, and readiness for promotion.
2. To process an appeal, complaint, or grievance.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained on paper including forms, letters, and memoranda.

Retrievability: Alphabetically by name.

Safeguards: Maintained in file cabinets in Field Offices. During duty hours under surveillance of personnel charged with custody of the records, and after duty hours are behind locked doors. Access to the cabinets is limited to personnel having a need for access to perform their official functions.

Retention and disposal: Retained and disposed of in accordance with Federal Personnel Manual instructions.

System manager(s) and address: See the attached appendix for the titles and addresses of officials responsible for this system at their locations.

Notification procedure: An individual inquiring whether this system contains a record on such individual should direct such inquiry to the 'System Manager' of the office where employed.

Record access procedures: An individual seeking access to, or to contest, records in this system pertaining to such individual should contact the appropriate official or office designated under 'Notification.'

Record source categories: Professional employees, office managers, and individual to whom the record pertains. 6

System name: Federal Tort Claims Act - Claimants, NLRB.

System location: Security and Safety Branch, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Categories of individuals covered by the system: Individuals filing claims under the Federal Tort Claims Act.

Categories of records in the system: Contains reports of accidents or other events causing damage or loss; statements of witnesses; claims for damage or loss; investigations of claims, including doctors' reports, if any; records on disposition of claims; and information relative to the above.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records, or information therefrom, are disclosed:

1. To Agency officials and employees who have a need for the records or information:

a. In processing claims against this Agency arising under the Federal Tort Claims Act.

b. As a data source for management information for production of summary descriptive statistics and analytical studies in support of the function for which the records are collected and maintained, or for related personnel management functions or manpower studies.

2. To respond to general requests for statistical information (without personal identification of individuals).
3. To the U.S. Department of Justice for purpose of processing or adjudicating claims against the Agency arising under the Federal Tort Claims Act.
4. To a court of competent jurisdiction for adjudicating claims arising under the Federal Tort Claims Act.
5. To investigators utilized by the Agency to obtain information relevant to a claim against the Agency arising under the Federal Tort Claims Act.
6. To the appropriate agency, whether Federal, state, or local, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, charged with the responsibility of investigating or prosecuting such violation or enforcing or implementing the statute, rule, regulation, or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained on forms, documents, and other papers.

Retrievability: Alphabetically by name.

Safeguards: Maintained in file safe within the office of the Security and Safety Branch. File safe remains locked except during access to records. During duty hours, file safe is under the surveillance of personnel charged with the custody of the records, and after duty hours is behind locked doors. Combination is known only to designated members of Security and Safety staff. Access is limited to personnel who have a need for access to perform their official functions.

Retention and disposal: retained indefinitely.

System manager(s) and address: Chief, Security and Safety Branch, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Notification procedure: An individual inquiring whether this system contains records on such individual should direct such inquiries to the System Manager specified above.

Record access procedures: An individual seeking to gain access to, or to contest, records in this system pertaining to such individual should contact the System Manager specified above.

Record source categories: Claimants, investigators, and witnesses. 7

System name: Grievances, Appeals, and Complaints Records, NLRB.

System location: Each Washington and Field Office is authorized to maintain copies of records in this system. See the attached appendix for addresses of Washington and Field Offices.

Categories of individuals covered by the system: Current and former NLRB employees.

Categories of records in the system: These records consist of formal or informal grievances, appeals, and complaints, together with information and documents related thereto; letters or notices to the individual; record of hearings when conducted, materials, placed in the file to support or contradict the decision or determination on such grievance, appeal, or complaint; affidavits or statements; testimonies of witnesses; investigative reports; and related correspondence and recommendations.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records or information therefrom are disclosed:

1. To Agency officials and employees who have a need for the records or information:

a. To adjudicate an appeal, complaint, or grievance.

b. As a data source for management information for production of summary descriptive statistics and analytical studies in support of the function for which the records are collected and maintained, or for related personnel management functions or manpower studies.

2. To respond to general requests for statistical information (without personal identification of individuals).
3. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to the appropriate agency, whether Federal, state, or local, charged with enforcing or implementing the statute, rule, regulation, or order issued pursuant thereto.
4. To respond to a request from a Member of Congress regarding the status of an appeal, complaint, or grievance.
5. To respond to a subpena and/or refer to an arbitrator or court of competent jurisdiction.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained on forms, documents, letters, memoranda, and other similar papers.

Retrievability: Alphabetically by name.

Safeguards: Access to and use of these records are limited to those persons whose official duties require such access until the records are required to be made public in support of an agency action or position. These records are maintained in file cabinets which during duty hours are under the surveillance of personnel charged with custody of the records and after duty hours are behind locked doors.

Retention and disposal: Maintained for an indefinite period of time.

System manager(s) and address:

1. To those employees under supervision of the General Counsel - General Counsel, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

2. To those employees under supervision of the Board - Solicitor, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Notification procedure:

1. Inquiries from current NLRB employees on whether this system contains records on such individuals should direct such inquiry to their supervisors.

2. Inquiries from individuals other than current NLRB employees as to whether this system contains records on such individuals should direct such inquiries to the System Manager specified above.

Record access procedures:

1. A current NLRB employee seeking to gain access to, orto contest, records in this system pertaining to such employee should contact his or her supervisor.

2. An individual other than a current NLRB employee seeking to gain access to, or to contest, records in this system pertaining to such individual should contact the System Manager specified above.

Record source categories: Information in this system is obtained from the individual to whom the record pertains; Agency officials; affidavits, statements, and record testimony of individuals; and other documents and memoranda relating to the appeal, grievance, or complaint. 8

System name: Health Maintenance Program Records, NLRB.

System location: Security and Safety Branch, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Categories of individuals covered by the system: Current and former NLRB employees participating in Agency sponsored health maintenance programs, such as blood donor program, diabetes tests, glaucoma tests, and similar programs.

Categories of records in the system: Contains individuals' names and dates of participation in health maintenance programs, and the name of program in which participated. Also, for blood donor program, contains social security number, donor identification number, home address and telephone, sex, date of last donation, medications being taken, blood type, whether accepted or rejected as donor, and information relevant to the above.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records, or information therefrom, are disclosed:

1. To Agency officials and employees who have a need for the records or information:

a. In the administration of voluntary health maintenance programs.

b. As a data source for production of summary descriptive statistics and analytical studies in support of the function for which the records are collected and maintained (without personal identification of individuals).

2. To respond to general requests for statistical information (without personal identification of individuals).
3. To the International Red Cross insofar as the records or information pertain to the blood donor program.
4. To the U.S. Department of Health, Education and Welfare insofar as the records or information pertains to public health service programs administered by that Department.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained on logs, forms, and other papers.

Retrievability: By program name and within each program alphabetically by name.

Safeguards: Maintained in file safe within the office of the Security and Safety Branch. File safe remains locked except during access to records. During duty hours, file safe is under the surveillance of personnel charged with the custody of the records, and after duty hours is behind locked doors. Combination is known only to designated members of Security and Safety staff. Access is limited to personnel who have a need for access to perform their official functions.

Retention and disposal: Retained indefinitely.

System manager(s) and address: Chief, Security and Safety Branch, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Notification procedure:

1. An individual inquiring whether this system contains records on such individual should direct such inquiries to the System Manager specified above.

2. In determining whether this system contains records on the inquirer, the following information is required: the inqurier's name and the particular health maintenance program about which inquiry is being made.

Record access procedures:

1. An individual seeking to gain access to, or to contest, records in this system pertaining to such individual should contact the System Manager specified above.

2.In granting access to records in this system, the following information is required: the inquirer's name and the particular health maintenance program about which inquiry is being made.

Record source categories: Information submitted by individual; officials of the servicing Health Units; International Red Cross. 9

System name: Occupational Injury and Illness Records, NLRB.

System location: Security and Safety Branch, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Each Washington and Field Office is authorized to maintain copies of records in this system. See the attached appendix for addresses of Field Offices.

Categories of individuals covered by the system: Current and former NLRB emplooyees who have reported a work-related injury or illness.

Categories of records in the system: Contains records pertaining to the complete history of the employee's occupational injury or illness, including nay doctors' or investigative reports submmitted, and the disposition of claims for compensation filed under the Federal Employees Compensation Act and information relative thereto.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records, or information therefrom, are disclosed:

1. To Agency officials and employees who have a need for the records or information:

a. In processing reports of occupational injury or illness and claims for compensation under the Federal Employees Compensation Act.

b. As a data source for management information for production of summary descriptive statistics and analytical studies in support of the function for which the records are collected and maintained, or for related personnel management functions or manpower studies.

2. To respond to general requests for statistical information (without personal identification of individuals).
3. To the U.S. Department of Labor for purposes of adjudicating claims for compensation under the Federal Employees Compensation Act.
4. To the U.S. Department of Health, Education and Welfare in the administration of public health services programs.
5. To a court of competent jurisdiction for adjudicating claims arising under the Federal Employees Compensation Act.
6. To an investigator utilized by the Agency to obtain information relevant to a claim arising under the Federal Employees Compensation Act.
7. To the appropriate agency, whether Federal, state, or local, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, charged with the responsibility of investigating or prosecuting such violation or enforcing or implementing the statute, rule, regulation, or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained on forms and related correspondence.

Retrievability: Alphabetically by name.

Safeguards: Maintained in a file safe within the Security and Safety Office. File safe remains locked except during access. During duty hours file safe is under the surveillance of personnel charged with the custody of the records, and after duty hours is behind locked doors. Combination is known only to designated members of Security and Safety staff. Access is limited to personnel who have a need for access to perform their official functions.

Retention and disposal: Retained indefinitely.

System manager(s) and address: Chief, Security and Safety Branch, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

See the attached appendix for the titles and addresses of officials at other locations responsible for this system at their locations.

Notification procedure: An individual inquiring whether this system contains a record on such individual should direct such inquiry to the System Manager specified above.

Record access procedures: An individual seeking to gain access to, or to contest, records in this system pertaining to such individual should contact the System Manager specified above.

Record source categories: Forms completed by the employee; witnesses; investigators; employee's supevisor; claims examiners of the U.S. Department of Labor; and doctors' statements, if any. 10

System name: Pay Records - Retirement, NLRB.

System location: Financial Management Branch, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Categories of individuals covered by the system: Current NLRB employees under the Civil Service Retirement System.

Categories of records in the system: Contains name; previous name if any; social security number; sex; birth date; entrance-on-duty date; employment history, including prolonged leave without pay; and monetary contributions to retirement fund made during employment, and information relevant thereto.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records, or information therefrom, are disclosed:

1. To Agency officials and employees who have a need for the records or information:

a. To administer the Civil Service Retirement System within the Agency.

b. As a data source for management information for production of summary descriptive statistics and analytical studies in support of the function for which the records are collected and maintained, or for related personnel management functions or manpower studies.

2. To respond to general requests for statistical information (without personal identification of individuals).
3. To the U.S. Civil Service Commission for administering the Civil Service Retirement System.
4. To the U.S. General Accounting Office for audit purposes.
5. To the appropriate agency, whether Federal, state, or local, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, charged with the responsibility of investigating or prosecuting such violation or enforcing or implementing the statute, rule, regulation, or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained on employment history cards and source documents.

Retrievability: By organizational unit and within each unit alphabetically by name.

Safeguards: Maintained in file cabinets within the Payroll and Reports Section office. During duty hours file cabinets are under surveillance of personnel charged with custody of the records, and after duty hours are behind locked doors. Access is limited to personnel who have a need for access to perform their official functions.

Retention and disposal: Maintained only on current employees.. Transferred to the U.S. Civil Service Commission upon termination of service with the Agency.

System manager(s) and address: Finance Officer, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Notification procedure:

1. An individual inquiring whether this system contains a record on such individual should direct such inquiries to the System Manager designated above.

2. In determining whether this system contains records on the inquirer, the following information is required: the inquirer's name and the organizational unit in which currently employed.

Record access procedures:

1. An individual seeking to gain access to, or to contest, records in this system pertaining to such individual should contact the System Manager, specified above.

2. In granting access to records in this system, the following information is required:the inquirer's name and the year about which inquiry is being made.

Record source categories: Personnel Office, timekeepers, and supervisors. 11

System name: Payroll-Data Processing File, NLRB.

System location: Data Systems Branch, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Categories of individuals covered by the system: Current and former employees of the Agency.

Categories of records in the system: Contains the name; home address; payroll identification number; organizational unit number; pay grade and step; annual salary; for the current pay period, hours worked, base pay, overtime pay, premium pay, and miscellaneous pay; and for the current pay period and year to date, gross earnings, net earnings, and all withholdings from pay including retirement, taxes (Federal, state, and local), FICA, and miscellaneous allotments and deductions.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records, or information therefrom, are disclosed:

1. To Agency officials and employees who have a need for the records or information:

a. In providing data conversion services for the Agency.

b. As a data source for management information for production of summary descriptive statistics and analytical studies in support of the functions for which the records are collected and maintained, or for related personnel management functions or manpower studies.

2. To respond to general requests for statistical information (without personal identification of individuals).

3. To the U.S. Department of Treasury for preparation and issuance of payroll checks.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained on punched data processing cards.

Retrievability: By employee payroll identification number in conjunction with organizational unit number or by social security number.

Safeguards: Maintained in card file containers within the office of the Operations Unit, Data Processing Section. During duty hours containers are under surveillance of office personnel charged with custody of the records, and after duty hours are behind locked doors. Access is limited to personnel who have a need for access to perform their official functions. Use of machine for information printouts from cards is restricted to designated personnel.

Retention and disposal: Retained and disposed of in accordance with Federal Property Management Regulations of U.S. General Services Administration (FPMR 101-11.4).

System manager(s) and address: Chief, Data Systems Branch, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Notification procedure: An individual inquiring whether this system contains a record on such individual should direct such inquiry to the Finance Officer, 1717 Pennsylvania Avenue, N.W., Washington, D.C. 20570.

Record access procedures: An individual seeking to gain access to, or to contest, records in this system pertaining to such individual should contact the Finance Officer, 1717 Pennsylvania Avenue, N.W., Washington, D.C. 20570.

Record source categories: Forms submitted by Financial Management Branch, NLRB. 12

System name: Payroll - Finance Records, NLRB.

System location: Current records are maintained in: Financial Management Branch, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Inactive records are stored at the appropriate Federal records center in accordance with Federal Property Management Regulations of the U.S. General Services Administration (FPMR 101-11.4).

Categories of individuals covered by the system: Current and former employees of the Agency.

Categories of records in the system: Contains name; home address; payroll identification number; organizational unit number; pay grade and step; annual salary; for the current pay period, hours worked, base pay, overtime pay, premium pay, and miscellaneous pay; and for the current pay period and year to date, gross earnings, net earnings, and all withholdings from pay including retirement, taxes (Federal, state, and local), FICA, and miscellaneous allotments and deductions.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records, or information therefrom, are disclosed:

1. To Agency officials and employees who have a need for the records or information:

a. To compile payroll records.

b. To maintain Agency salary and expense accounts.

c. As a data source for management information for production of summary descriptive statistics and analytical studies in support of the function for which the records are collected and maintained, or for related personnel management functions or manpower studies.

d. To transfer information from the records to the individual to whom the record pertains.

2. To respond to general requests for statistical information (without personal identification of individuals).

3. To process a grievance, appeal, or complaint.

4. To the U.S. Department of the Treasury for payroll purposes. 5. To the U.S. Civil Service Commission for administering pay, leave, and retirement programs for Federal Government employees.

6. To state and local authorities for the purposes of verifying tax collections, unemployment compensation claims, and administering public assistance programs.

7. To the U.S. Department of Health, Education and Welfare for the administration of the social security program.

8. To the U.S. Department of Labor for processing or adjudicating claims under the Federal Employees Corporation Act.

9. To the U.S. General Accounting Office for audit purposes.

10. To the appropriate agency, whether Federal, state, or local, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, charged with the responsibility of investigating or prosecuting such violation or enforcing or implementing the statute, rule, regulation, or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained on original source documents except: employee earning ledgers maintained on magnetic strip cards and microfilm; employee net pay data maintained on punched cards.

Retrievability: Employee payroll file maintained chronologically by year and within each year alphabetically by name. All other payroll records maintained chronologically by year, and within each year by organizational unit, and wthin each unit alphabetically by name.

Safeguards: Maintained in file cabinets, except microfilm is maintained in a locked fireproof metal cabinet. During duty hours cabinets are under surveillance of personnel charged with custody of the records, and after duty hours are behind locked doors. Access is limited to personnel having a need for access to perform their official functions.

Retention and disposal: Payroll records retained and disposed of in accordance with the applicable General Accounting Office and General Services Administration retention schedules. Microfilm and magnetic strip ledgers are maintained for 56 years after the last entry of data.

System manager(s) and address: Finance Officer, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Notification procedure:

1. An individual inquiring whether this system contains a record on such individual should direct such inquiry to the System Manager specified above.

2. In determining whether this system contains records on the inquirer,the following information is required: the inquirer's name; the year about which inquiry is being made; and, for records other than the payroll file, the organizational unit or units in which employed during that year.

Record access procedures:

1. An individual seeking to gain access to, or to contest, records in this system pertaining to such individual should contact the System Manager specified above.

2. In granting access to records in this system, the following information is required: the inquirer's name; the year about which inquiry is being made; and, for records other than the payroll file, the organizational unit or units in which employed during that year.

Record source categories: Documents submitted by the individual, the personnel office, timekeepers, and supervisors; U.S. Civil Service Commission bulletins; taxing authority notices; and withholding authorizations. 13

System name: Performance Appraisals - Attorneys, Board Members' Staffs, Office of Solicitor, NLRB.

System location: Office of Executive Secretary, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Categories of individuals covered by the system: Currently employed attorneys on Board Members' staffs or in the Office of the Solicitor.

Categories of records in the system: Contains forms completed by supervisors evaluating performance of subordinates, including narrative comments and recommendations on promotions.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records or information therefrom are disclosed to Agency officials and employees who have a need for the records or information in the performance of their duties, and to others in the adjudication of an appeal, complaint, or grievance.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: On performance appraisal forms.

Retrievability: Alphabetically by name.

Safeguards: Maintained in file cabinets in the Office of the Executive Secretary. During duty hours cabinets are under surveillance of personnel charged with custody of the records and after duty hours are behind locked doors. Access is limited to personnel having a need for access to perform their official functions.

Retention and disposal: Retained only while individual is employed on a Board Member's staff or in the Office of the Solicitor.

System manager(s) and address: Deputy Executive Secretary, NLRB. 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Notification procedure: An individual inquiring whether this system contains a record on such individual should direct such inquiry to the 'System Manager' specified above.

Record access procedures: An individual seeking to gain access to, or to contest, records in this system pertaining to such individual should contact the 'System Manager' specified above.

Record source categories: Supervisors. 14

System name: Prefiling Communications, NLRB.

System location: Records are authorized to be maintained in all Field Offices of the Agency, at the addresses listed in the attached appendix, and Office of the General Counsel at 1717 Pennsylvania Avenue, N.W., Washington, D.C. 20570.

Categories of individuals covered by the system: Persons who have sought assistance regarding possible institution of an unfair labor practice, representation, or other civil action or proceeding before the National Labor Relations Board.

Categories of records in the system: These records, consisting of file memoranda detailing the substance of oral communications, letters of inquiry, and responses thereto, may contain information relating to an individual's employment history, job performance, earnings, home address, telephone number, union activity, or other information relevant to a potential action or proceeding before the National Labor Relations Board.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses:

1. These records or information therefrom are disclosed to Agency officials and employees who have a need for the records or information in the processing of cases before the Agency.
2. These records or information therefrom may be referred, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to the appropriate agency, whether Federal, state, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation, or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained in paper form in file folders.

Retrievability: Alphabetically by name.

Safeguards: Maintained in file cabinets in the nonpublic area of the office under the immediate control of the System Manager. During duty hours cabinets are under surveillance of personnel charged with custody of the records and after duty hours are behind locked doors.

Retention and disposal: In the event a civil action or proceeding is instituted prior to the record being destroyed, the record is placed in the case file which is not indexed by the name of the individual. In the event no action or proceeding is instituted, the records are destroyed after varying periods of time; however, not longer than 2 years.

System manager(s) and address: General Counsel, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

See the attached appendix for titles and addresses of officials responsible for this system at their locations.

Notification procedure: An individual inquiring whether this system contains a record on such individual should direct such inquiry to the appropriate Regional Director, Officer-in-Charge, or Resident Officer of the Agency office where the individual sought or was referred to for assistance, at the address of that office specified in the attached appendix.

Record access procedures: An individual seeking togain access to, or to contest, records in this system pertaining to such individual should contact the appropriate official or office designated under 'Notification.'

Record source categories: Individual who seeks assistance. 15

System name: Program Measurement System Report, NLRB.

System location: Management and Audit Branch, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Categories of individuals covered by the system: All current employees, supervisors, and branch managers in the Agency's Division of Administration.

Categories of records in the system: Program output information on administrative support programs under the jurisdiction of the Agency's Division of Administration.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records or information therefrom are disclosed:

1. To Agency officials and employees who have a need for the records or information:

a. In measuring administrative program outputs, and validating such measurement.

b. As a basis for taking personnel actions within the Division.

c. As a data source for management information for production of summary descriptive statistics and analytical studies in support of the functions for which the records are collected and maintained, or for related personnel management functions or manpower studies.

2. To respond to general requests for statistical information (without personal identification of individuals).

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained on forms in file folders.

Retrievability: By organization unit.

Safeguards: Maintained in file cabinets. During duty hours cabinets are under the surveillance of personnel charged with the custody of such records, and after duty hours are behind locked doors. Access is limited to personnel who have a need for access to perform their official functions.

Retention and disposal: Forms submitted by individuals are retained for 1 year. Information in summary form not individually identifiable are retained indefinitely.

System manager(s) and address: Special Assistant to Director of Administration, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Notification procedure: An individual inquiring whether this system contains a record on such individual should contact the 'System Manager' specified above.

Record access procedures: An individual seeking to gain access, or to contest, records in this system pertaining to such individual should contact the 'System Manager' specified above.

Record source categories: Individual to whom the record pertains.

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System name: Promotion Appraisals Washington - Clericals and Nonlegal Professionals, NLRB.

System location: Personnel Branch, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Categories of individuals covered by the system: Applicants for postings for nonlegal professional positions, clerical positions in Washington, and for field positions posted and/or evaluated in Washington, who meet the minimum standards for eligibility for the posted position.

Categories of records in the system: Contains appraisals, including narrative comments, on applicants' promotion potential for the posted positions.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records or information therefrom are disclosed to Agency officials and employees who have a need for the records or information:

1. To evaluate and select applicants for posted positions.

System name: 2. To process an appeal, complaint, or grievance.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: On promotion appraisal forms, letters, or memoranda.

Retrievability: Alphabetically by name.

Safeguards: Maintained in file cabinet in Personnel Branch. During duty hours cabinets are under surveillance of personnel charged with custody of the records, and after duty hours are behind locked doors. Access is limited to personnel having a need for access to perform their official functions.

Retention and disposal: Retained and disposed of in accordance with Federal Personnel Manual instructions.

System manager(s) and address: Chief, Operations Section; Personnel Branch, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Notification procedure: An individual inquiring whether this system contains a record on such individual should direct such inquiry to the System Manager specified above.

Record access procedures: An individual seeking to gain access to, or to contest, records in this system pertaining to such individual should contact System Manager specified above.

Record source categories: Supervisors. 17

System name: Time and Attendance Records, NLRB.

System location: Current records are maintained in: "Financial Management Branch, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

Each Washington and Field Office maintains a copy of time and attendance records for current employees in that office, and is authorized to retain such records on former employees of that office. See the attached appendix for addresses of these offices.

Inactive records are stored at the appropriate Federal records center in accordance with Federal Property Management Regulations at the U.S. General Services Administration (FPMR 101-11.4).

Categories of individuals covered by the system: Current and former employees of the Agency.

Categories of records in the system: Contains name; home address; organizational unit number; payroll identification number; entrance-on-duty date; time worked, including regular hours, overtime, compensatory time, and premium pay status; leave earned and used; absences without leave; and doctors' certificates, when required.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: These records or information therefrom are disclosed.

1. To Agency officials and employees who have a need for the records or information:

a. In the compilation of biweekly payrolls.

b. To maintain leave accounts.

c. As a data source for management information for production of summary descriptive statistics and analytical studies in support of the function for which the records are collected and maintained, or for related personnel management functions or manpower studies.

2. To respond to general requests for statistical information (without personal identification of individuals).
3. To another Federal Government agency in connection with the transfer of an NLRB employee to that agency.
4. To the U.S. Civil Service Commission for administering the Civil Service Retirement System.
5. To the U.S. General Accounting Office for audit purposes.
6. To another Government agency or private organization in connection with an agreement under the Intergovernmental Personnel Act.
7. To the U.S. Department of Labor for processing or adjudicating claims under the Federal Employees Compensation Act.
8. To the appropriate agency, whether Federal, state, or local, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, charged with the responsibility of investigating or prosecuting such violation or enforcing or implementing the statute, rule, regulation, or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained on Standard Form 1130 and related forms and papers, and on microfilm.

Retrievability: Chronologically by year, and within each year by organizational unit, and within each unit alphabetically by name.

Safeguards: Original source documents or copies thereof are maintained in file cabinets. Microfilm is maintained in locked fireproof metal cabinet. During duty hours cabinets are under surveillance of personnel charged with custody of the records, and after duty hours are behind locked doors. Access is limited to personnel having a need for access to perform their official functions.

Retention and disposal: Retained and disposed of in accordance with General Accounting Office and General Services Administration retention schedules. Original source documents are retained within the Agency for 3 years and then transferred to the appropriate Federal record center for the balance of the retention period. Microfilm records are maintained within the Agency for the full period specified in the appropriate retention schedule.

System manager(s) and address: Finance Officer, NLRB; 1717 Pennsylvania Avenue, N.W.; Washington, D.C. 20570.

See the attached appendix for the titles and addresses of officials at other locations responsible for this system at their locations.

Notification procedure:

1. Current NLRB employees inquiring whether this system contains records on such individualsshould direct such inquiries to their supervisors.

2. An individual other than a current NLRB employee inquiring whether this system contains a record on such individual should direct such inquiring to the System Manager specified above, or official designated under 'System Manager' as responsible for this system in the office where the individual was previously employed.

3. In determining whether this system contains records on the inquirer, the following information is required: year about which inquiry is being made, and inquirer's name and organizational unit or units in which employed during that year.

Record access procedures:

1. An individual seeking to gain access to, or to contest, records in this system pertaining to such individual should contact the appropriate official or office designated under 'Notification.'

2. In granting access to records in this system, the following information is required: year about which inquiry is being made, and inquirer's name and organizational unit or units in which employed during that year.

Record source categories: Individual to whom the record pertains, timekeeper or supervisor, doctors' statements.

[FR Doc.75-22791 Filed 8-27-75;8:45 am]

CENTRAL INTELLIGENCE AGENCY

[32 CFR Part 1901]

PRIVACY ACT OF 1974

Proposed Implementation

Notice is hereby given that the Central Intelligence Agency proposes to amend Title 32, Chapter XIX, Code of Federal Regulations by adding a new Part 1901 which implements the provisions of sections 2 and 3 of the Privacy Act of 1974 (Pub. L. 93-579) (hereinafter referred to as the "Act").

The proposed regulations establish policies and procedures to insure the protection of individual privacy and the accuracy of personally identifiable records in accordance with the requirements of the Act. In addition the proposed regulations establish procedures by which individuals may gain access to records identified with that individual and may seek amendment or correction of such records.

The proposed regulations further establish policies and procedures to insure the proper disclosure of information in such records in accordance with the provisions of the Act.

The public may participate in this proposed rulemaking by submitting written data, views or arguments on the proposed regulations to the Privacy Act Coordinator, Central Intelligence Agency, Washington, D.C. 20505 on or before September 15, 1975. All written comments received from the public on or before that date will be considered by the Agency in formulating its final regulations.

Notice is hereby given that it is proposed to make the final regulations effective September 27, 1975, the effective date of section 3, Pub. L. 93-579.

These regulations are the exclusive means by which individuals may request personally identifiable records and information from the Central Intelligence Agency.

Title 32, Chapter XIX, Code of Federal Regulations is proposed to be amended by establishing a new Part 1901, as follows:

PART 1901. PROTECTION OF RECORDS MAINTAINED ON INDIVIDUALS

Sec.
1901.1 Purpose and scope.
1901.3 Definitions.
1901.11 Procedures for requests pertaining to individual records in a record system.
1901.13 Requirements for identification of individuals making requests.
1901.15 Disclosure of requested information to individuals.
1901.17 Appeal of determination to deny access to requested record.
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1901.21 Request for correction or amendment to record.
1901.23 Appeal of initial adverse agency determination on correction or amendment.
1901.31 Disclosure of record to person other than the individual to whom it pertains.
1901.41 Fees.
1901.51 Penalties.
1901.61 General exemptions.
1901.71 Specific exemptions.

AUTHORITY: 5 U.S.C. 552a; 5 U.S.C. 553.

§ 1901.1 Purpose and scope.

(a) This proposed regulation is published pursuant to the Privacy Act of 1974 (5 U.S.C. 552a). This proposed regulation establishes procedures by which an individual may request notification of whether the Central Intelligence Agency maintains a record pertaining to him in any non-exempt portion of a system of records or any non-exempt system of records, request a copy of such record, request that the record be amended, appeal any initial adverse determination of any request to deny access to or amend a record and submit additional data to augment or correct such record. The proposed regulation further specifies those systems of records or portions of systems of records the Director has determined to exempt from the procedures established by this regulation and from certain provisions of the Act.

(b) The purpose of the proposed general exemption, in the instance of polygraph records, is to prevent access and review of records which intimately reveal a CIA security method. The purpose of the proposed general exemption from the provisions of subsections (c)(3) and (e)(3)(A-D) is to avoid disclosures that may adversely affect ongoing operational relationships with other intelligence and related organizations and thus reveal or jeopardize intelligence sources and methods or risk exposure of intelligence sources and methods in the processing of covert employment applications.

(c) The purpose of the proposed general exemption from subsections (d), (e)(4)(G), (f)(1) and (g) of the Act is to protect only those portions of systems of records which if revealed would risk exposure of intelligence sources and methods or hamper the ability of the CIA to effectively use information received from other agencies or foreign services.

(d) It should be noted that by subjecting information which would consist of, reveal or pertain to intelligence sources and methods to separate determinations by the Director of Central Intelligence under § 1901.61 (c) and (d) regarding access and notice, an intent is established to apply the exemption from access and notice only in those cases where notice in itself would constitute a revelation of intelligence sources and methods. In all cases where only access to information would reveal such source or method, notice will be given upon request.

(e) The purpose of the proposed specific exemptions provided for under section (k) of the Act is to exempt only those portions of systems of records which would consist of, pertain to or reveal that information which is enumerated in the above noted section (k).

(f) In each case, the Director of Central Intelligence has determined that the enumerated classes of information should be exempt in order to comply with directives in Executive Order 11652 dealing with the proper classification of national defense or foreign policy information; protect the privacy of other persons who supplied information under an implied or express grant of confidentiality in the case of law enforcement or employment and security suitability investigations or promotion material in the case of the armed services; protect information used in connection with assisting in protective services under 18 U.S.C. 3056; protecting the efficacy of testing materials; and protect information which would constitute information required by statute to be maintained and used solely as statistical records.

§ 1901.3 Definitions.

For the purposes of this Part;

(a) "Agency" means each authority of the United States Government as defined in 5 U.S.C. 552(e).

(b) "Individual" means a citizen of the United States or an alien lawfully admitted for permanent residence who is a living being and to whom a record might pertain.

(c) "Maintain" means maintain, collect, use, or disseminate.

(d) "Record" means an item, collection or grouping of information about an individual that is maintained by the Central Intelligence Agency.

(e) "System of Records" means a group of any records under the control of the Central Intelligence Agency from which records are retrieved by the name of the individual or by some identifying number, symbol or other identifying particular assigned to the individual.

(f) "Routine use" means (with respect to the disclosure of a record) the use of such record for a purpose which is compatible with the purpose for which the record is maintained.

§ 1901.11 Procedures for requests pertaining to individual records in a record system.

(a) An individual seeking notification of whether a system of records contains a record pertaining to him or an individual seeking access to information or records pertaining to him which is available under the Act shall address his request in writing to the Privacy Act Coordinator, Central Intelligence Agency, Washington, D.C. 20505.

(b) In addition to meeting the identification requirements set forth in § 1901.13 individuals seeking notification or access shall, to the best of their ability, describe the nature of the record sought and the system in which it is thought to be included, as described in the Notices of Records Systems which is published in the August 28, 1975 issue of the FEDERAL REGISTER.

§ 1901.13 Requirements for identification of individuals making requests.

(a) An individual seeking access to or notification of the existence of records about himself shall provide in the letter of request his full name, address, date and place of birth together with a notarized statement swearing to or affirming his identity. If it is determined by the Privacy Act Coordinator that this informa-

tion does not sufficiently identify the individual, the Privacy Act Coordinator may request additional identification from the individual or clarification of information submitted by the individual.

(b) In the case of an individual who is an alien lawfully admitted for permanent residence, said individual shall provide, in addition to the information required under paragraph (a) of this section, his or her Alien Registration number.

(c) The parent or guardian of a minor or a person judicially determined to be incompetent shall, in addition to establishing the identity of the minor or person represented as required in paragraph (a) or (b) of this section, establish evidence of such parentage or guardianship by providing a copy of the minor's birth certificate or the court order establishing such guardianship.

§ 1901.15 Disclosure of requested information to individuals.

(a) Responses to requests made pursuant to § 1901.11 will be made promptly by the Privacy Act Coordinator.

(b) The Privacy Act Coordinator upon receipt of a request made pursuant to § 1901.11 shall refer the request to the responsible components.

(c) The responsible components shall:

(1) Determine whether a record exists; and

(2) Determine whether access may be available under the Act.

(d) The responsible components shall inform the Privacy Act Coordinator of any determination made pursuant to paragraph (c) (1) or (2) of this section. The Privacy Act Coordinator shall, in turn, notify the individual of the determination and shall provide copies of records determined to be accessible if copies have been requested. In the event that information pertaining to the individual in a CIA record system was received from another Federal agency, the individual will be so notified and that information shall be referred to the originating agency.

(e) If a determination has been made not to give access to requested records the Privacy Act Coordinator shall inform the individual of the reason therefore and the right of appeal of this determination by the responsible components under § 1901.17.

(f) This section shall not be construed to allow access to information determined to be exempt under determinations made pursuant to 5 U.S.C. 552a (j) and (k).

§ 1901.17 Appeal of determination to deny access to requested record.

(a) Any individual whose request made pursuant to § 1901.11 is refused may appeal such refusal within thirty days of receipt of notice of refusal.

(b) Appeals shall be sent in writing to the Privacy Act Coordinator and shall identify the particular record system, if possible, which is the subject of the appeal and shall state the basis for the appeal.

(c) The Privacy Act Coordinator, upon receipt of the appeal letter, shall promptly refer the appeal to the Deputy Directors of the responsible components and shall inform the Deputy Directors of the date of receipt of the appeal and shall request the Deputy Directors make a determination on the appeal within thirty days (excluding Saturdays, Sundays or legal holidays).

(d) The Deputy Directors of the responsible components, or senior officers designated by them, shall review the initial decision to deny access to the requested records and shall inform the Privacy Act Coordinator of the review determination. The Privacy Act Coordinator shall, in turn, notify the individual of the result of the determination. If the determination reverses the initial denial, the Privacy Act Coordinator shall provide copies of the records requested. If the determination upholds the initial denial the Privacy Act Coordinator shall inform the individual of his right to judicial review as provided for by this Part.

§ 1901.19 Special procedures for disclosure of medical and psychological records.

(a) When a request for copies of medical records is made by an individual and when the Privacy Act Coordinator determines that such medical and psychological records are not exempt from disclosure, the Privacy Act Coordinator, after consultation with Director of Medical Services, may determine (1) which medical or psychological records may be sent directly to the requestor and (2) which medical or psychological records should not be sent directly to the requestor because of possible harm to the individual. In the case of paragraph (a) (2) of this section, the Privacy Act Coordinator shall so notify the requestor.

(b) When a determination has been made not to make medical or psychological records noted in paragraph (a) of this section available to the individual the Privacy Act Coordinator shall inform the individual that the medical or psychological record will be made available to a physician of the individual's choice if the individual specifically requests. Upon receipt of such request and after proper verification of the identity of the physician, the Privacy Act Coordinator shall send such records to the named physician.

§ 1901.21 Request for correction or amendment of record.

(a) An individual may request amendment or correction of a record pertaining to him by addressing such request by mail to the Privacy Act Coordinator, Central Intelligence Agency, Washington, D.C. 20505. The request shall identify the particular record the individual wishes to amend or correct, the nature of the correction or amendment sought, and a justification for such correction or amendment.

(b) Within ten days of receipt of the request by the Privacy Act Coordinator (excluding Saturdays, Sundays and legal holidays) the Privacy Act Coordinator shall acknowledge receipt of the request.

(c) The Privacy Act Coordinator shall refer such requests to the components responsible for the record upon receipt of such request, shall advise the responsible components of the date of receipt and shall request that the responsible components make an initial determination on such request within thirty days of receipt (excluding Saturdays, Sundays and legal holidays).

(d) The responsible components shall:

(1) Make any correction or amendment to any portion of the record which the individual believes is not accurate, relevant, timely or complete and shall inform the Privacy Act Coordinator of this action, and the Privacy Act Coordinator shall, in turn, promptly inform the requestor; or

(2) Determine that the requested correction or amendment will not be made and shall so inform the Privacy Act Coordinator who, in turn, shall promptly inform the individual, setting out the reasons for the refusal and advising the individual of the right of appeal to Deputy Directors of the responsible components under § 1901.23.

§ 1901.23 Appeal of initial adverse agency determination on correction or amendment.

(a) Any individual whose request made pursuant to § 1901.21 is refused may appeal such refusal within thirty days of receipt of notice of refusal.

(b) Appeals shall be sent in writing to the Privacy Act Coordinator and shall identify the particular record which is the subject of the appeal and shall state the basis for the appeal.

(c) The Privacy Act Coordinator, upon receipt of the appeal letter, shall promptly refer the appeal to the Deputy Directors of the responsible components and shall inform the Deputy Directors of the date of receipt of the appeal and shall direct that the Deputy Directors make a determination on the appeal within thirty days (excluding Saturdays, Sundays or legal holidays).

(d) The Deputy Directors of the responsible components, or senior officers designated by them, shall determine whether or not to amend the record and shall inform the Privacy Act Coordinator of the determination. The Privacy Act Coordinator shall, in turn, notify the individual of the result of the determination, and inform the individual of his right to submit a statement pursuant to paragraph (e) of this section or to judicial review as provided for in this Part.

(e) If on appeal the refusal to amend or correct the record is upheld, the individual may file a concise statement setting forth the reasons for his disagreement with the determination. This statement shall be sent to the Privacy Act Coordinator, Central Intelligence Agency, Washington, D.C. 20505 within thirty days of notification of refusal to correct or amend the record.

(f) The Director of Central Intelligence may extend up to thirty days the

time period prescribed in paragraph (c) of this section within which to make a determination on an appeal from a refusal to amend or correct a record if it is found that a fair and equitable review cannot be completed within the prescribed time.

§ 1901.31 Disclosure of a record to a person other than the individual to whom it pertains.

(a) No record which is within a system of records shall be disclosed by any means of communication to any person, or to another agency, except pursuant to a written request by, or with the prior written consent of, the individual to whom the record pertains, unless disclosure of the record would be:

(1) To those officers and employees of the agency which maintains the record who have a need for the record in the performance of their duties;

(2) Required under 5 U.S.C. 552.

(3) For a routine use as defined in section 1901.3(f), as contained in the Notice of Systems published in the FEDERAL REGISTER of August 28, 1975 and as described in subsection (e)(4)(D) of the Act.

(4) To the Bureau of the Census for purposes of planning or carrying out a census or survey or related activity pursuant to the provisions of title 13;

(5) To a recipient who has provided the agency with advance adequate written assurance that the record will be used solely as a statistical research or reporting record, and the record is to be transferred in a form that is not individually identifiable;

(6) To the National Archives of the United States as a record which has sufficient historical or other value to warrant its continued preservation by the United States Government, or for evaluation by the Administrator of General Services or his designee to determine whether the record has such value;

(7) To another agency or to an instrumentality of any governmental jurisdiction within or under the control of the United States for a civil or criminal law enforcement activity if the activity is authorized by law, and if the head of the agency or instrumentality has made a written request to the agency which maintains the record specifying the particular portion desired and the law enforcement activity for which the record is sought;

(8) To a person pursuant to a showing of compelling circumstances affecting the health or safety of an individual if upon such disclosure notification is transmitted to the last known address of such individual;

(9) To either House of Congress, or, to the extent of matter within its jurisdiction, any committee or subcommittee thereof, any joint committee of Congress or subcommittee of any such joint committee;

(10) To the Comptroller General, or any of his authorized representatives, in the course of the performance of the duties of the General Accounting Office; or

(11) Pursuant to the order of a court of competent jurisdiction.

§ 1901.41 Fees.

(a) No fee shall be charged for the provision of copies of records requested under the Privacy Act (5 U.S.C. 552a).

§ 1901.51 Penalties.

(a) Criminal penalties may be imposed against any officer or employee of the CIA who, by virtue of his employment, has possession of, or access to, Agency records which contain information identifiable with an individual, the disclosure of which is prohibited by the Act or by these rules, and who knowing that disclosure of the specific material is so prohibited, willfully discloses the material in any manner to any person or agency not entitled to receive it.

(b) Criminal penalties may be imposed against any officer or employee of the CIA who willfully maintains a system of records without meeting the requirements of subsection (e)(4) of the Act (5 U.S.C. 552a(e)(4)).

(c) Criminal penalties may be imposed upon any person who knowingly and willfully requests or obtains any record concerning an individual from the CIA under false pretenses.

§ 1901.61 General exemptions.

(a) Pursuant to authority granted in section (j) of the Act (5 U.S.C. 552a(j)) the Director of Central Intelligence has determined to exempt from all sections of the Act except 552a(b), (c)(1) and (2), (e)(1)(4)(A) through (F), (e)(5), (6), (7), (9), (10), and (11), and (i) the following systems of records or portions of records in a system of record:

(1) Polygraph records.

(b) Pursuant to authority granted in section (j) of the Act the Director of Central Intelligence has determined to exempt from subsections (c)(3) and (e)(3) (A through D) of the Act all systems of records maintained by the CIA.

(c) Pursuant to authority granted in subsection (j) of the Act the Director of Central Intelligence has determined to exempt from notification under subsections (e)(4)(G) and (f)(1) those portions of each and all systems of records which have been exempted from individual access under subsection (j), in those cases where the Privacy Act Coordinator determines after advice by the responsible components, that confirmation of the existence of a record may jeopardize intelligence sources and methods. In such cases the CIA may choose to neither confirm nor deny the existence of the record and may advise the individual that there is no record which is available to him pursuant to the Privacy Act of 1974.

(d) Pursuant to authority granted in subsection (j) of the Act the Director of Central Intelligence has determined to exempt from access by individuals under subsection (d) of the Act those portions and only those portions of all systems of records maintained by the CIA that:

(1) Consist of, pertain to, or would otherwise reveal intelligence sources and methods

(2) Consist of documents or information provided by foreign, federal, state, or other public agencies or authorities.

(e) Pursuant to authority granted in subsection (j) of the Act the Director of Central Intelligence has determined to exempt from judicial review under subsection (g) of the Act all determinations to deny access under section (d) of the Act and all decisions to deny notice under subsections (e)(4)(G) and (f)(1) of the Act pursuant to determination made under paragraph (c) of this section when it has been determined by an appropriate official of the CIA that such access would disclose information which would:

(1) Consist of, pertain to or otherwise reveal intelligence sources and methods;

(2) Consist of documents or information provided by foreign, federal, state, or other public agencies or authorities.

§ 1901.71 Specific exemptions.

(a) Pursuant to authority granted in subsection (k) of the Act (5 U.S.C. 552a(k)) the Director of Central Intelligence has determined to exempt from subsection (d) those portions and only those portions of all systems of records maintained by the CIA that would consist of, pertain to or would otherwise reveal information that is;

(1) Subject to the provisions of section 552(b)(1) of Title 5 U.S.C.;

(2) Investigatory material compiled for law enforcement purposes, other than material within the scope of subsection (j)(2) of the Act; *provided, however*, That if any individual is denied any right, privilege, or benefit that he would otherwise be eligible, as a result of the maintenance of such material, such material shall be provided to such individual, except to the extent that the disclosure of such material would reveal the identity of a source who furnished the information to the Government under an express promise that the identity of the source would be held in confidence, or, prior to the effective date of this section, under an implied promise that the identity of the source would be held in confidence;

(3) Maintained in connection with providing protective services to the President of the United States or other individuals pursuant to section 3056 of title 18;

(4) Required by statute to be maintained and used solely as statistical records;

(5) Investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment, military service, Federal contracts, or access to classified information, but only to the extent that the disclosure of such material would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, prior to the effective date of this section, under an implied promise that the identity of the source would be held in confidence;

(6) Testing or examination material used solely to determine individual qual-

ifications for appointment or promotion in the Federal service the disclosure of which would compromise the objectivity or fairness of the testing or examination process; or

(7) Evaluation material used to determine potential for promotion in the armed services, but only to the extent that the disclosure of such material would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, prior to the effective date of this section, under an implied promise that the identity of the source would be held in confidence.

JOHN F. BLAKE,
Deputy Director for Administration.

ADDITION TO STATEMENT OF GENERAL ROUTINE USES OF SYSTEMS OF RECORDS:

The following paragraph should be added to the statement of General Routine uses which precedes the notice of systems of records maintained by CIA:

5. A record from this system of records may be disclosed to the Office of Management and Budget in connection with the review of private release legislation as set forth in OMB Circular No. A–19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

CENTRAL INTELLIGENCE AGENCY

Privacy Act of 1974

Notice of Systems of Records

Notice is hereby given that the Central Intelligence Agency in accordance with 5 U.S.C. 552a(e)(4) and (11), Section 3 of the Privacy Act of 1974 (Public Law 93-579), proposes to adopt the notice of systems of records set forth below. Any person interested in this notice may submit written data, views, or arguments to the Privacy Act Coordinator, Central Intelligence Agency, Washington, D.C. 20505, on or before September 15, 1975. All written comments received from the public through such date will be considered by the Central Intelligence Agency before adopting a final notice.

Effective date. This notice shall be effective August 28, 1975.

Dated: August 21, 1975.

JOHN F. BLAKE
Deputy Director for Administration

STATEMENT OF GENERAL ROUTINE USES

The following routine uses apply to, and are incorporated by reference into, each system of records set forth below.

1. In the event that a system of records maintained by the Central Intelligence Agency to carry out its functions indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature, and whether arising by general statute or particular program pursuant thereto, the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether Federal, state, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

2. A record from this system of records may be disclosed, as a routine use, to a Federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to a Central Intelligence Agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, or the letting of a contract.

3. A record from this system of records may be disclosed, as a routine use, to a Federal agency, in response to its request, in connection with 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 by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on the matter.

4. A record from this system of records may be disclosed, as a routine use, in the course of presenting evidence to a court, magistrate or administrative tribunal, including disclosures to opposing counsel in the course of settlement negotiations.

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CIA—1.

System name: Applications Division Tracking System.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Agency and contract employees, employees of contractor supporting Office of Joint Computer Support, currently or formerly assigned to computer software development or maintenance projects in Applications Division.

Categories of records in the system: Documentation of hours logged on each assigned programming or overhead project.

Authority for maintenance of the system: Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Applications Division staff for periodic reporting to Applications Division management man-hours expended to develop assigned programming projects and overhead hours. Used for tracking the usage and scheduling of all resources for developing software.

Used to substantiate hours spent by contractor personnel on billable contractual activity.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic disk.

Retrievability: Name and employee number.

Safeguards: Limited to specifically designated and cleared personnel.

Retention and disposal: Records are erased when hours of activity are no longer needed by management.

System manager(s) and address:

Director, Office of Joint Computer Support
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Agency employees, contract employees, employees of contractor supporting the Office of Joint Computer Support.

CIA—2.

System name: Office of Joint Computer Support Training and Skills Inventory.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Employees, contract employees, and employees of contractors assigned to the Office of Joint Computer Support (OJCS).

Categories of records in the system: Documentation of CIA-funded training for each individual assigned to the Office of Joint Computer Support.

Documentation submitted by each individual assigned to OJCS, indicating his self-evaluation of his programming skills.

Authority for maintenance of the system: Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Assist D/OJCS in ascertaining what additional training personnel should receive.

Assist D/OJCS in the management of personnel assignments to new programming tasks.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic disk.

Retrievability: By Name.

Safeguards: Access to and use of these records is limited to those persons whose official duties require such access.

Retention and disposal: Records are purged as employees separate from OJCS via periodic updates.

System manager(s) and address:

Director, Office of Joint Computer Support
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Agency personnel and employees of contractors.

CIA—3.

System name: Computer Access File.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Agency employees having special access to Office of Joint Computer Support computer systems.

Agency cleared contractors who have been granted access to Office of Joint Computer Support computer systems.

Categories of records in the system: Individual's name, office, user identification code, badge number and computer systems to which the individual has access.

Authority for maintenance of the system: Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Office of Joint Computer Support Security Officers, computer system and data base managers, and Automated Data Processing Control Officers use the system to:

Determine computer system(s), if any, to which an individual at CIA has access.

Control access to computer systems through automated computer system verifications of individual's authorization for access to computer which he/she is attempting to use.

Determine the name, office, room number and badge number associated with the user identification code of an individual suspected of a possible violation of computer systems security procedures.

Identify individuals listed in audit trail records as having accessed a particular computer system or computer-based system of records.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic disk packs with "back-up" records on tapes and controlled hard copy computer listings used for reference. Applications and approval for access are maintained in paper files.

Retrievability: Name and user identification code.

Safeguards: Access to these records is limited to cleared persons whose official duties require such access. Personnel screening and computer system security protective mechanisms are employed to prevent unauthorized disclosure. Hard copy computer listings and paper files are maintained in combination lock safes or vaulted areas.

Retention and disposal: Records of individuals who no longer have access to Office of Joint Computer Support systems are deleted from computer-based system of records.

As changes are made and new master computer listings are generated, the paper listings are destroyed by burning and the records on magnetic media are degaussed. There is no retention of these records.

System manager(s) and address:

Director, Office of Joint Computer Support
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Employees.

Contractor employees.

CIA—4.

System name: Private Attorney Panel.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Attorneys in private practice.

Categories of records in the system: Name, address, date and place of birth, education, law firm (if any), State(s) admitted to Bar, and date and type of clearance.

Authority for maintenance of the system: Central Intelligence Agency Act of 1949, as Amended-- Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To provide a list of private attorneys for use on CIA classified projects.

To provide a referral list for those employees whose employment with CIA must be protected.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Records are stored in a combination lock safe and access is only by personnel in the Office of General Counsel.

Retention and disposal: Permanent retention.

System manager(s) and address:

General Counsel
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Attorneys, CIA employees and former employees,

Martindale-Hubbell Law Directory.

CIA—5.

System name: Legal Subject Records.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Agency employees, defectors, individual plaintiffs in litigation cases, individuals asserting claims against CIA, contractors and consultants, authors, journalists and other individuals who become involved in legal relationships or matters with CIA.

Categories of records in the system: Correspondence, affidavits, briefs and other legal documents, reports of investigation, Government forms, cables and internal CIA memoranda.

Authority for maintenance of the system: Central Intelligence Agency Act of 1949, as Amended--Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To provide factual information for legal opinions.

To provide factual information for litigation reports prepared for the Department of Justice.

To provide factual information for dealing with Agency contractors and consultants.

A record from this system of records may be disclosed as a "routine use" to a Federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to an Agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Records are stored in combination lock safes and access is only by personnel in the Office of General Counsel.

Retention and disposal: Permanent retention.

System manager(s) and address:

General Counsel
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Individuals identified in

Categories of individuals covered by the system: above, Federal agencies and other CIA records systems.

CIA—6.

System name: Career Trainee Files.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Applicants and employees selected for Career Training Program.

Categories of records in the system: Name, biographic data, test results of applicant being considered for Career Training Program. Employee name, biographic data, test results, training evaluations, correspondence, trainee progress reports and supervisor reports on trainees during their interim assignments, and memoranda for the record.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Agency officials to determine an individual's selection for the Career Training Program.

Used by Agency officials for monitoring training activity after selection.

Used by Agency officials for job placement after completion of training program.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Stored in combination lock safe; access is limited to Career Trainee Program Officers, and Personnel Officers.

Retention and disposal: Files are retained for duration of the employee's participation in the Career Training Program. Official transcripts are transferred to the Official Personnel Folder. All other material is destroyed by burning upon employee's completion of the program. Rejected applicants' files are retained for two years and then destroyed by burning.

System manager(s) and address:

Director, Office of Training
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: The sources of information in these files are Program Officers, educational institutions, and the individual.

CIA—7.

System name: Off-Campus Instructor Applicant Files.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Agency employees who are applicants for part-time instructor positions in the Agency Off-Campus Program sponsored by University of Virginia.

Categories of records in the system: Applicant forms for teaching in the Off-Campus Program.

Correspondence with University of Virginia including application approvals and rejections and documents concerning contract administration.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended–Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Agency officials to administer Instructor Program for Off-Campus college courses provided to employees.

Recommendations to University of Virginia for employing instructors.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Stored in combination lock safes. Access by CIA officials on need-to-know basis.

Retention and disposal: Records are retained for three years after termination of employment of instructor. Unsuccessful applicant files are destroyed by burning after one year.

System manager(s) and address:

Director, Office of Training
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency.s regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Employee, educational institutions, student evaluation of the instructor and the University of Virginia.

CIA—8.

System name: Agency Training Record.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Employees sponsored for training programs.

Categories of records in the system: A machine run which lists the individual's transcript of Agency-sponsored training.

Authority for maintenance of the system: Title 5, USC, Chapter 41.

Central Intelligence Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Records are used by Agency officials for processing employee requests for Agency-sponsored training.

Used by Agency officials to evaluate training requirements in connection with a proposed assignment.

Agency Career Management and Training Officers use this record as a management tool in counseling employees concerning their career development.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Machine listing.

Retrievability: By name.

Safeguards: Stored in combination lock safes. Access is restricted to Training Officers, Personnel Officers, Supervisors and the TSS/OTR Staff.

Retention and disposal: Permanent retention.

System manager(s) and address:

Director, Office of Training
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Transcripts from educational institutions, certificates of successful completion from the training facility and training reports from the individual.

CIA—9.

System name: Language Learning Center Student Files.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Employees enrolled in the Language Learning Center.

Categories of records in the system: Biographic data, test scores, training reports from instructors, training requests from sponsoring office and attendance reports.

Authority for maintenance of the system: Title 5, U.S.C. Chapter 41.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Agency officials to monitor student performance. Transcript is entered in the Agency Training Record.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Records stored in secure areas. Access on a need-to-know basis.

Retention and disposal: Retained for duration of student enrollment. Records are destroyed by burning.

System manager(s) and address:

Director, Office of Training
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Employees and instructors.

CIA—10.

System name: Language Qualifications Register.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Employees who claim a foreign language proficiency.

Categories of records in the system: Employee claim of foreign language proficiency, and identifying biographic data.

Authority for maintenance of the system: Title 5, U.S.C, Chapter 41.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Agency personnel for processing requests for foreign language training and for language proficiency cash awards.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper and magnetic tape.

Retrievability: Name and language.

Safeguards: Maintained in combination lock safes. Access on a need-to-know basis.

Retention and disposal: Record updated semiannually. Outdated paper record is destroyed by burning. Magnetic tapes are degaussed. 3

System manager(s) and address:

Director, Office of Training
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Employees.

CIA—11.

System name: Modern Language Aptitude Test Scores (MLAT).

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Selected applicants and employees who have taken the Modern Language Aptitude Test.

Categories of records in the system: Name, biographic data and test scores.

Authority for maintenance of the system: Title 5, U.S.C. Chapter 41.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Language Learning Center personnel to evaluate student potential for learning a foreign language.

Used by Personnel Officers in deciding appointment and job placement.

Aptitude test scores are provided to Foreign Service Institute when employee is enrolled in their language program.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Stored in combination lock safes; access on a need-to-know basis.

Retention and disposal: Permanent retention.

System manager(s) and address:

Director, Office of Training
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Individual.

CIA—12.

System name: External Training Files.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Employees sponsored for external training programs.

Categories of records in the system: Employee biographic data, correspondence with public and private educational institutions,

transcript and grades, training requests and administrative documents related to enrollment, employees evaluation of training course and employee Training Obligation Agreement.

Authority for maintenance of the system: Title 5, USC, Chapter 41.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Agency officials to determine employee's eligibility for Agency sponsored training.

Used by Agency officials to enroll employees in private and public educational institutions.

Used by Agency officials to evaluate courses for future enrollment of employees.

Data for Agency Training Record.

Notification of funds advanced and accountings are proved to the Office of Finance.

A record from this system of records may be disclosed as a "routine use" to a Federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to an Agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper and punch cards.

Retrievability: Name and employee number.

Safeguards: Stored in combination lock safe; access on need-to-know basis.

Retention and disposal: Retained for one year after employee completes course of instruction; records are destroyed by burning.

System manager(s) and address:

Director, Office of Training
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: The sources of information are from the individual, his sponsoring office, and the external training facility.

CIA—13.

System name: Guest Speakers.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Individuals under consideration for guest speaker engagements in CIA training courses. Individuals include members of the academic journalistic and business world as well as present and former senior Agency officials.

Categories of records in the system: Name, biographic data including academic credentials and professional background, correspondence and administrative papers and memoranda for the record.

Authority for maintenance of the system: Section 506(a), Federal Records Act of 1950, (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Assist Training Officers in curriculum development and selection of speakers for scheduled training courses.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Files are stored in a combination lock safe. Use of material is restricted to Training Officers involved in course development.

Retention and disposal: Files are maintained as long as the Agency has interest in a speaker. Records are destroyed by burning.

System manager(s) and address:

Director, Office of Training
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Individual, Agency officials, academic and private institutions, Federal agencies.

CIA—14.

System name: Equal Employment Opportunity Complainant Records.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Current or former contract, staff or detailed military personnel of the Agency as well as applicants for employment.

Categories of records in the system: Data collected by an EEO Investigator which bears on the charges of discrimination brought by the complainant. File contains sworn affidavits from the complainant, the alleged discriminating officer(s), and other individuals directly involved, as well as other documents, records, or other statistical evidence considered pertinent to the case or which assists the Agency in making its decision.

Authority for maintenance of the system: Equal Employment Opportunity Act of 1972, Public Law 92-261.

Executive Orders 11478 and 5 C.F.R., Part 713.222.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To provide information in the adjudication of complaints.

To provide information for review by the Civil Service Commission.

To provide information for Federal court review.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By complainant name.

Safeguards: Filed in combination lock safes; limited access by staff only.

Retention and disposal: Completed cases transferred to Records Center at end of each year. Held in Records Center for 10 years from date of retirement then returned to the OEEO for review and disposal.

System manager(s) and address:

Director, Equal Employment Opportunity
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Information obtained from the complainant, the alleged discriminating official, and other individuals as well as documents, records, and statistics gathered in the investigation.

CIA—15.

System name: Employee Grievance Folders.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Employee. Grievance generally filed by IG Case Number assigned by Office of Inspector General.

Categories of records in the system: Data from employees coming to Inspector General with grievances re nature of grievance, circumstance that caused grievance and how settled.

Authority for maintenance of the system: Executive Order 10987, By Regulation.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by members of the Office of the Inspector General to investigate grievance to its conclusion.

To refer or provide information in response to or by direction of a court order, or where there is an indication of a violation or potential violation of law whether civil, criminal, or regulatory in nature, to the appropriate agency charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing a statute or law, regulation or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By case number.

Safeguards: Materials are stored in combination lock safe; access limited to OIG staff members.

Retention and disposal: Inactive cases transferred to Records Center at end of each year. Held in Records Center for ten years from date of retirement, then returned to the OIG for review and disposal by burning.

System manager(s) and address:

Inspector General
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules. HP Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Information obtained from complaint and other employees when grievances are investigated.

CIA—16.

System name: Parking Permit Files.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Employees.

Categories of records in the system: Records include name, vehicle license number, office designation, location, and extension.

Authority for maintenance of the system: Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Federal Property Management Regulation D-47 (GSA).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Agency employees responsible for allocation and control of parking spaces at the Headquarters Building.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name, vehicle license number, assigned parking space number and assigned reference number.

Safeguards: Stored in safes, vaults or secure area. Access limited to staff employees.

Retention and disposal: Records marked void upon updating of information or upon cancellation of parking permit.

System manager(s) and address:

Director, Office of Logistics
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Indentification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Employees.

CIA—17.

System name: Vehicle Operators File.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Employees.

Categories of records in the system: Name, medical qualification forms, score sheets for driver's test, registers of permits issued and records regarding accidents. Accident report records include police data and investigation reports in addition to information on vehicle involved.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Agency employees for issuing official U.S. Government driver's licenses and renewals.

For review by CIA officials in accident cases.

A record from this system of records may be disclosed as a "routine use" to a Federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other per-

tinent information, such as current licenses, if necessary to obtain information relevant to any agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: Individual name or driver's permit number.

Safeguards: Physically protected in a secure area. Access is limited to employees who have the need-to-know.

Retention and disposal: Destroyed by burning three years after license is no longer valid. Accident reports are destroyed six years after case is closed.

System manager(s) and address:

Director, Office of Logistics
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Individual.

Agency officials.

Federal, State and local law enforcement agencies in cases when employee is involved in an auto accident.

CIA—18.

System name: Personal Property Claim Records.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Employees and former employees.

Categories of records in the system: Claimant name, address, nature and loss or damage to personal effects, including inventory of items.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Claims Review Board determines amount of financial loss sustained by claimant.

Reimbursement for property loss.

A record from this system of records may be disclosed as a "routine use" to a Federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to an Agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Information is stored in safes or secure areas. Access is limited to staff employees working on such cases.

Retention and disposal: Records are destroyed by burning two years after final action on case.

System manager(s) and address:

Director, Office of Logistics
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Individual concerned and various Agency staff elements involved in processing and adjudication of claims.

CIA—19.

System name: Equipment and Supplies Accountability Records

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Employees.

Categories of records in the system: Name, signature, office location, telephone extension and item of government equipment on loan or charged to the employee.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Agency officials who control and account for government nonexpendable items.

A record from this system of records may be disclosed as a "routine use" to a Federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to an Agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Physically protected in secure areas. Only employees charged with the responsibility of controlling government property have access.

Retention and disposal: Signature card is returned to individual charged upon return or item. Record is destroyed by burning after inventory adjustment to property records.

System manager(s) and address:

Director, Office of Logistics
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Individual concerned and appropriate accountable property officers.

CIA—20.

System name: Logistics Security Clearance Records.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Commercial contractors and vendors, persons in the private sector associated with the Agency, and individuals in other government agencies contacted for liaison purposes.

Categories of records in the system: Biographic data including name, address, position, and security clearance held.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by staff employees in conducting Agency business with the commercial sector and liaison with other government agencies.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By individual or company name.

Safeguards: Information stored in safes, vaults or secure areas. Access is limited to staff employees with the need-to-know.

Retention and disposal: Records destroyed upon expiration of clearance. Clearances may be revalidated three years after initial approval.

System manager(s) and address:

Director, Office of Logistics
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Information obtained from individual concerned and certification of clearance from Office of Security.

CIA—21.

System name: Privacy Act Requesters.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: U.S. citizens and aliens lawfully admitted for permanent residence.

Categories of records in the system: Files contain all correspondence and other documents related to the receipt, processing and final disposition of requests received by the Agency for information under the Privacy Act of 1974.

Authority for maintenance of the system: Privacy Act of 1974—Public Law 93-579.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To provide information for compiling an annual report (beginning 30 April 1976) for the Office of Management and Budget as required by the Act.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Files are stored in combination lock safes; access is on a need-to-know basis.

Retention and disposal: Permanent retention.

System manager(s) and address:

Chief, Information Review Staff
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: U.S. citizens.

Aliens lawfully admitted for permanent residence.

CIA—22.

System name: Freedom of Information Act Requesters.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Individual who makes requests to CIA under the Freedom of Information Act.

Categories of records in the system: Files contain all correspondence and other documents related to the receipt, processing and final disposition of requests received by the Agency for information under the Freedom of Information Act, 1974.

Authority for maintenance of the system: Freedom of Information Act of 1974 as Amended.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To provide information for compiling reports required under the Freedom of Information Act.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Files are stored in combination lock safes; access is on a need-to-know basis.

Retention and disposal: Permenent retention.

System manager(s) and address:

Chief, Information Review Staff
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Individuals.

CIA—23.

System name: Polygraph Files.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Applicants for employment, employees, and certain individuals considered for assignment to the Agency.

Categories of records in the system: Polygraph report, charts, and notes.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Executive Order 10450.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by the Office of Security to make determinations of security eligibility for employment pursuant to Executive Order l0450.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper and tape cassettes.

Retrievability: By name.

Safeguards: Files are maintained in a vault; access is permitted only while in the custody of polygraph staff members.

Retention and disposal: Indefinite. Records are destroyed by burning when they become inactive.

System manager(s) and address:

Director, Office of Security
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: The source of all information obtained is from the polygraph interviews.

Systems exempted from certain provisions of the act: Pursuant to authority granted in Section (j) of the Act (5 U.S.C. 552a(j)), the Director of Central Intelligence has determined to exempt polygraph records from all sections of the Act except 552a (b), (c)(1) and (2), (e)(1), (e)(4) (A) through (F), (e)(5), (6), (7), (9), (10), and (11), and (i). These records are exempted to prevent access, accountability, and judicial review of records which intimately reveal an Agency security method.

CIA—24.

System name: Supplemental Personnel (Soft) Files.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Current or former staff or contract employees and detailed military personnel.

Categories of records in the system: Memoranda of discussions, working copies of personnel and contract actions including procedural checklists, performance appraisals, travel and shipping orders. Information concerning conduct, training, special qualifications or restrictions, dependency and residence, emergency notifications, biographic data, Letters of Instruction. Also, cables and dispatches of administrative and operational significance, and photographs.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used as a supplement to the official personnel folders by authorized operating officials to facilitate and expedite processing or procedural requirements and transactions of employees.

Serves as a management tool for administrative and operating officials for purposes of employee assignment, promotion, and career development considerations and determinations.

To refer or provide information in response to or by direction of a court order, or where there is an indication of a violation or potential violation of law whether civil, criminal, or regulatory in nature, to the appropriate agency charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing a statute or law, regulation or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Files are maintained in vaulted areas or approved metal filing cabinets; file release is on a controlled-loan basis to authorized officials.

Retention and disposal: Retained one year after separation from the Agency when material of soft file is reviewed to determine and destroy any duplicate records which are contained in the official personnel folder, and ensure filing of material in operational files, as appropriate.

System manager(s) and address:

Chief, DDI Management Staff
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Employee.

Career Service Panel.
Agency officials.

CIA—25.

System name: Supplemental Personnel (Soft) Files.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Current or former staff or contract employees and detailed military personnel.

Categories of records in the system: Memoranda of discussions, working copies of personnel and contract actions including procedural checklists, performance appraisals, travel and shipping orders. Information concerning conduct, training, special qualifications or restrictions, dependency and residence, emergency notifi-

cations, biographic data, Letters of Instruction. Also, cables and dispatches of administrative and operational significance, and photographs.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used as a supplement to the official personnel folders by authorized operating officials to facilitate and expedite processing or procedural requirements and transactions of employees.

Serves as a management tool for administrative and operating officials for purposes of employee assignment, promotion, and career development considerations and determinations.

To refer or provide information in response to or by direction of a court order, or where there is an indication of a violation or potential violation of law whether civil, criminal, or regulatory in nature, to the appropriate agency charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing a statute or law, regulation or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Files are maintained in vaulted areas or approved metal filing cabinets; file release is on a controlled-loan basis to authorized officials.

Retention and disposal: Retained one year after separation from the Agency when material of soft file is reviewed to determine and destroy any duplicate records which are contained in the official personnel folder, and ensure filing of material in operational files, as appropriate.

System manager(s) and address:

Chief, Personnel Officer, DDS&T
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Employee.

Career Service Panel.
Agency officials.

CIA—26.

System name: Supplemental Personnel (Soft) Files.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Current or former staff or contract employees and detailed military personnel.

Categories of records in the system: Memoranda of discussions, working copies of personnel and contract actions including procedural checklists, performance appraisals, travel and shipping orders. Information concerning conduct, training, special qualifications or restrictions, dependency and residence, emergency notifications, biographic data, Letters of Instruction. Also, cables and dispatches of administrative and operational significance, and photographs.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used as a supplement to the official personnel folders by authorized operating officials to facilitate and expedite processing or procedural requirements and transactions of employees.

Serves as a management tool for administrative and operating officials for purposes of employee assignment, promotion, and career development considerations and determinations.

To refer or provide information in response to or by direction of a court order, or where there is an indication of a violation or potential violation of law whether civil, criminal, or regulatory in nature, to the appropriate agency charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing a statute or law, regulation or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Files are maintained in vaulted areas or approved metal filing cabinets; file release is on a controlled-loan basis to authorized officials.

Retention and disposal: Retained one year after separation from the Agency when material of soft file is reviewed to determine and destroy any duplicate records which are contained in the official personnel folder, and ensure filing of material in operational files, as appropriate.

System manager(s) and address:

Career Management Officer/DDA
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Employee.

Career Service Panel.
Agency officials.

CIA—27.

System name: Supplemental Personnel (Soft) Files.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Current or former staff or contract employees and detailed military personnel.

Categories of records in the system: Memoranda of discussions, working copies of personnel and contract actions including procedural checklists, performance appraisals, travel and shipping orders. Information concerning conduct, training, special qualifications or restrictions, dependency and residence, emergency notifications, biographic data, Letters of Instruction. Also, cables and dispatches of administrative and operational significance, and photographs.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used as a supplement to the official personnel folders by authorized operating officials to facilitate and expedite processing or procedural requirements and transactions of employees.

Serves as a management tool for administrative and operating officials for purposes of employee assignment, promotion, and career development considerations and determinations.

To refer or provide information in response to or by direction of a court order, or where there is an indication of a violation or potential violation of law whether civil, criminal, or regulatory in nature, to the appropriate agency charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing a statute or law, regulation or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Files are maintained in vaulted areas or approved metal filing cabinets; file release is on a controlled-loan basis to authorized officials.

Retention and disposal: Retained one year after separation from the Agency when material of soft file is reviewed to determine and destroy any duplicate records which are contained in the official personnel folder, and ensure filing of material in operational files, as appropriate.

System manager(s) and address:

Chief, Services Staff, DDO
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Employee.

Career Service Panel.
Agency officials.

CIA—28.

System name: Supplemental Personnel (Soft) Files.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Current or former staff or contract employees and detailed military personnel.

Categories of records in the system: Memoranda of discussions, working copies of personnel and contract actions including procedural checklists, performance appraisals, travel and shipping orders. Information concerning conduct, training, special qualifications or restrictions, dependency and residence, emergency notifications, biographic data, Letters of Instruction. Also, cables and dispatches of administrative and operational significance, and photographs.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used as a supplement to the official personnel folders by authorized operating officials to facilitate and expedite processing or procedural requirements and transactions of employees.

Serves as a management tool for administrative and operating officials for purposes of employee assignment, promotion, and career development considerations and determinations.

To refer or provide information in response to or by direction of a court order, or where there is an indication of a violation or potential violation of law whether civil, criminal, or regulatory in nature, to the appropriate agency charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing a statute or law, regulation or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Files are maintained in vaulted areas or approved metal filing cabinets; file release is on a controlled-loan basis to authorized officials.

Retention and disposal: Retained one year after separation from the Agency when material of soft file is reviewed to determine and destroy any duplicate records which are contained in the official personnel folder, and ensure filing of material in operational files, as appropriate.

System manager(s) and address:

Administrative Officer, Office of the DCI
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Employee.

Career Service Panel.
Agency officials.

CIA—29.

System name: Manpower Control System.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Current and former Agency personnel and military or civilian personnel on detail to the Agency.

Contract employees since January 1969.

Applicants in process for employment for whom clearance has been requested.

Recipients of Agency awards.

Participants, and beneficiaries designated by deceased employees who were participants, in the Agency's retirement system and Voluntary Investment Plan.

Categories of records in the system: Data on employment history, fitness reports, qualifications and skills, insurance and medical benefits, retirement status, Voluntary Investment Plan accounts, emergency designees, home and work addresses, Agency awards, military reserve data, cases in process for employment, ceilings, position and staffing patterns.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Central Intelligence Agency Retirement Act of 1964 for Certain Employees, as Amended—Public Law 88-643.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To provide statistical reports for CIA management on strength, distribution and utilization of manpower, average grades and salaries, minorities, projected retirements, profiles of Agency skills and qualifications, comparative rates on promotions, separations, new employees, reasons for separations.

To provide rosters and statistics for heads of Career Services to assist them in administering their career development and evaluation programs, including promotion rates and headroom, fitness report ratings, qualifications, changes in their Career Services.

To provide staffing patterns, grade and salary data for office heads required for staffing and budget projections.

To provide salary, leave, benefits and entitlements for the payroll system.

To provide rosters and statistics for components within the Office of Personnel responsible for administering recruitment, hospitalization, insurance, retirement, and Volunteer Investment Programs.

To provide records of employees entering on duty and employee separations and current status tapes or rosters to Agency components of concern.

To provide statements of accounts to employees.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic tape and disk.

Retrievability: By name, employee number, organization code or position number.

Safeguards: Tapes and disks are maintained in a special room in a vaulted area with access only by specia badge. All tapes are under control of a tape librarian. Each tape has a "security" profile which the requester of the tape must match. All requests for recurring or special reports must be approved by the Chief of the Statistical Reporting Branch or his authorized designee. Data is released only as related to personnel under the requester's direct supervision and control or to individuals responsible for administering a particular Agency program. On-line query to the system is limited to personnel responsible for the maintenance, update, and preparation of input data to the system and to employees in the Statistical Reporting Branch by controlled password.

Retention and disposal: Permanent retention of subsystems currently in operation. When system is fully operational, a record schedule, including disposal, will be implemented.

System manager(s) and address:

Director, Office of Personnel
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Applicants, employees and parent Federal agency of detailee.

CIA—30.

System name: Applicant Files.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Persons who apply for employment with CIA.

Categories of records in the system: Personal, medical and employment history statements, educational transcripts, personal references, interview reports, test results, correspondence, photographs, review comments, and processing records.

Authority for maintenance of the system: Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

National Security Act of 1947, As Amended—Public Law 80-253.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used to review applicant's qualifications for CIA position; for security background investigation; and for medical screening for determination by authorized Agency official to offer employment.

A record from this system of records may be disclosed as a "routine use" to a Federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to an Agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benfit.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper and microfilm.

Retrievability: By name.

Safeguards: Approved containers or area when not in use—controlled loans to authorized officials.

Retention and disposal: Applicant files placed in process for employment but subsequently cancelled are retained up to two years and destroyed by burning. Files on applicants who may be of interest at a later date are retained indefinitely.

System manager(s) and address:

Director, Office of Personnel
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Applicant.

Educational institutions.
Physicians.
Letters of Reference.
Agency officials.
Federal agencies.

CIA—31.

System name: Current Employees and Former Employees (official Personnel files and records related thereto).

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Current or former staff or contract employees and detailed military and civilian personnel, and current and former members of Advisory Groups.

Categories of records in the system: Personal and employment history statements, personnel actions, fitness reports, commendations, biographic profile, retirement status, training, emergency/casualty cases, awards, travel arrangements, medical and insurance claims, correspondence, qualification registers, photographs, and information relating to the suitability and fitness of the individual, complaints and grievances, external employment assistance, Voluntary

Investment Plans, financial and educational assistance, recreation programs, exit processing, United Givers and Savings Bond, blood donors.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Central Intelligence Agency Retirement Act of 1964 for Certain Employees, as Amended—Public Law 83-643.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To administer personnel assignments, performance evaluations, promotions, adverse actions, counseling, retirement determinations of qualifications, separations, medical or insurance claims, statistical reports, and otherwise make decisions on the rights, benefits or entitlements, and utilizations of individuals.

To prepare transcripts in response to a request from another government agency relative to employment considerations by that agency. Employment and credit verifications. To update the Agency Qualifications Record System. To refer or provide information in response to or by direction of court order or where there is an indication of a violation or potential violation of law whether civil, criminal, or regulatory in nature to the appropriate agency charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute or rule, regulation, or order issued pursuant thereto.

To provide a data source for production of summary descriptive statistics and analytical studies in support of the function for which the records are collected and maintained, or for related personnel management functions or manpower studies; or to locate specific individuals for personnel research or other personnel management functions.

To respond to inquiries from attorneys and insurance companies relative to litigation of an accident claim.

A record from this system of records may be disclosed as a "routine use" to a Federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to an Agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper and microfilm.

Retrievability: By name.

Safeguards: Files are maintained in vaulted areas or approved metal filing cabinets; file release is on a controlled-loan basis to authorized officials.

Retention and disposal: Agency portion of the official file is destroyed by burning 75 years after birth of employee or 60 years after date of earliest document.

System manager(s) and address:

Director, Office of Personnel
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Other government agencies.

Educational institutions.
Employee.
Agency of?icials.

CIA—32.

System name: Consultant and Independent Contractor Records.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Consultants and independent contractors who are generally self-employed and who are engaged under contract to provide technical, management and scientific advice and services to the Agency.

Categories of records in the system: Performance evaluations, administrative documents on compensation and benefit commitments, termination agreements and correspondence, biographic data, appointment or contract data.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To administer contractual provisions—benefits, compensation, transportation, termination; performance evaluation, references, and to otherwise make decisions on the rights, benefits or entitlements and utilizations of the individual.

As a source for managerial statistical and analytical studies, and other related personnel management functions or manpower studies.

A record from this system of records may be disclosed as a "routine use" to a Federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to an Agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper and microfilm.

Retrievability: By name.

Safeguards: Files are maintained in vaulted areas or approved metal filing cabinets; file release is on a controlled-loan basis to authorized officials, maintained during active employment and retained after separation in accordance with established record disposal schedules.

Retention and disposal: Retained for 75 years and then destroyed by burning.

System manager(s) and address:

Director, Office of Personnel
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505. Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Individual.

Agency officials.
References as indicated by the individual.

CIA—33.

System name: Prospective Contributors ?or the Collection of Foreign Intelligence.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Individuals who voluntarily indicate a willingness to contribute to Foreign Intelligence.

Categories of records in the system: Psychological assessment data.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Agency officials use the psychological assessment data to assist them in reaching a decision concerning an affiliation with the Agency.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper form; converted to microfilm after two years.

Retrievability: By name.

Safeguards: Files are stored in security approved containers. Access is on a need-to-know basis.

Retention and disposal: Files are maintained for two years then microfilmed. Files are destroyed by burning after microfilming.

System manager(s) and address:

Director, Office of Technical Service
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Individuals and Agency officials.

CIA—34.

System name: Clinical and Psychiatric Files (Employees).

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: CIA employees and their dependents; military and Federal civilian employees to CIA detailees and their dependents; and retired or separated employees and their dependents.

Categories of records in the system: Contains all physical examinations, laboratory data, X-rays, private physician reports, reports of on-the-job injuries and illnesses; results of psychiatric screening and testing; reports of psychiatric interviews; records of immunizations, and related medical material.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Title 5, U.S.C., Section 7901.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: By Agency personnel for evaluation of suitability for assignment, fitness-for-duty, health maintenance and in reviewing applications for medical disability retirement.

By the Civil Service Commission in the case of an employee under that system who applied for medical disability.

By the Office of Workers' Compensation Programs, Department of Labor, in the case of an employee who applies for its compensation.

To provide information to Federal agencies for employees who are being assigned or detailed to those agencies.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Files are maintained in paper form filed in an identifying jacket. Certain information—medical history, laboratory and assignment data—are contained on magnetic tape and punch cards. Printouts from the automated data processing are filed in the subject's medical file.

Retrievability: Access is by a file identification number which is, in turn, cross referenced to a name.

Safeguards: Files are stored in vaulted main file room. During periods when files are undergoing active processing they are secured in locked safes. Unauthorized entry into the vaulted file room is controlled via an alarm system. Access to computer information is controlled by limiting the number of medical personnel approved for such access by an identifying password. Access to the main vault file room, locked safes and the Agency Records Center is controlled by limiting the number of personnel authorized such access.

Retention and disposal: Files are retained until such time as the employee retires or separates from the Agency—at which time, they are retired to the Agency Records Center. To meet statutory requirements, they are then retained for a period of 75 years from date of birth. Destruction of records will be accomplished through burning. Magnetic tapes are degaussed.

System manager(s) and address:

Director, Office of Medical Services
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: The individual supplies his/her medical history and additional information is developed through routine medical processing.

Reports from private physicians and/or medical facilities when permission is granted by the individual concerned.

CIA—35.

System name: Clinical and Psychiatric Files (Applicants).

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Applicants for Agency Employment.

Categories of records in the system: Contains all physical examinations, laboratory data, X-rays, private physician reports, reports of previous on-the-job injuries and illnesses, results of psychiatric screening and testing, reports of psychiatric interviews, records of immunizations, and related medical material.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Title 5, U.S.C., Section 7901.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Office of Medical Services to evaluate the medical suitability of applicants for employment.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper and X-ray film.

Retrievability: By name.

Safeguards: Files are stored in vaulted main file room. During periods when files are undergoing active processing they are secured in locked safes. Unauthorized entry into the vaulted file room is controlled by an alarm system. Access to computer information is controlled by limiting the number of medical personnel approved for such access by an identifying password. Access to the main vault file room, locked safes and the Agency Record Center is controlled by limiting the number of personnel authorized such access.

Retention and disposal: Successful applicant files are converted to employee files. Files are retained until such time as the employee retires or separates from the Agency—at which time, they are then retired to the Agency Record Center. To meet statutory requirements, they are then retained for a period of 75 years from date of birth. Destruction of records is accomplished through burning. Applicant files not processed are retained for a period of two years; records are then destroyed by burning.

System manager(s) and address:

Director, Office of Medical Services
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: The individual supplies his/her medical history and additional information is developed through routine medical processing. Reports from private physicians and/or medical facilities when written permission is granted by the individual concerned.

CIA—36.

System name: Medical Facilities and Physicians.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Lists of medical facilities and names of physicians in the Metropolitian Washington area.

Categories of records in the system: Name, business address, and phone numbers of physicians and medical facilities.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Title 5, U.S.C., Section 7901.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To provide information to employees upon request for external medical referral.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name, facility, and medical specialty.

Safeguards: Maintained in locked file cabinets. Access on a need-to-know basis.

Retention and disposal: Lists are continuously maintained. When updated, old lists are destroyed by burning.

System manager(s) and address:

Director, Office of Medical Services
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules. HP Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereo?, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Agency physicians and contract medical personnel.

CIA—37.

System name: Psychological Test Data Files.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Applicants, CIA employees and dependents, detailees and dependents, retired or separated employees and dependents.

Categories of records in the system: Results of psychological testing and assessment reports.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: In the case of employees, dependents and detailees, to determine the individual's skills and aptitudes and suitability for a particular assignment or training as distinct from his general suitability for employment (psychiatric screening).

Data developed to validate new tests and techniques as part of on-going research efforts.

To prepare reports which summarize test results and to assist Agency officials in selection of candidates for employment and career management planning for employees.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper, microfilm, magnetic tape and punch cards.

Retrievability: By name.

Safeguards: Medical files are stored in vaulted main file room. During periods when files are undergoing active processing they are secured in locked safes. Access to computer information is controlled by limiting the number of medical personnel approved for such access by an identifying password. Access to the main vault file room, locked safes and the Agency Records Center is controlled by limiting the number of personnel authorized such access.

Retention and disposal: Files on employees, dependents and detailees are retained in Headquarters until retirement or separation at which time they are retired to the Agency Records Center, where they are retained 30 years and then destroyed by the Records Center by burning. Successful applicants' files are treated the same as employees. Unsuccessful applicant files are retained for a period of five years and then destroyed by burning.

System manager(s) and address:

Director, Office of Medical Services
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: The individual through the completion of a variety of psychological tests and interview sessions with Agency medical officers.

CIA—38.

System name: Congressional Liaison Records.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Matters of liaison with Congressional Offices are filed in the name of the member of the Office involved.

Categories of records in the system: Liaison record.

Correspondence file.
Newspaper and publication clippings.

Authority for maintenance of the system: Section 506(a), Federal Records Act 1950, (44 U.S.C, Section 3101)

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Handle requests from members and Committees.

Coordinate Agency position on proposed legislation.
Prepare Agency position papers.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By the name of the Member of Congress.

Safeguards: All records are stored in a combination lock safe; access is restricted only to OLC personnel.

Retention and disposal: Records are screened before transferral to the secondary records holding area and any documents of a temporary nature are removed and destroyed by use of the Agency classified waste disposal system. Records are destroyed in keeping with applicable regulations except in cases where this office is the office of record, in which case they are kept for permanent retention.

System manager(s) and address:

Legislative Counsel
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Agency officials.

Offices of Members of Congress, Congressional committees and other Government agencies.

CIA—39.

System name: Publications About CIA.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Authors of publication, CIA employees, and other individuals mentioned in newspaper articles about CIA.

Categories of records in the system: Newspaper articles:

By-lined articles mentioning CIA.
Articles mentioning CIA.

Correspondence concerning arrangements for press interviews with CIA officers.

Authority for maintenance of the system: Section 506(a), Federal Records Act 1950 (44 U.S.C., Section 3101.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by Agency officials researching articles on the CIA.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Files are stored in a vaulted room; access upon request on a need-to-know basis.

Retention and disposal: Files are maintained for 25 years after which time they are reviewed and destroyed by burning.

System manager(s) and address:

Assistant to the Director
Office of the Director
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Newspaper articles and correspondence.

CIA—40.

System name: CIA Authors File.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: CIA employees (current and past) who have published commercially.

Categories of records in the system: Name of author and title and source of publication.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used for author display exhibit in CIA Library.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Manual card file.

Retrievability: By name of author.

Safeguards: Located in limited access building.

Retention and disposal: Begun about 1970; continuation will depend upon utility; no file destruction to date.

System manager(s) and address:

Director, Central Reference Service
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Individual authors.

CIA—41.

System name: Intelligence in Public Literature File.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Individuals who have written on the general topic of intelligence and have been reviewed in the public media; individuals identified as being involved in intelligence activities.

Categories of records in the system: Media articles on personalities and events relating to subject of intelligence.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used to provide Agency and other USIB components a ready-reference file on open literature relating to intelligence.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: File folders and archives boxes of media articles.

Retrievability: By name of author or general topics.

Safeguards: File is open to any Agency or Intelligence Community employee on an official task; requests for access to classified portions are screened on the basis of o?ficial "need-to-know."

Retention and disposal: Articles and topics are discarded when no longer used.

System manager(s) and address:

Director, Central Reference Service
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Foreign and domestic news media; intelligence reports.

CIA—42.

System name: Library Open Literature Ready Reference File.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Individuals appearing in news media.

Categories of records in the system: Articles concerning individuals of intelligence interest.

Authority for maintenance of the system: National Security Act of 1949, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To provide traditional library reference service to Agency officials. It serves as an adjunct to standard published reference works and supplies information not otherwise readily available.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Hard copy file of media articles.

Retrievability: By subject, organization or personal name; some are retrievable by a manual or a computer index to the file.

Safeguards: Requests for information are screened for appropriateness.

Retention and disposal: Articles and categories are discarded when no longer needed.

System manager(s) and address:

Director, Central Reference Service
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Foreign and domestic news media.

CIA—43.

System name: Briefing Program File.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Those individuals, both foreign and U.S., who have visited CIA for official briefings under the CIA Briefing Program.

Categories of records in the system: Names, dates of visits, and parent organizations of visitors.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used in planning briefing programs.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: 3 x 5 index cards.

Retrievability: By name.

Safeguards: Kept in secure area; only authorized officials have access to the file.

Retention and disposal: Retained for 5 years from date of briefing; then record is destroyed by burning.

System manager(s) and address:

Chief, Collection Guidance
and Assessments Staff
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Official correspondence from parent organizations of individuals to be briefed.

CIA—44.

System name: Foreign Map Sources Files.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Selected U.S. and foreign individuals and firms having a potential to provide foreign maps.

Categories of records in the system: Names, extracts from open literature, intelligence reports, records of map acquisitions.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To provide information in support of foreign map acquisition.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Kept in secure area; only authorized personnel have access.

Retention and disposal: Indefinite; periodically purged.

System manager(s) and address:

Director, Office of Geographic and
Cartographic Research
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Individuals, intelligence reports, open literature.

CIA—45.

System name: Soviet-U.S. Contacts File.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Prominent U.S. citizens, such as members of Congress and high-ranking government officials, who have met prominent Soviets at meetings reported in the press.

Categories of records in the system: Names and titles of individuals, dates and places of meetings, subjects discussed as reported in the Soviet and U.S. press.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used to prepare briefing material for U.S. officials who plan to visit the USSR or hold discussions with Soviets in the United States.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Computer tapes and paper.

Retrievability: Name of Soviet or U.S. participants, date, general subject, and locations of meetings.

Safeguards: Requests for information are screened for appropriateness. Files are stored in combination locked safes.

Retention and disposal: File started in 1974 and still considered experimental; continuation will depend upon utility; no file destruction to date.

System manager(s) and address:

Director, Central Reference Service
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13).

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Soviet and U.S. press.

CIA—46.

System name: Academic Relations File.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Scholars with whom the DDI maintains contact for the purpose of exchanging research and analyses.

Categories of records in the system: Names and addresses.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Reference for correspondence; mailing of unclassified Agency publications.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: 5 x 8 index cards.

Retrievability: By name.

Safeguards: Kept in secure area; only authorized officials have access.

Retention and disposal: Indefinite; periodically purged.

System manager(s) and address:

Coordinator for Academic Relations
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32 CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Correspondence and personal contact.

CIA—47.

System name: Professors and Placement Officers of Selected Colleges.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Those key individuals in selected colleges who may be able to assist the Office of Economic Research in its professional recruiting effort for economics analysts.

Categories of records in the system: Names and parent organizations.

Authority for maintenance of the system: Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used in Office of Economic Research recruiting program.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: List.

Retrievability: By name.

Safeguards: Kept in secured area; only authorized officials have access.

Retention and disposal: Indefinite; periodically purged.

System manager(s) and address:

Director, Office of Economic Research
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Professional contacts established by the Office of Economic Research and Agency recruiters.

CIA—48.

System name: Cryptographic Access File.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Agency staff personnel, contract employees, and contractor employees who have been authorized access to cryptographic information.

Categories of records in the system: Biographic information including name, date of birth, social security number, and Agency component or commercial employer and date of clearance of person being granted access.

Authority for maintenance of the system: Executive Order 10450.

Public Law 81-513, dated 13 May 1950.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Control and accountability of cryptographic access clearances.

Certify to Agency officials and to other agencies and private contractors names of individuals who possess a cryptographic clearance.

Users of this information are the Office of Security and Office of Communications.

A record from this system of records may be disclosed as a "routine use" to a Federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to an Agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper and computer.

Retrievability: By name.

Safeguards: Information on paper media is stored in combination lock safes or in a secure area; access is limited to authorized employees on a need-to-know basis. Information stored on the computer system is subject to safeguards established by the Office of Security.

Retention and disposal: Paper files are retained until the clearance is rescinded. Destruction of paper records is accomplished through burning. Computer records are revised when clearance is rescinded.

System manager(s) and address:

Director, Office of Communications
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: The source of biographic information is the Office of Security or official correspondence notifying Office of Communications of a change in the individual's status.

Employee.

CIA—49.

System name: Directorate of Operations Records System.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Individuals who are of foreign intelligence or foreign counterintelligence interest to the CIA, either because of their actual, apparent, or potential association with foreign intelligence or foreign counterintelligence activities, or because they are of actual or potential use to CIA.

Categories of records in the system: Categories of records include administrative, management and policy, personality, operational, and impersonal subjects based primarily on foreign intelligence and foreign counterintelligence reports.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Immigration and Nationality Act, as Amended—Public Law 82-414.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To provide information within CIA and to selected Federal agencies and military departments for the conduct of foreign intelligence operations.

To provide information within CIA and to the FBI, other selected Federal agencies, and military departments for the conduct of foreign counterintelligence operations.

To conduct national Agency name checks for other agencies as required by National Security Council Directive and the Immigration and Nationality Act of 1952 in the interest of the security of the United States.

To provide information to the Immigration and Naturalization Service.

A record from this system of records may be disclosed as a "routine use" to a Federal, state or local agency maintaining civil, criminal or other relevant enforcement information or other pertinent information, such as current licenses, if necessary to obtain information relevant to an Agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

To provide information to U.S. and, through established liaison channels, selected foreign government agencies in national security or criminal cases.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper, microforms, and magnetic media.

Retrievability: By name.

Safeguards: Strict controls have been imposed to minimize the risk of compromising information held. Employees are allowed access to the index and files only after undergoing special training. There are degrees of compartmentation which are designed to limit access to information on a strict "need-to-know" basis. Records are kept of each disclosure of a record to another agency as required by this act.

Retention and disposal: Retention is based on approved records disposition schedules. Destruction is by pulping, degaussing, or burning.

System manager(s) and address:

Chief, Services Staff, DDO
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Other U.S. agencies and organizations.

Foreign sources and individuals.
Predecessor organizations.
Overt publications.
Private citizens.
State and local agencies.

CIA—50.

System name: Financial Records.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Staff, contract personnel, consultants and independent contractors.

Categories of records in the system: Records required to administer compensation payments, payments to CIA Retirement System (CIARDS) annuitants, authorized or required payroll deductions or contributions for Federal, state and city income tax, retirement, insurance, Credit Union, etc., and leave entitlements. Personnel actions, contracts, W-4s, W-2s, withholding authorizations, banking instructions for dissemination of employees' salary checks.

Official travel orders, record of funds advanced and transportation furnished, copies of travel claims and accountings.

Records and statements concerning the status of funds advanced to individuals for official purposes.

Correspondence and copies of all financial documentation accumulated in the collection and settlement of amounts due the Agency from former employees.

Financial accounts and records concerning employees'/ former employees' participation in the Voluntary Investment Plan. Membership application, payroll deduction authorization, quarterly status statement, funds withdrawal requests.

Certifying officers; contracting officers; and authorizing letter and signature card.

Authority for maintenance of the system: Central Intelligence Agency Retirement Act of 1964 for Certain Employees, as Amended—Public Law 88-643.

Central Intelligence Agency Act o? 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by CIA personnel to fulfill statutory requirements with regard to the computation, payment, and recording of compensation due Agency personnel and annuities due to CIARDS annuitants and to report Federal, state, and local taxing authorities tax information as required by law; used by CIA officials to report and remit to appropriate Federal, state, and local agencies tax withholdings, individual and CIA contributions for retirement, life and health insurance programs, and other deductions as required or authorized by the individual.

Used by CIA personnel concerned with the administration, processing, audit and certification of travel and transportation accounts.

Used by CIA personnel as an administrative control to ensure that official funds advanced to individuals are properly and fully accounted for.

Used by CIA personnel to pursue and document efforts made to collect amounts due the Agency from former Agency personnel.

Used by CIA personnel in the financial administration of the Voluntary Investment Plan and to inform participants of their equity in the Plan.

Used within CIA by Agency personnel charged with responsibility for determining that the commitment and expenditure of Agency funds is authorized, approved, and certified by officials to whom such authority has been delegated.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper, punch cards, microfilm, magnetic tape and disks.

Retrievability: By name, employee number, and component of assignment.

Safeguards: Records are located in either vaulted, limited access areas or in combination lock safes. Access to the records is strictly limited to Agency personnel who either work with the records or have an official need for the information.

Retention and disposal: Method of disposal is by burning, degaussing or shredding, whichever is the most appropriate for the particular medium in which the record is maintained. Records are retained in accordance with established record disposal schedules.

System manager(s) and address:

Director, Office of Finance
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Individuals and Agency officials.

CIA—51.

System name: Security Duty Office Event Reports.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Individuals who contact the Security Duty Office.

Categories of records in the system: Name, date and subject matter of contact by individual.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Brief senior Security Officers concerning contacts made by individuals and events involving the Agency and Agency facilities.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Records are maintained in office which is manned on a 24-hour basis. Information is disclosed to Agency officials on a need-to-know basis.

Retention and disposal: Records are maintained only for time period when subject is of interest to the Agency. Records are destroyed by burning.

System manager(s) and address:

Director, Office of Security
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: General public, employees and Federal, state and local officials.

CIA—52.

System name: Special Clearance System.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Federal, civilian and military personnel and representatives from private industry who possess special access clearances.

Categories of records in the system: Name, date of birth, social security number, date of background investigation, organization, and clearances held.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To certify throughout the Intelligence Community and related industry the individuals whose names are contained in this Special Register for purposes o? controlling access to special classified materials.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Cards, computer tapes and paper.

Retrievability: By name, social security number, and organization.

Safeguards: The records are stored in a secure area. Access to the storage area is restricted to those who have the proper clearances and have a need-to-know.

Retention and disposal: The records are kept as long as an individual possesses special access clearances. Records are destroyed when individual is debriefed of special clearance(s). Paper records are burned; magnetic tapes are degaussed.

System manager(s) and address:

Director, Office of Security
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Agency personnel, and other Federal agencies, and private industry.

CIA—53.

System name: Liaison Contact Files.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Federal civilian and military personnel with whom various Agency personnel conduct liaison.

Categories of records in the system: Individual's name, date of birth, and level of clearance held.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Certification to Agency officials the level of clearance held by the individual at his parent organization or level of approval of liaison clearance.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: The records are stored in a secure area. Access to the area is restricted to authorized Office of Security employees.

Retention and disposal: The records are kept for three years and then destroyed by burning, except when there is a documented request to continue the liaison.

System manager(s) and address:

Director, Office of Security
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Federal civilian and military departments.

CIA—54.

System name: Central Badge System.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Agency employees and individuals who required building access badges.

Categories of records in the system: Name, date and place of birth, social security number, photographs and fingerprints.

Authority for maintenance of the system: Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

National Security Act of 1947, as Amended—Public Law 80-253.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Used by the Office of Security to identify and control access to Agency facilities.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper, photographs and magnetic media.

Retrievability: Name and badge number.

Safeguards: Records are maintained in vault. Access is limited to individuals on need-to-know basis.

Retention and disposal: Retained for duration of employment or association with the Agency. Records are destroyed by burning two years after resignation or termination of the association.

System manager(s) and address:

Director, Office of Security
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Employee records and/or the individual requesting identification badge.

CIA—55.

System name: Occupational Accident Report Records.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Agency employees and other individuals associated with the Agency who have completed an accident report form.

Categories of records in the system: Name, organizational affiliation, age, and report of accident and investigative report.

Authority for maintenance of the system: Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Section 19(a), Occupational Safety and Health Act of 1970—Public Law 91-596.

Executive Order 11807.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: To determine accident causes and recommend remedial actions.

To prepare briefings on Agency accident experience.

To prepare quarterly and annual statistic reports for the Department of Labor.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: Records are stored in a secure area approved for material up through Secret.

Retention and disposal: Retain for five years and then destroy by burning.

System manager(s) and address:

Director, Office of Security
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Employees and Agency affiliated personnel.

CIA—56.

System name: Security Analysis Records.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Any individual who comes to the attention of the Agency because of a counterintelligence interest that concerns Agency personnel or Agency security.

Categories of records in the system: Biographic information and data concerning an individual's involvement in specific intelligence and counterintelligence activities.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Inform Agency officials of potential or actual CI information involving Agency personnel or facilities.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper.

Retrievability: By name.

Safeguards: All records are maintained in a vaulted area. Access is limited on a need-to-know basis.

Retention and disposal: Permanent retention.

System manager(s) and address:

Director, Office of Security
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal

Record source categories: Employees.

U.S. Government agencies.
Foreign intelligence sources.

CIA—57.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Security Records.

System location:

Central Intelligence Agency
Washington, D.C. 20505.

Categories of individuals covered by the system: Applicants, staff and contract employees, former employees, consultants, contractors, military detailees, individuals of security interest, persons of substantive affiliation with or service to the Agency, and persons on whom the Agency has conducted an investigation.

Categories of records in the system: Investigation requests.

Biographical data (name, sex, D/POB, social security number, and employer and employee address at time record was created).

Authorizations for the release of high school and college transcripts and copies of those transcripts.

Investigative reports.

Appraisal summaries reflecting the rationale for granting or refusing a security clearance.

Documentation of the final action taken by the Office of Security concerning any given investigation.

Secrecy agreements.

Documentation of subsequent actions such as the granting or re?using of special clearances, approvals for assignment overseas, notations that polygraph or other special interviews were performed, notices of transfers and changes in assignments; memoranda concerning security violations; notices of termination of affiliation with the Agency.

Authority for maintenance of the system: National Security Act of 1947, as Amended—Public Law 80-253.

Central Intelligence Agency Act of 1949, as Amended—Public Law 81-110.

Section 506(a), Federal Records Act of 1950 (44 U.S.C., Section 3101).

Executive Order 10450.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: The system is used to ascertain whether there is any existing information concerning a person who is of immediate interest to the CIA. The system is routinely used when:

a person applies for CIA employment;
a person is a candidate or associated with a candidate for some project or assignment;
a question arises as to whether a certain individual has been security approved, or considered for security approval by the CIA;
there is a need to obtain the security file of an individual who is known (or assumed) to be the subject of a file; and
CIA receives a request for investigative information from another Federal agency.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper, microfilm, computer disks and magnetic tapes.

Retrievability: By name.

Safeguards: Records are safeguarded by combination lock security containers, or are stored within a vaulted area. Access is restricted to individuals who are certified on an "Access List." The Access List is validated each month and published so that responsible officials can insure that records are accessed only for official purposes.

Retention and disposal: Files which contain Agency-developed investigative reports on an individual are retained permanently.

System manager(s) and address:

Director, Office of Security
Central Intelligence Agency
Washington, D.C. 20505.

Notification procedure: Individuals seeking to learn if this system of records contains information about them should direct their inquiries to:

Privacy Act Coordinator
Central Intelligence Agency
Washington, D.C. 20505.

Identification requirements are specified in the CIA rules published in the Federal Register (32CFR 1901.13). Individuals must comply with these rules.

Record access procedures: Request from individuals should be addressed as indicated in the notification section above.

Contesting record procedures: The Central Intelligence Agency's regulations for access to individual records, for disputing the contents thereof, and for appealing an initial determination by CIA concerning access to or correction of records, are promulgated in the CIA rules section of the Federal Register.

Record source categories: Current and former employees, consultants, contractors, contract employees, military detailees, applicants for employment, persons of substantive affiliation with or service to the Agency, Federal, state and local agencies, educational institutions, employers, personal and business references provided by the individual under investigation and acquaintances of the individual.

[FR Doc.75-22626 Filed 8-27-75;8:45 am]

UNITED STATES RAILWAY ASSOCIATION

[49 CFR Part 932]

PRIVACY ACT OF 1974; IMPLEMENTATION

Proposed Rulemaking

Notice is hereby given that the United States Railway Association proposes to amend 49 CFR, Chapter 9 by adding Part 932 to implement the provisions of the Privacy Act of 1974 (Pub. L. 93-579, 88 Stat. 1896). Part 932 establishes regulations for the protection of personal privacy of individuals identified in records maintained by the Association.

The Privacy Act requires each Federal agency that maintains any systems of records as defined in the statute to promulgate rules pursuant to the provisions of the Act. The United States Railway Association presently maintains such systems of records with respect to its personnel and with respect to employees of railroads in reorganization under the Regional Rail Reorganization Act of 1973 (Pub. L. 93-236, 88 Stat. 985). This proposal will apply to other possible systems of records set up in the future, as applicable. The proposed regulations provide the procedures for requests for information, access to and disclosure of records, and the actions to be taken by the Association in response to such requests. The Vice President for Administration will be primarily responsible for handling all requests under the Privacy Act. The regulations further contain provisions for accounting of disclosures made, requests for amendment of a record and appeal from refusal to amend a record, and fees for the copying and mailing of records. Additionally, the regulations reserve to the President of the Association the right to create exemptions pursuant to the specific exemption provisions of the Act.

Any person interested in the rules proposed herein may participate in this rulemaking by submitting written data, views, or arguments to the Docket Clerk, United States Railway Association, Room 2222, 2100 Second Street, SW., Washington, D.C. 20595, on or before September 15, 1975.

Therefore, the United States Railway Association proposes to add to 49 CFR, Chapter 9, the following Part 932, USRA Rules for Access to Systems of Records under the Privacy Act of 1974.

PART 932—USRA RULES FOR ACCESS TO SYSTEMS OF RECORDS UNDER THE PRIVACY ACT OF 1974

Sec.

932.1 Purpose and scope.
932.2 Definitions.
932.3 Requests for access.
932.4 Procedure for access.
932.5 Disclosure.
932.6 Request for correction or amendment.
932.7 Procedure for correction or amendment.
932.8 Request for review or refusal to correct or amend.
932.9 Disclosure to another person.
932.10 Exemptions.
932.11 Fees.
932.12 Penalties.

AUTHORITY: Pub. L. 93-579; 88 Stat. 1896; 5 U.S.C. 552a.

§ 932.1 Purpose and scope.

The purpose of this part is to implement provisions of 5 U.S.C. 552a with respect to the availability to an individual of records maintained by the United States Railway Association, whether the records predate or postdate September 27, 1975, the effective date set forth in section 8 of the Privacy Act of 1974 (Act). USRA policy encompasses the safeguarding of individual privacy from any misuse of Federal records and the provision of access to individuals to USRA records concerning them, except where such access is in conflict with the Freedom of Information Act or other statute.

§ 932.2 Definitions.

In this part:

Access means the ability to obtain the information contained in a record.

Amendment means modification or correction of the information contained in a record.

Association means the United States Railway Association.

Disclosure means providing to an individual or agency (other than those authorized access as a routine use) the content or any part of the information contained in a record, whether by word-of-mouth, hard copy, or any other form.

Individuals means all persons on whom the Association keeps records, including its employees, consultants, employees of consultants, employees of railroads in reorganization, and any other individuals on whom USRA maintains information.

Record means any item, collection, or grouping of information about an individual that is maintained by USRA and that contains his name, or identifying number, symbol, or other identifying particular assigned to the individual.

Routine Use means, with respect to the disclosure of a record, the use of such record for a purpose which is compatible with the purpose for which it was collected.

Statistical Record means a record in a system of records maintained for statistical research or reporting purposes only and not used in whole or in part in making any determination about an identifiable individual, except as provided by section 8 of Title 13.

System of Records means a group of records under the control of USRA from which information is retrieved by the name of the individual, or by some identifying number, symbol, or other identifying particular assigned to the individual.

§ 932.3 Requests for access.

Interested individuals may request that a determination be made as to whether a system of records in USRA contains a record pertaining to them and/or may request disclosure to them of the information pertaining to them in such records by sending a signed, written request, so stating, to:

United States Railway Association, Vice President for Administration, 2100 Second Street, SW., Washington, D.C. 20595.

Each request must contain the name and address of the individual and the name of the system of records, as published in the FEDERAL REGISTER or elsewhere, on which the determination is to be made. The individual may be asked to provide additional information to assist USRA in making the determination. However, making the determination will not be contingent upon the provision of such additional information.

§ 932.4 Procedure for access.

USRA will respond to such requests within ten days, excluding Saturdays, Sundays, and Holidays, and, if disclosure to the individual was requested, specify the time and place where the disclosure is to be made, the requirements for identification of the individual making the request, and the name of the individual in USRA to contact. The individual may be accompanied by another individual of his or her choosing provided that the individual requesting the disclosure provides a written statement to USRA authorizing the accompanying individual's presence. The time and place of disclosure will normally be during regular working hours, Monday through Friday, in USRA, 2100 Second Street, SW., Washington, D.C. 20595. Requirements for identification will normally be limited to the presentation of any standard picture and signature or signature identification card, such as driver's license, so that a comparison of the signature and the signature on the original request may be made. The appearing individual will be read paragraph (3), subsection (i) to Title 5 USRA 552a which specifies the penalty for knowingly or willingfully requesting or obtaining a record concerning an individual from an agency under false pretenses and asked to sign a statement attesting to the fact that he or she understands the paragraph and that he or she is, in fact, the individual who made the request (or the individual authorized to receive the disclosure by the requesting individual). This signature will be compared with the other two. If the appearing individual is other than the requesting individual, then he or she must also present a letter of introduction signed by the requesting individual so that the comparison of signature may be made.

§ 932.5 Disclosure.

USRA will, upon approving a request for disclosure, provide that individual, at the time and place agreed upon, whatever information pertaining to the individual the system of records contains. If the information in the system of records can be verified as pertaining to the individual making the request and to no other, USRA will mail a copy of such

information to the individual if requested in writing to do so. The requesting individual may request that the disclosure be made to some other individual at the designated time and place by doing so in writing and providing to USRA the name, address and such other information as may be necessary to identify positively the individual to whom the disclosure is to be made at his or her appearance (See § 932.4).

§ 932.6 Request for correction or amendment.

The individual to whom the record pertains may request that the record be corrected or amended by submitting a written request to this effect to the same address as given in § 932.3. The request should contain the same identifying information as was contained in the original request for determination, and indicate what information is to be corrected or amended.

§ 932.7 Procedure for correction or amendment.

USRA will respond within ten days, excluding Saturdays, Sundays, and Holidays, and promptly either make the requested correction or amendment or inform the individual of its refusal to make the requested correction or amendment, the reason for the refusal, the procedures established by USRA for the individual to request a review of that refusal by the President of USRA or an officer designated by the President of USRA and the name and business address of that official.

§ 932.8 Request for review of refusal to correct or amend.

USRA will permit the individual who disagrees with the refusal to amend his record to request a review of such refusal and not later than 30 days, excluding Saturdays, Sundays, and Holidays, from the date on which the individual requests such review, complete such review and make a final determination unless, for good cause shown, the President of USRA extends such 30-day period; and if after his review, the reviewing official also refuses to amend the record in accordance with the request, permit the individual to file a concise statement setting forth the reasons for his disagreement. In that event, the reviewing official shall notify the individual of the provisions for judicial review of his determination under subsection (g)(1)(A) of the Privacy Act. Assistance may be obtained in preparing a request to amend a record or to appeal an initial adverse determination or to learn of the provision for judicial review from the USRA Privacy Act Coordinator, Vice President for Administration, 2100 Second Street, SW., Washington, D.C. 20595.

§ 932.9 Disclosure to another person.

Disclosure of a record to a person other than the individual to whom it pertains will be permitted according to §§ 932.4 and 932.5.

§ 932.10 Exemptions.

The regulations reserve to the President of the Association the right to create exemptions pursuant to the specific exemption provisions of the Act.

§ 932.11 Fees.

One copy of the requested information will be provided without charge. If requested, additional copies will be provided at a fee of 15¢ per page.

§ 932.12 Penalties.

Only those penalties imposed by the Privacy Act or other public law will apply.

Dated: August 22, 1975.

ALAN L. DEAN,
Acting President,
United States Railway Association.

[FR Doc.75-22782 Filed 8-27-75;8:45 am]

POSTAL SERVICE

[39 CFR Part 268, 447]

PRIVACY OF INFORMATION-EMPLOYEE RULES OF CONDUCT

Notice of Proposed Rulemaking

Notice is hereby given of a proposed amendment to Postal Service regulations to establish revised policies relating to Postal Service employee rules of conduct for the maintenance of personal systems of records as required by the Privacy Act of 1974 (Pub. L. 93-579).

The Postal Service proposes to add new Part 268. This new Part is intended to define the rules of conduct for employees maintaining personal systems of records as defined by the Privacy Act as well as to provide a description of the penalties which may result from noncompliance with these rules. The Postal Service also proposes to amend the list of statutes and regulations in existing § 447.91 to include the Privacy Act of 1974. Any person interested in the amendments herein may participate in this proposed rulemaking by submitting written data, views or arguments on these proposed amendments to the USPS Records Officer, 475 L'Enfant Plaza West, SW, Washington, DC 20260 not later than September 22, 1975. Although exempt, under 39 U.S.C. 410(a), from the requirements of the Administrative Procedure Act regarding proposed rulemaking, 5 U.S.C. 553(b), (c), the Postal Service proposes and invites public comment on the following amendments:

1. In 39 CFR, new Part 268 is proposed to be added to read as follows:

PART 268—PRIVACY OF INFORMATION—EMPLOYEE RULES OF CONDUCT

Sec.
268.1 General Principles.
268.2 Consequences of Non-Compliance.

AUTHORITY: 39 USC 401; Pub. L. 93-579, 88 Stat. 1896.

§ 268.1 General Principles.

In order to conduct its business, the Postal Service has the need to collect various types of personal information pertaining to its customers and employees. Information of this nature has been entrusted to the Postal Service, and employees handling it have an ethical obligation to hold it in confidence and to actively protect it from uses other than those compatible with the purpose for which the information was collected. This obligation is legally imposed by the Privacy Act of 1974, which places specific requirements upon all Federal agencies, including the Postal Service, and their employees. In implementation of these requirements, the following rules of conduct apply:

(a) Except as specifically authorized in § 266.4(b)(2) of this chapter, no employee shall disclose, directly or indirectly, any personal record to any person or organization. Managers are to provide guidance in this regard to all employees who must handle personal information.

(b) No employee will maintain a secret system of personal records. All personal records systems must be reported to the Records Officer.

(c) All employees shall adhere strictly to the procedures established by the United States Postal Service to ensure the confidentiality and integrity of personal information collected, maintained and used for official Postal Service business. Employees shall be held responsible for any infractions and/or violation of these procedures.

§ 268.2 Consequences of Non-Compliance.

(a) The Privacy Act authorizes any individual, whether or not an employee, to bring a civil action in United States District Court to obtain judicial review of the failure of the Postal Service to comply with the requirements of the Act or its implementing regulations. In certain instances of willful or intentional non-compliance, the plaintiff may recover damages from the Postal Service in the minimum amount of $1,000 together with costs of the action and attorney fees.

(b) The Act provides criminal sanctions for individuals, including employees, who violate certain of its provisions.

(1) Any officer or employee who, by virtue of his employment or position, has possession of, or access to, official records which contain individually identifiable information and who, knowing that disclosure of the specific material is prohibited by Postal Service regulations, willfully discloses the material to a person or agency not entitled to receive it, shall be guilty of a misdemeanor and fined not more than $5,000.

(2) Any officer or employee who willfully maintains a system of records without meeting the notice requirements set forth in Postal Service regulations shall be guilty of a misdemeanor and fined not more than $5,000.

(3) Any person who knowingly and willfully requests or obtains any record concerning another individual from the Postal Service under false pretense shall be guilty of a misdemeanor and fined not more than $5,000.

(c) In addition to the criminal sanctions, any employee violating any provisions of these rules of conduct is subject to disciplinary action which may result in dismissal from the Postal Service.

2. In 39 CFR, Part 447, § 447.91 is amended by adding at the end thereof the following paragraph.

§ 447.91 Statutes and Regulations Applicable to Postal Employees.

* * * * *

(jj) Privacy Act of 1974 (5 U.S.C. 552a).

ROGER P. CRAIG,
Deputy General Counsel.

[FR Doc. 75-22760 Filed 8-27-75; 8:45 am]

POSTAL SERVICE

Privacy of Information

NOTICE OF SYSTEM RECORDS

Following are the systems of records, as defined in the Privacy Act of 1974, which are maintained by the Postal Service. Any systems omitted from this notice due to oversight will be published at a later date.

Public comment is solicited, particularly on the "routine use" portion of the notice, to be submitted on or before Sept. 29, 1975, to:

Records Officer, Management Information Systems Department, U.S. Postal Service, Washington, D.C. 20260.

Proposed rules relating to gaining access to, amending, or contesting personal records maintained within the custody of the U.S. Postal Service were published for public comment in the FEDERAL REGISTER Vol. 40, No. 143, Thursday, July 24, 1975, as proposed new Part 266, regulations relating to the privacy of information.

Those Postal Service systems of records which are proposed to be exempted from certain provisions of the Privacy Act are listed in proposed Section 266.9 (b) of Title 39 CFR, filed on August 21, 1975, for publication in the FEDERAL REGISTER.

The following points are relevant to the formulation of the list of systems provided in this publication:

a. All systems containing contractual records, as well as other legal records relating to those contracts, are considered by the Postal Service as business records, rather than as personal systems of records as that term is defined in the Privacy Act. Accordingly, they do not appear herein.

b. All Postal Service records described herein have as a routine use and are subject to:

(1) The subpoena of a court of competent jurisdiction.

(2) Review by Congress or its representatives upon request.

(3) Audit by Postal Inspectors to insure that Postal Service managers are maintaining their systems of records in accordance with the requirements of the Privacy Act.

(4) Storage at GSA Federal Records Centers when the records become inactive, prior to destruction.

c. Each of the systems of records described herein contains information which may be relevant to matters involving wages, hours, and other terms and conditions of employment, within the meaning of Section 8(d) of the National Labor Relations Act (NLRA), as amended. Accordingly, to permit the Postal Service to comply with its statutory duty of disclosure under the NLRA, the following routine use is incorporated in and made a part of the notice of each of the systems of records published herein: "Records from this system may be furnished to a labor organization upon its request when needed by that orga-

nization to perform properly its statutory duties as the collective bargaining representative of postal employees in an appropriate bargaining unit."

d. The "routine use" portion of each system notice contains, as the first item, the system "purpose". The "purpose" is included to provide clarity and understanding of that system to the layman, and may be defined as that activity performed by those officers and employees of the Postal Service who have a need for component records in the performance of their duties. Disclosure accounting will not be maintained by the Postal Service for any activity listed as a "purpose".

The address of each Postal Service facility referred to in each system notice, other than post offices, and the geographical area served, is provided on the pages following. The addresses of individual post offices are not provided because of their large number and because that information is available locally to all concerned individuals.

LIST OF U.S. POSTAL SERVICE FACILITIES REFERENCED HEREIN

The addresses of all Postal facilities, to include locations in the Canal Zone, Guam-Samoa, Puerto Rico, and the Virgin Islands, are contained in THE DIRECTORY OF POST OFFICES, Publication 26, Stock Number 3900-00247, available for sale by the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402—Price $3.90.

Postmasters, upon request, will supply the addresses of the District Offices and Sectional Management Centers to which they report.

The following excerpt of addresses and areas serviced is provided for convenience of Privacy Act correspondents, and obviates the repetition in each notice. All "Headquarters" addresses are:

[Office], U.S. Postal Service, 475 L'fant Plaza West, SW., Washington, D.C. 20260.

POSTAL SERVICE REGIONAL OFFICES

Regional Postmaster General, Central Region, Main PO Bldg., Chicago, IL 60699. [States serviced: IL, MI, OH, IN, KY, WI, MN, IA, MO, ND, SD, NE, KS [Except 679]].

Regional Postmaster General, Eastern Region, PO Box 8601, Philadelphia, PA 19101. [States serviced: VA, WV, MD, DE, PA, DC and those portions of New York State and New Jersey outside the Greater New York City Metropolitan area].

Regional Postmaster General, Southern Region, 5100 Popular Ave., Memphis, TN 38166 [States serviced: TN, AL, MS, TX, LA, GA, FL, NC, SC, OK, AR and KS [679]].

Regional Postmaster General, Northeast Region, Main PO Bldg., New York, NY 10098 [States serviced: New York City, RI, MA, NH, VT, ME and those portions of New York State, Connecticut, and New Jersey within the New York City Metropolitan area, also Puerto Rico and Virgin Islands].

Regional Postmaster General, Western Region, 850 Cherry St., San Bruno, CA 94099 [States serviced: CA, NV, HI, AK, WA, OR, MT, ID, WY, UT, CO, AZ, NM, El Paso, TX Dist. and Guam].

INSPECTION SERVICE

Chief Postal Inspector, U.S. Postal Service, 475 L'Enfant Plaza West, SW., Washington DC 20260.

Regional Chief Postal Inspector, Central Region, Chicago, Illinois 60607 [States serviced: IL, MI, OH, IN, KY, WI, MN, IA, MO, ND, SD, NE, AND KS [ZIP Codes 660-678 only].].

Regional Chief Postal Inspector, Eastern Region, No. 1 Decker Square, East Lobby, Bala Cynwyd, Pennsylvania 19004 [States serviced: VA, WV, MD, DE, PA, DC and those portions of New York State and New Jersey outside the Greater New York City Metropolitan area.].

Regional Chief Postal Inspector, Northeast Region, 2 Penn Plaza, 20th Street, New York, New York 10097 [States serviced: New York City and those portions of New York State and New Jersey outside the Greater New York City Metropolitan area.].

Regional Chief Postal Inspector, Southern Region, U.S. Postal Service, 5100 Poplar Avenue, Room 1510, Memphis, Tennessee 38161 [States serviced: TN, AL, MS, TX, LA, GA, FL, NC, SC, OK, AR, and KS [ZIP Codes 67901-67954]].

Regional Chief Postal Inspector, Western Region, 850 Cherry Sereet, San Bruno, California 94099 [States serviced: CA, NV, HI, AK, WA, OR, MT, ID, WY, UT, CO, AZ, NM, El Paso, TX, District and Guam.].

Postal Inspector in Charge, Room 517, U.S. Post Office Federal Annex, South Forsyth and West Hunter Streets, Atlanta, Georgia 30302.

Postal Inspector in Charge, Room 537, Main Post Office Building, Devonshire Street and Milk Street, Boston, Massachusetts 02107.

Postal Inspector in Charge, Room 257, U.S. Post Office and Court House, Georgia Ave. and East Ninth Street, Chattanooga, Tennessee 37401.

Postal Inspector in Charge, Room 642, U.S. Post Office Building, Canal and Van Buren Streets, Chicago, Illinois 60607.

Postal Inspector in Charge, Room 220, U.S. Post Office and Court House, Walnut St. and Government Square, Cincinnati, Ohio 45201.

Postal Inspector in Charge, Room 339, U.S. Post Office and Court House, 18th and Stout Streets, Denver, Colorado 80201.

Postal Inspector in Charge, Room 400, General Post Office Building, 1401 West Fort Street, Detroit, Michigan 48232.

Postal Inspector in Charge, Room 202, U.S. Postal Office Building, Landcaster and Jennings Streets, Fort Worth, Texas 76101.

Postal Inspector in Charge, P.O. Box 30456, Los Angeles, California 90030.

Postal Inspector in Charge, U.S. Postal Service, P.O. Box 3180, Memphis, Tennessee 38103.

Postal Inspector in Charge, Room 233, Post Office and Court Houss Building, Federal Square, Newark, New Jersey 07101.

Postal Inspector in Charge, Room 4102, U.S. Post Office Main Office Building, Eighth Avenue and 33 Streets, New York, New York 10001.

Postal Inspector in Charge, Room 419, General Post Office Building, 30th and Market Street, Philadelphia, Pennsylvania 19101.

Postal Inspector in Charge, 1500 Chamber of Commerce Building, Pittsburgh, Pennsylvania 15219.

Postal Inspector in Charge, Room 712, 200 South Hanley Building, 200 South Hanley Rd., St. Louis, Missouri 63199.

Postal Inspector in Charge, Room 309, U.S. Post Office and Customhouse, East Kellogg Blvd. and Jackson Street, St. Paul, Minnesota 55165.

Postal Inspector in Charge, P.O. Box 367, San Francisco, California 94101.

Postal Inspector in Charge, Room 306, Main Post Office Building, 3rd Avenue and Union Street, Seattle, Washington 98111.

Postal Inspector in Charge, Room 3016, City Post Office Building, North Capitol Street and Massachusetts Avenue, Washington, D.C. 20013.

Postal Inspector in Charge, Room 3400, Special Investigation Division, 475 L'Enfant Plaza West, SW., Washington, D.C. 20260.

USPS POSTAL DATA CENTERS

Minneapolis Postal Data Center, Box 63, Main Post Office Building, Minneapolis, MN 55470 (States serviced: IL, MI, OH, IN, KY, WI, MN, IA, MO, ND, SD, NE, KS, TN, AL, MS, TX, LA, GA, FL, NC, SC, OK, AR).

New York Postal Data Center, General Post Office Building New York, NY 10099 (States serviced: NY, NJ, CT, ME, MA, RI, VT, VA, WV, MD, DE, PA, DC, Puerto Rico, and Virgin Islands).

Saint Louis Postal Data Center, Post Office Building, Saint Louis, MO 63180 (Serves as national financial support).

San Bruno Postal Data Center, 850 Cherry Street, San Bruno, CA 94097 (States serviced: CA, NV, HI, AK, WA, OR, MT, ID, WY, UT, CO, AZ, NM, and Guam.)

TRAINING INSTITUTE

Postal Service Training and Development Institute, 7900 Wisconsin Avenue, Washington, D.C. 20014.

BULK MAIL CENTERS

Atlanta, 1805 Bolton Road, NW., Atlanta, GA 30369.

Chicago, 7500 West Roosevelt Road, Building No. 1, Forest Park, IL 60130.

Cincinnati, 3055 Crescentville Road, Cincinnati, OH 45235.

Dallas, P.O. Box 21106, Dallas, TX 75211.

Denver, 7755 East 56th Avenue, Commerce City, CO 80022.

Des Moines, 4000 NW, 109th Street, Des Moines, IA 50395.

Detroit, 17500 Oakwood Boulevard, Allen Park, MI 48101.

Greensboro, 3701 West Wendover Avenue, Greensboro, NC 27495.

Jacksonville, 7415 Commonwealth Avenue, Jacksonville, FL 32099.

Kansas City, 4900 Speaker Road, Kansas City, KS 66106.

Los Angeles, 4701 South Eastern Avenue, Bell, CA 90201.

Memphis, 1921 Elvis Presley Boulevard, Memphis, TN 38136.

Minneapolis-St. Paul, 3165 South Lexington Avenue, St. Paul, MN 55121.

New York, 80 County Road, Jersey City, NJ 0709.

Philadelphia, 1900 Byberry Road, Philadelphia, PA 19116.

Pittsburgh, R.D. No. 2, Wexford, PA 15090.

St. Louis, 5800 Phantom Drive, Hazelwood, MO 63042.

San Francisco, 2501 Rydin Road, Richmond, CA 94850.

Seattle, P.O. Box 5000, Federal Way, WA 98002.

Springfield, 190 Piberloid Street, Springfield, MA 01151.

Washington, 9201 Edgeworth Drive, Washington, D.C. 20027.

ROGER P. CRAIG,
Deputy General Counsel.

USPS 010.010

System name: Collection and Delivery Records—Address Change and Mail Forwarding Records, 010.010

System location: Post Offices

Categories of individuals covered by the system: Postal customers requesting mail forwarding services from their local postal facilities.

Categories of records in the system: Records contain customer name, old address, new mailing address, mail forwarding instructions, effective date, information as to whether the move is permanent or temporary and the customer's signature.

Authority for maintenance of the system: 39 U.S.C. 403, 404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide mail forwarding services to postal patrons who have changed address.

Use—Records about any named individual are made available to any member of public upon request.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: The source document is stored in filing cabinets at the delivery unit. They are filed alphabetically by name within month or quarter. Records generated from the source document are stored on cards or list forms or recorded on magnetic tape where central markup is computerized. These records are filed alphabetically by name and route number or zone.

Retrievability: This system of records is indexed by name and address. Information may be retrieved by route number or ZIP Code where a computerized system is in use.

Safeguards: Access to and use of these records are limited to those persons whose official duties require such access.

Retention and disposal: a. Source document is retained two years from the effective date while related documents are retained one year. All records are disposed of by shredding or burning.

b. Information on magnetic tape is retained one year from the effective date and the tapes are erased.

System manager(s) and address: APMG, Delivery Services Department, Headquarters

Notification procedure: Customers wishing to know whether information about them is maintained in this system of records should address inquiries to their local postmaster. Inquiries should contain full name and address, route number (if known) and ZIP Code.

Record access procedures: See "NOTIFICATION" above.

Contesting record procedures: See "NOTIFICATION" above.

Record source categories: The individual to whom the record pertains.

USPS 010.020

System name: Collection and Delivery Records—Boxholder Records, 010.020

System location: Post Offices

Categories of individuals covered by the system: Postal customers who have applied for lockbox or caller service, whether for private or public purposes.

Categories of records in the system: Records are in card form and contain names, addresses, a record of payments, and the names of persons or agents whether family members or business associates or employees.

Authority for maintenance of the system: 39 U.S.C. 403,404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide post office box services to postal patrons.

Use—

1. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementinq the statute, or rule, regulation, or order issued pursuant thereto.
2. Disclosed to Federal, State and local government agencies for use in connection with official business.
3. Disclosed to persons authorized by law to serve judicial process when necessary to serve process.
4. Disclosed to public when box is being used for purpose of doing or soliciting business with the public.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is stored on card form filed in metal file cabinets. In locations where the Joint Venture program exists, information may be found on magnetic tape, magnetic cards or mylar strips.

Retrievability: Information is filed according to local needs, and the volume of records. Billing forms are filed numerically by box number within month in which rent is due. Applications are filed alphabetically by name of individual or firm.

Safeguards: Access limited to employees working in the boxholder section.

Retention and disposal: a. Billing forms are destroyed by shredding two years after closeout of the last entry.

b. Boxholder applications are retained for two years after termination of the rental.

System manager(s) and address:

APMG, Customer Services Department, Headquarters
APMG, Finance Department, Headquarters
APMG, Rates & Classification Department, Headquarters

Notification procedure: Inquiries should be addressed to the local postmaster; requestors in person should identify themselves with drivers license, military, government or other form of identification.

Record access procedures: See "NOTIFICATION" above.

Contesting record procedures: See "NOTIFICATION" above.

Record source categories: The individual to whom the record pertains.

USPS010.030

System name: Collection and Delivery Records—Carrier Drive-Out Agreements, 010.030

System location: District Offices, Sectional Centers, Post Offices

Categories of individuals covered by the system: Letter carriers who use privately owned vehicles to transport the mails pursuant to a valid agreement with the local postmaster.

Categories of records in the system: Information in these records contain Route Number, name and address of carrier, Social Security Number and effective dates of the agreement.

Authority for maintenance of the system: 39 U.S.C. 1206

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide reimbursement to carriers driving their own vehicles.

Use—

1. Provide necessary tax information to Internal Revenue Service.
2. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.
3. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A019 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is contained on preprinted forms, magnetic tape and computer print-out reports.

Retrievability: The system is indexed by employee's Social Security Number pay location number and pay period.

Safeguards: Normal precautions of filing equipment and limited access and the physical security measures of the computer facility.

Retention and disposal: Magnetic tape records are retained for two years after a new or changed agreement and then deleted. Forms are destroyed by shredding upon a change in agreement or a new agreement is reached.

System manager(s) and address: APMG, Delivery Services Department, Headquarters

Notification procedure: A carrier wishing to know if there is information in this system of records concerning him should notify the post office worked of the pay periods the agreement was in force, the route worked, give his name and Social Security Number.

Record access procedures: See "NOTIFICATION" above.

Contesting record procedures: See "NOTIFICATION" above.

Record source categories: The individual to whom the record pertains.

USPS 010.040

System name: Collection and Delivery Records—City Carrier Route Records, 010.040

System location: Delivery Services Department, Headquarters, Regional Headquarters, Sectional Centers; Automatic Data Processing Centers; District Offices; Post Offices; and Postal Data Centers

Categories of individuals covered by the system: Letter carriers, substitute carriers and flexible employees

Categories of records in the system: Employee name, route number, age, length of service, leave time and whether or not a transportation agreement exists. It also includes information pertaining to workload, work schedule, performance analysis and individuals work habits. Inspection reports of employees, workload, and workload adjustments. Employee and examiners comments on route adjustments and inspection.

Authority for maintenance of the system: 39 U.S.C. 403,404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To assist management in evaluating mail delivery and collection operations and administering these functions efficiently.

Use—

1. To refer, where there is an indication of a violation or potential violation of law, whether Federal, State, or local charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

2. May be disclosed to the Office of Management and Budget in connection with the review of private relief investigation as set forth in OMB Circular No. A019 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is contained on printed forms, computer tape, or computer printouts.

Retrievability: The system is indexed by route number, employee name, or postal facility name.

Safeguards: Access to and use of these records are limited to those persons whose official duties require such access.

Retention and disposal: These records are retained for a period of up to two years depending upon the criticality of the information and then destroyed by shredding or burning.

System manager(s) and address: APMG, Delivery Services Department, Headquarters

Notification procedure: Inquiries should contain employees name and Social Security Number, specify the type of information being requested, and forwarded to post office where employed.

Record access procedures: See "NOTIFICATION" section above.

Contesting record procedures: See "NOTIFICATION" section above.

Record source categories: From employees, carrier supervisors, and route inspectors.

USPS 010.050

System name: Collection and Delivery Records—Delivery of Mail Through Agents, 010.050

System location: Sectional Centers, Post Offices

Categories of individuals covered by the system: Postal customer requesting delivery of mail through an agent and the agent to whom the mail is to be delivered.

Categories of records in the system: Records contain the name and address of customer, name and address of agent and the signatures of both parties.

Authority for maintenance of the system: 39 U.S.C., 403,404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—It serves as the written authority for the delivery of mail other than as addressed.

Use—To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Records are maintained in file cabinets on pre-printed forms.

Retrievability: Forms are filed by customer name.

Safeguards: Access is limited to postal employees in the delivery section.

Retention and disposal: Records are maintained until contract is terminated then destroyed by shredding.

System manager(s) and address: APMG, Customer Services Department, Headquarters

Notification procedure: Submit to local postmaster proof of personal identity and name.

Record access procedures: See "NOTIFICATION" above. HQSee "NOTIFICATION" above.

Record source categories: Co-signers of the request for delivery of mail through an agent.

USPS 010.070

System name: Collection and Delivery Records—Mailbox Irregularities, 010.070

System location: District Offices, Sectional Centers, Post Offices

Categories of individuals covered by the system: Postal Service customers whose mailbox does not comply with USPS standards and regulations.

Categories of records in the system: Information consists of the reports of irregularities as submitted by the carrier or route inspector, the name and address of customer and the date and signature of the postmaster.

Authority for maintenance of the system: 39 U.S.C., 403,404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide for the efficient delivery of the mail. Use—None.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is recorded on pre-printed forms.

Retrievability: Information is organized around route number.

Safeguards: File in cabinets and access is limited to those USPS personnel having a working requirement.

Retention and disposal: Retained for two years after completed action and destroyed by shredding.

System manager(s) and address: APMG, Delivery Services Department, Headquarters

Notification procedure: Information may be obtained from the local postmaster, by presenting identification as to name and address and zip code.

Record access procedures: Make request of the local postmaster.

Contesting record procedures: Make request of the local postmaster.

Record source categories: Carrier or route inspector.

USPS 010.080

System name: Collection and Delivery Records—Rural Carrier Routes, 010.080

System location: Post Offices having rural carrier operations; Delivery Services Department; Sectional Centers; Regions; Districts; Postal Data Centers.

Categories of individuals covered by the system: Postal customers receiving rural mail delivery services, and rural carriers, substitute carriers and flexible employees.

Categories of records in the system: Records contained in this system are: Employee workload, work schedule and performance analysis. Inspection reports of employees, workload and workload adjustments. Employee and examiners comments on adjustments and inspection. Employee name, route number, age, length of service, physical condition, quality of service and vehicle adequacy. Customer addresses and names of persons at address locations (some rural routes only).

Authority for maintenance of the system: 39 U.S.C., 403,404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To assist management in evaluating rural mail delivery and collection operations and administering these functions efficiently.

Use—

1. Provides Bureau of the Census, Department of Commerce address information as requested to assist them in their statutory requirement of census taking.

2. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

3. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Pre-printed forms or lists in ordinary file equipment or on computer tape and printouts.

Retrievability: Records are maintained by name and address of customer, and by route number, employee name or postal facility name.

Safeguards: Access to and use of these records are limited to those persons whose official duties require such access.

Retention and disposal: a. Records in card or list form are maintained as long as the customer resides on the route; they are destroyed by shredding one year after the customer moves.

b. Carrier records are retained for a period of up to two years depending upon the criticality of the information then destroyed by shredding or burning.

System manager(s) and address: APMG, Delivery Services Department, Headquarters

Notification procedure: Customers wishing to know whether information about them is maintained in this system of records should address inquiries to their local postmaster. Inquiries should contain full name and address. Employee inquiries should state employee name and Social Security Number, route number specify the type of information being requested, and forward to post office where employed.

Record access procedures: See "NOTIFICATION" above.

Contesting record procedures: See "NOTIFICATION" above.

Record source categories: The customer to whom the record pertains and from employees, carrier supervisors and route inspectors.

USPS 020.010

System name: Communications (Public Relations)—Biographical Summaries of Management Personnel for Press Release, 020.010

System location: Office of Public and Media Relations, Headquarters

Office of Communications and Public Affairs, Regional Headquarters

Categories of individuals covered by the system: USPS executives, directors and managers to include regional staff officers, division directors, district managers, sectional center managers and other key management officials who may have frequent contact with news media or public speaking engagements.

Categories of records in the system: Biographical summaries on sheets of paper plus photographs Summaries include information as to present title and responsibility, length of service, age, place of birth, marital status and participation in local community activities.

Authority for maintenance of the system: 39 U.S.C., 401,1001

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose and Routine Use—To provide the public with background information on postal management personnel in connection with public relations matters such as speaking engagements, media appearances, appearances before civic, fraternal and employee organizations.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is maintained on regular bond paper in file cabinets.

Retrievability: Information is filed by name and title.

Safeguards: File cabinets are located in communications offices where information is available only to individuals having a need for access.

Retention and disposal: a. Biographical sketches maintained at regions are retained while the individual is assigned within the region. If individual is promoted to or assigned to a position within the USPS outside the Region, biographical information is forwarded to the appropriate Public Affairs office; if employment with the USPS is terminated, the sketch is destroyed by shredding.

b. Biographical sketches maintained at USPS, Washington, DC, are retained indefinitely.

System manager(s) and address: APMG, Employee and Public Communications, Headquarters

Notification procedure: Inquiries should contain name and position held and presented to the Manager of Communications and Public Affairs where currently, or previously, employed.

Record access procedures: See "NOTIFICATION" above.

Contesting record procedures: See "NOTIFICATION" above.

Record source categories: The individual to whom the record pertains.

USPS 020.020

System name: Children's Art Contest, 020.020

System location: Customer Services Department, Headquarters

Categories of individuals covered by the system: Children of USPS employees who participated in the Childrens' Art Contest.

Categories of records in the system: Records contain the child's name, address, age, school and the signature of one parent.

Authority for maintenance of the system: Public Law 930179

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To administer the Childrens' Art Program. Use—None.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Stored in filing equipment, information is contained on an application form.

Retrievability: Records are maintained by contestant name within state.

Safeguards: Normal physical security with access limited to members of the Childrens' Art Program.

Retention and disposal: Maintained until audited by the Inspection Service, then destroyed by shredding.

System manager(s) and address: APMG, Customer Services Department, Headquarters

Notification procedure: Inquiries should be addressed as above, providing individual's name and state.

Record access procedures: See SYSTEM MANAGER above.

Contesting record procedures: See SYSTEM MANAGER above.

Record source categories: The individual to whom the record pertains.

USPS 020.030

System name: Communications (Public Relations)—School Mailing Lists

System location: Customer Services Department, Headquarters

Categories of individuals covered by the system: School principals and teachers of the participating schools in the various USPS educational material mailing programs.

Categories of records in the system: Principal's name or teacher's name school and address.

Authority for maintenance of the system: 39 U.S.C. 403, 404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To mail educational material. Use - None.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic tape and typed or handwritten forms.

Retrievability: Zip Code, Principal or teacher name, school name.

Safeguards: Normal USPS physical security

Retention and disposal: During length of program—3 years then destroyed by shredding or burning.

System manager(s) and address: APMG, Customer Services Department, Headquarters.

Notification procedure: Inquiries should be addressed to the SYSTEM MANAGER shown above providing the name and Zip Code.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Information mail-out to principals and teachers.

USPS 030.005

System name: Contract Employee Discrimination Complaints/Investigations 030.005

System location: Employee Relations Department, Headquarters, Regional Headquarters

Categories of individuals covered by the system: Employees of contractors

Categories of records in the system: Complaints, documented follow-up actions, investigative file.

Authority for maintenance of the system: Executive Order 11246 as amended

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To insure fair treatment for employees of USPS contractors.

Use—

1. Information disclosed to Department of Labor which acts as the supervisory/administrative arm for this program.
2. Disclosed to the Justice Department and counsel in the event of litigation.
3. Disclosed to the Equal Employment Opportunity Commission of the Civil Service Commission.
4. May be disclosed to the Office of Management and Budget in connection with the review of private relief investigation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper correspondence records.

Retrievability: Contractor employee name.

Safeguards: Restricted to office personnel; office is locked during off-hours.

Retention and disposal: Once file closed, maintained indefinitely.

System manager(s) and address: APMG, Employee Relations Department, Headquarters

Notification procedure: Send request to SYSTEM MANAGER above and include name, firm employed by, approximate date of filing complaint.

Record access procedures: See "NOTIFICATION" above.

Contesting record procedures: See "NOTIFICATION" above.

Record source categories: Complainant, other individuals in the course of investigation.

USPS 030.010

System name: Equal Employment Opportunity-EEO Discrimination Complaint Investigations, 030.010

System location: Office of Equal Employment Compliance, Employee Relations, Headquarters; EEO Office at Regions, Post Offices, Sectional Centers, Bulk Mail Centers, Automatic Data Processing Centers and Postal Data Centers.

Categories of individuals covered by the system: Current and former postal employees, applicants for positions within the USPS and third party complainants.

Categories of records in the system: Records contain names, work locations, dates, Social Security Numbers, and other information as included on affidavits, interviews and investigative forms.

Authority for maintenance of the system: Public Law 92-261, Equal Employment Act of 1972; Executive Order 11478.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—Used by EEO officers and Civil Service Commission to adjudicate complaints of alleged discrimination.

Use—

1. Disclosed by USPS to U. S. Civil Service Commission to adjudicate complaints of alleged discriminations.
2. Disclosed to courts and counsel in the event of litigation.
3. May be disclosed to the Office of Management and Budget in connection with the review of private relief investigation as set forth in OMB Circular No. A019 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is maintained in letter form from complainants, affidavits, interviews and investigative forms.

Retrievability: Files are accessed by case number, the custodian must also be furnished with the name of the complainant and the place where the complaint was filed. Case number consists of the last two digits of the year with case in chronological sequence.

Safeguards: Information is maintained in file cabinets in locked rooms.

Retention and disposal: Current files are purged quarterly and sent to local storage where they are retained indefinitely.

System manager(s) and address: APMG, Employee Relations Department, Headquarters

Notification procedure: Individuals interested in finding out if there is information in this records system pertaining to them should contact EEO officers at the Region or Headquarters level, giving complainant name, postal location, region, file number and year.

Record access procedures: See "NOTIFICATION" above.

Contesting record procedures: See "NOTIFICATION" above.

Record source categories: Information is received from the complainant, respondent and from investigations and interviews.

Systems exempted from certain provisions of the act: Reference 39 CFR 266.9 for details.

USPS 030.020

System name: Equal Employment Opportunity—Equal Employment Opportunity Staff Selection Records, 030.020

System location: Employee Relations Department, Headquarters, Regional Headquarters, Federal Records Centers

Categories of individuals covered by the system: Candidates considered by Promotion Boards for EEO staff position.

Categories of records in the system: Name of candidate, level, address, service computation date, date of birth, Social Security Number, postal background, personal information required to assess employee qualifications for position, estimate of potential and record of members of Board.

Authority for maintenance of the system: 39 U.S.C. 1001, Executive Orders 11478 and 11590

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide Headquarters with information needed to complete selection process.

Use—

1. USPS Promotion Board reviews these records to determine applicant's eligibility for appointment.
2. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A019 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Forms, paper files.

Retrievability: Name of applicant and pay location.

Safeguards: Maintained in locked file cabinets within secured facility.

Retention and disposal: Records are transferred to the Federal Records Center and maintained indefinitely.

System manager(s) and address: APMG, Employee Relations Department, Headquarters

Notification procedure: Inquiries should be addressed to the head of the facility where application was made. Inquiries should contain full name, position applied for, the date the Promotion Board met and Social Security Number.

Record access procedures: See "NOTIFICATION" above.

Contesting record procedures: See "NOTIFICATION" above.

Record source categories: Employee, and employee personnel data.

USPS 040.010

System name: Customer Programs—Memo to Mailers Address File, 040.010

System location: USPS Headquarters, Customer Services Department

Categories of individuals covered by the system: Subscribers to Memo to Mailers monthly newsletter.

Categories of records in the system: Subscribers' mailing addresses and status of membership in Postal Customers Councils.

Authority for maintenance of the system: 39 U.S.C. 403, 404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To prepare mailing labels for the monthly mailing of Memo to Mailers. Use—None

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic tape and computer printout.

Retrievability: Records are maintained by subscribers' name, city, state and ZIP Code.

Safeguards: The list contractor is forbidden by contract to use the list for any other means than to produce mailing labels for the U. S. Postal Service.

Retention and disposal: The master file is maintained indefinitely, and is updated each month.

System manager(s) and address: APMG, Customer Services Department, Headquarters

Notification procedure: Persons wishing to know whether information about them is maintained in this system of records should address inquiries to the SYSTEM MANAGER and supply their name and address.

Record access procedures: See "SYSTEM MANAGER" above.

Contesting record procedures: See "SYSTEM MANAGER" above.

Record source categories: Subscribers, Postmasters, USPS Customer Service Representatives.

USPS 040.020

System name: Customer Programs—Sexually Oriented Advertisements, 040.020

System location: Rates and Classification Department, Headquarters; Postal Data Center, Headquarters; Postal Data Center, New York; Postal Inspector-In-Charge NYC and Los Angeles, CA.

Categories of individuals covered by the system: Any adult who elects to have his name and address and that of his children under 19 years of age, placed on the list of persons who do not wish to receive sexually oriented advertisements through the mail.

Categories of records in the system: Records contain the name and address of head of household or other adult, the names and birth dates of children under 19 years of age.

Authority for maintenance of the system: 39 U.S.C., Section 3010

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To maintain a list, available to mailers of sexually oriented advertisements, of persons desiring not to receive such matter through the mails.

Use—

1. Upon payment of prescribed fee, provide mailers of sexually oriented advertisements a list of individuals who do not wish to receive SOA.

2. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is stored on magnetic tape, computer printouts microfiche cards and preprinted forms.

Retrievability: Information is stored in zip code sequence and in application number sequence.

Safeguards: Printouts and microfiche are retained by the Office of Mail Classification and Postal Inspection Service; hard copy is maintained in file cabinets at Headquarters with limited access.

Retention and disposal: a. Names are retained on the computerized list for a maximum of five years as prescribed by law.

b. Forms, printouts and microfiche are retained indefinitely.

c. Any records that are to be destroyed are shredded.

System manager(s) and address: APMG, Rates & Classification Department, Headquarters

Notification procedure: Customers will furnish the system manager their name, address, application number and the date of filing.

Record access procedures: See "NOTIFICATION" above.

Contesting record procedures: See "NOTIFICATION" above.

Record source categories: Customers filing to have their names placed on lists so as not to receive SOA.

USPS 050.005

System name: Finance Records—Accounts Receivable File Maintenance, 050.005

System location: Postal Data Centers

Categories of individuals covered by the system: USPS Vehicle Operators and private individuals responsible for damages to postal vehicles.

Categories of records in the system: Invoice number, location name, Social Security Number, employee name, designation code.

Authority for maintenance of the system: 39 U.S.C. 401

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To monitor and record collections made by the USPS.

Use—

1. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

2. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A019 at any stage of the legislative coordination and clearnace process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Records are maintained on printed forms, punched cards and magnetic tapes.

Retrievability: Records are indexed by name of employee and his Social Security Number.

Safeguards: Authorization is limited to personnel of the General Accounting section. Computerized records are subject to the security of the computer room.

Retention and disposal: All information is retained for four years after claim is payed and then destroyed by burning or scratched.

System manager(s) and address: APMG, Finance Department, Headquarters

Notification procedure: Individuals requesting information from this system of records will apply to the pertinent postal facility and present the debtor's name and Social Security Number.

Record access procedures: See "NOTIFICATION" above.

Contesting record procedures: See "NOTIFICATION" above.

Record source categories: Information is passed to this system from the Payroll Section, General Accounting Section, Claims Section, and Postmasters and Regional Offices.

USPS 050.010

System name: Finance Records—Employee Travel Records (Accounts Payable), 050.010

System location: Postal Data Centers

Categories of individuals covered by the system: USPS Employees on official travel.

Categories of records in the system: Travel vouchers and travel advances containing employee name, social security number, Finance Number basic travel information and relocation data.

Authority for maintenance of the system: 39 U.S.C. 1001, 2008 HPurpose—Reimburse Employees for official travel.

Use—

1. To refer, where there is an indication of a violation or potential violation of law, whether civil, agency, whether Federal, State,

or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

2. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A019 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is stored on pre-printed forms and magnetic tape.

Retrievability: Information is indexed by social security number.

Safeguards: Access is subject to computer center access control.

Retention and disposal: Retained four years after payment and destroyed by burning or magnetic tape by scratching and reuse.

System manager(s) and address: APMG, Finance Department, Headquarters.

Notification procedure: Requests for information should be presented to Directors of Postal Data Centers, furnishing name and social security number.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Information is received from the employee filing a voucher.

USPS 050.020

System name: Finance Records—Payroll System, 050.020

System location: Payroll system records are located and/or maintained in all Departments and facilities of the USPS, the Postal Data Centers, however, are the focal points for payroll matters.

Categories of individuals covered by the system: USPS employees.

Categories of records in the system: Records contain general payroll information including retirement deductions, family compensations, benefit deductions, accounts receivable, union dues, leave data, tax withholding, allowances, FICA taxes, salary, name, social security number, payments to financial organizations, dates of appointment or status changes, designation codes, position title, occupation codes, addresses, records of attendance, and other relevant payroll information.

Authority for maintenance of the system: 39 U.S.C. 401, 1003, 5 U.S.C. 8339

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—

1. Information within the system is intended for handling all necessary payroll functions and for use by employee supervisors for the performance of their managerial duties.

2. To provide information to USPS Management and executive personnel for use in selection decisions and evaluation of training effectiveness. These records are examined by the Selection Committee and Regional Postmasters General.

3. To compile various lists and mailing lists, i.e., Postal Leader, Women's Programs, Newsletters, etc.

4. To support USPS Personnel Programs such as Executive Leadership, Non-Bargaining Position Evaluations, Evaluations of Probationary Employees, Merit Evaluation, Membership and Identification Listings, Mailing Lists, Women's Proorams and analysis of employees in various salary ranges.

Use—

1. Retirement Reduction—To transmit to the Civil Service Commission a roster of all USPS employees under Title 5, U.S.C., Section 8334, along with a check.

2. Tax withholdings—To withhold taxes from USPS emplovees, including Federal, State, and City taxes for Cities that have entered into agreements with Treasury Department. and transmit records relating thereto to the taxing authority.

3. Unemployment and Compensation Data—To reply to State Unemployment Offices, when requested, concerning all USPS employees.

4. Employee Address File—For W02 tax mailings and Postal mailing such as Postal Life, Postal Leaders, etc.

5. Salary Payments and allotments to financial organizations—To provide salary distribution information as elected by emoloyee.

6. FI (SS Tax) Deduction—To SS Administration as record of earnings under the SS Act for all casual employees not under retirement.

7. Information from these records may be stored at emergency record centers.

8. Determine eligibility for coverage and payment of benefits under the Civil Service Retirement System, the Federal Employees' Group Life Insuarance Program and the Federal Employees Health Benefits Program and transfer related records as appropriate.

9. Determine the amount of benefit due under the Civil Service Retirement System, the Federal Employees' Group Life Insurance Program and the Federal Employees Health Benefits Program and authorizing payment of that amount and transfer related records as appropriate.

10. Transfer to Office of Workers' Compensation Programs, Veterans Administration Pension Benefits Program, Social Security Old Age, Survivor and Disability Insurance and Medicare Programs, military retired pay programs, and Federal civilian employee retirement systems other than the Civil Service Retirement System, when requested by that program or system or by the individual covered by this system of records, for use in determining an individual's claim for benefits under such system.

11. Transfer earnings information under the Civil Service Retirement System to the Internal Revenue Service as requested by the Internal Revenue Code of 1954, as amended.

12. Transfer information necessary to supoort a claim for life insurance benefits under the Federal Employees' Group Life Insurance Program to the Office of Federal Employees' Group Life Insurance, 4 East 24th Street, New York, NY 10010.

13. Transfer information necessary to supoort a claim for health insurance benefits under the Federal Employees Health Benefits Program to a health insurance carrier or plan participating in the program.

14. To refer, where there is an indication of a violation or potential violation of law, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

15. To request information from a federal, state or local agency maintaining civil, criminal, or other relevant enforcement or other pertinent information, such as licenses, if necessary to obtain relevant information to an agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

16. As a data source for management information for production of summary descriptive statistics and analytical studies in support of the function for which the records are collected and maintained, or for related personnel management functions or manpower studies; may also be utilized to respond to general requests for statistical information (without personal identification of individuals) under the Freedom of Information Act or to locate specific individuals for personnel research or other personnel management functions.

17. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No A019 at any stage of the legislative corrdination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Preprinted forms, magnetic tape, microforms, punched cards, computer reports and card forms.

Retrievability: These records are organized by location, name and social security number.

Safeguards: Records are contained in locked filing cabinets; are also protected by computer passwords and tape library physical security.

Retention and disposal: Records are retained and updated throughout employment with tHe Postal Service. Upon separation records become historical data, this data is retained at the local site for two years then forwarded to the Federal Records Center nearest the pay location.

System manager(s) and address: APMG, Finance Department, Headquarters

Notification procedure: Request for information on this system of records should be made to the head of the facility where employed, giving full name and social security number. Headquarters employees should submit requests to the System Manager.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Information is furnished by employees, supervisors and the Postal Source Data System.

USPS 050.040

System name: Finance Records—Uniform Allowance Program, 050.040

System location: Postal Data Center, St. Louis, MO 63180

Categories of individuals covered by the system: USPS Employees entitled to uniform allowances.

Categories of records in the system: Information in this system of records consists of name, social security number, designation code, and pay location.

Authority for maintenance of the system: 39 U.S.C. 1206

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To fund the procurement of uniforms.

Use—

1. Information may be furnished to employee organizations in the event of complaints or grievance on the part of an employee.

2. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is maintained on preprinted forms, microfilm and magnetic tape.

Retrievability: System of records is indexed by Social Security Number.

Safeguards: Forms are kept in file cabinets and magnetic tape and microfilm is subject to Computer Center access control.

Retention and disposal: a. The Uniform Allowance Payment Record Card is destroyed by shredding 90 days after payment.

b. Pay listing information is retained for 12 years and then destroyed by shredding or burning.

System manager(s) and address: APMG, Finance Department, Headquarters.

Notification procedure: Correspond with the head of the facility where employed, furnishing name and Social Security Number.

Record access procedures: See "NOTIFICATION" above.

Contesting record procedures: See "NOTIFICATION" above.

Record source categories: Payroll system and Postmasters have input to this system of records.

USPS 060.010

System name: Fraud and False Representation Records—Consumer Protection Case Records, 060.010

System location: Consumer Protection Office, Law Department, USPS Headquarters.

Categories of individuals covered by the system: Respondents in proceedings initiated pursuant to 39 U.S.C. subsection 3005; names of attorneys representing parties; assigned Postal Inspectors; and promoter of scheme.

Categories of records in the system: Describes and provides history of the above and identifies interested parties.

Authority for maintenance of the system: 39 U.S.C. subsection 3005.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—Ready reference source for determining status of pending case and identification of postal employees most familiar therewith.

Use—

1. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal or regulatory in nature, to the appropriate agency, whether Federal, state, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information in this system is maintained on printed forms.

Retrievability: Records are maintained by an alphabetic indexing by name of respondent.

Safeguards: Records are maintained in closed filing cabinets under general scrutiny by personnel of the Law Department.

Retention and disposal: Records in this system are maintained indefinitely.

System manager(s) and address: Assistant General Counsel, Consumer Protection Office, Law Department, USPS Headquarters.

Notification procedure: Customers wishing to know whether information about them is maintained in this system of records should address inquiries to the above SYSTEM MANAGER. Inquiries should contain full name, name by which respondent in proceeding may have been designated; approximate time period in which proceedings may have been initiated.

Record access procedures: See SYSTEM MANAGER above.

Contesting record procedures: See SYSTEM MANAGER above.

Record source categories: Complaints, correspondence between parties involved and Postal Inspection Service investigative reports.

USPS 060.020

System name: Fraud and False Representation Records—Prohibitory Order, 060.020

System location: Consumer Protection, Law Department, Headquarters, Postal Service Centers, Regional Headquarters, Sectional Management Centers

Categories of individuals covered by the system: Persons requesting prohibitory orders, the mailers against whom such orders are issued.

Categories of records in the system: Applications for prohibitory orders, the mailing upon which request is predicated, the issued order and the registered mail receipt signed by mailer against whom order was issued.

Authority for maintenance of the system: 39 U.S.C. 3008

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To process request of an order to prohibit pandering advertisement and to determine whether violations of orders have occurred. Used by Consumer Protection Office and Regional Counsel to investigate violations of postal statutes.

Use—

1. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is maintained in letter form, handwritten and typed.

Retrievability: Data may be found by prohibitory order number or by name of person requesting order.

Safeguards: Records are maintained in closed filing cabinets.

Retention and disposal: Information is retained indefinitely.

System manager(s) and address: Assistant General Counsel, Consumer Protection Office, Law Department, Headquarters

Notification procedure: Name and address of person requesting prohibitory order should be furnished the SYSTEM MANAGER.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Persons requesting prohibitory orders.

USPS 070.010

System name: Inquiries and Complaints—Correspondence Files of the Postmaster General, 070.010.

System location: Office of the Postmaster General, USPS Headquarters.

Categories of individuals covered by the system: USPS employees and Postal Service customers who have corresponded with the Office of the Postmaster General.

Categories of records in the system: General postal information.

Authority for maintenance of the system: 39 U.S.C. 401.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose - To maintain reference to letters from persons communicating with the Postmaster General.

Use—

1. Periodically transferred to custody of National Archives and Records Service (NARS) for keeping as historical documentation.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In original typed, printed, or handwritten form.

Retrievability: Records are filed by individual's name, chronologically by date and by subject.

Safeguards: Records are maintained in locked filing cabinets under scrutiny of PMG's secretary and in secured locked storage room with limited access.

Retention and disposal: Records are maintained indefinitely.

System manager(s) and address: Postmaster General, Headquarters.

Notification procedure: Inquiries should be addressed to the SYSTEM MANAGER above and should contain full name, date of letter, and subject.

Record access procedures: See SYSTEM MANAGER above.

Contesting record procedures: See SYSTEM MANAGER above.

Record source categories: Persons communicating with the Postmaster General.

USPS 070.020

System name: Inquiries and Complaints—Government Officials' Inquiry System, 070.020.

System location: Government Relations Dept., USPS Headquarters.

Categories of individuals covered by the system: Miscellaneous grouping of employees, former employees, applicants for employment, contractors, lessors, and customers who have written to non-postal Government officials.

Categories of records in the system: Miscellaneous information relating to all facts of operation which stems from correspondence described above.

Authority for maintenance of the system: 39 U.S.C. 401.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide USPS officials with the means of responding to inquiries from and/or for other government officials. Use—None.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In original, typed, printed, or handwritten form.

Retrievability: Subject category as derived from correspondence and the inquiring official's name.

Safeguards: Records are maintained in closed file cabinets under general scrutiny of personnel of Government Relations Dept.

Retention and disposal: These records are maintained for four years and then destroyed by shredding.

System manager(s) and address: APMG, Government Relations Department, USPS Headquarters.

Notification procedure: Persons wishing to know whether information about them is maintained in this system of records should address inquiries to the above SYSTEM MANAGER. Inquiries should contain full name, the name of the Government official to whom he wrote, the nature of his inquiry, and the approximate date.

Record access procedures: See SYSTEM MANAGER above.

Contesting record procedures: See SYSTEM MANAGER above.

Record source categories: Non-postal Government officials.

USPS 070.030

System name: Inquiries and Complaints—Inquiry for Loss or Rifling of Mail Matter, 070.030.

System location: Post Offices, and the Postal Data Center in St. Louis.

Categories of individuals covered by the system: USPS customers who have lost mail matter or their mail matter had been rifled.

Categories of records in the system: Name and address of customer, and mail matter information as to date of mailing, content of the matter, the value of the matter, and the addressee's name and address.

Authority for maintenance of the system: 39 U.S.C. 404.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide Claims and Inquiry Section, USPS, with the ability to trace lost and rifled matter.

Use—

1. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic tape, punched cards, preprinted forms and computer printed reports.

Retrievability: Records are maintained by name of sender and address, addressee's name and address, date of mailing, contents of the mail matter, the value of the contents, and place of mailing.

Safeguards: Computer Center access control.

Retention and disposal: These records are maintained for two years and then destroyed by shredding and computer tapes by automatic deletion.

System manager(s) and address: Director, St. Louis Postal Data Center, or local post office.

Notification procedure: Customers wishing to know whether information about them is maintained in this system of records should address inquiries to their local postmaster or the Director of the St. Louis Postal Data Center. Inquiries should contain full name and address, the addressee's name and address, date of mailing, place of mailing and contents.

Record access procedures: See SYSTEM MANAGER above.

Contesting record procedures: See SYSTEM MANAGER above.

Record source categories: USPS customers.

USPS 070.040

System name: Inquiries and Complaints—Patrons Complaint Records, 070.040

System location: Consumer Advocate, USPS, Regional and National Headquarters, District Offices, Post Offices

Categories of individuals covered by the system: USPS customers who have initiated complaints against the USPS.

Categories of records in the system: The complainant's name, address, and nature of the specific complaint, and resolution of same.

Authority for maintenance of the system: 39 U.S.C. 403, 404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To process USPS customer complaints regarding mail services.

Use—

1. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Stored in file cabinets in the Consumer Advocates Office.

Retrievability: Complaints are filed chronologically and by name of complainant.

Safeguards: Records are maintained in closed filing cabinets.

Retention and disposal: These records are retained for a period of one year after the complaint has been satisfied.

System manager(s) and address: APMG, Customer Services Department, Headquarters

Notification procedure: Customers wishing to know whether information about them is maintained in this system of records should address inquiries to the same facility to which they mailed their complaint.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: USPS customers.

USPS 080.010

System name: Inspection Requirements—Investigative File System, 080.010

System location: Chief Postal Inspector, Headquarters, Inspection Service Regional Headquarters

Categories of individuals covered by the system: Persons related to investigations, including subjects of investigations, complainants, informants, witnesses, etc.

Categories of records in the system: Reports of investigations conducted in criminal, civil and personnel suitability background matters, and information in various forms received from other law enforcement agencies and from the public, including information compiled for the purpose of identifying criminal offenders and reports identifiable to individuals. Personal information in this system may include fingerprints handwriting samples, reports of confidential informants, physical identifying data, voiceprints, polygraph tests, and photographs.

Authority for maintenance of the system: 39 U.S.C. 404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide information related to investigation of criminal matters; employee and contractor background investigations or other Inspection Service activities.

Use—A record maintaineo in this system of records may be disseminated as a routine use of such record as follows:

1. in any case in which there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, the record in question may be disseminated to the appropriate federal, state, local, or foreign agency charged with the responsibility for investigating or prosecuting such violation or charged with enforcing or implementing such law;

2. in the course of investigating the potential or actual violation of any law, whether civil, criminal, or regulatory in nature, or during the course of a trial or hearing or tne preparation for a trial or hearing for such violation, a record may be disseminated to a federal, state, local, or foreign agency, or to an indivioual or organization, if there is reason to believe that such agency, individual, or organization possesses information relating to the investigation, trial, or hearing and the dissemination is reasonably necessary to elicit such information or to obtain the cooperation of a witness or an informant;

3. a record relating to a case or matter may be disseminated in an a'propriate federal, state, local, or foreign court or grand jury proceeding in accordance with established constitutional, substantive, or procedural law or practice;

4. a record relating to a case or matter may be disseminated to a federal, state, or local administrative or regulatory preceeding or hearing in accordance with tne procedures governing such proceeding or hearing;

5. a record relating to a case or matter may be disseminated to an actual or potential party or his attorney for the purpose of negotiation or discussion on such matters as settlement of the case or matter, plea bargaining, or informal discovery proceedings;

6. a record relating to a case or matter that has been referred by an agency for investigation, prosecution, or enforcement, or that involves a case or matter within the jurisdiction of an agency, may be disseminated to such agency to notify the agency of the status of the case or matter or of any decision or determination that has been made, or to make such other inquiries and reports as are necessary during the processing of the case or matter;

7. a record relating to a person held in custody pending or during arraignment, trial, sentence, or extradition proceedings, or after conviction or after extradition proceedings; may be disseminated to a federal, state, local, or foreign prison, probation, parole, or pardon authority, or to any other agency or individual concerned with the maintenance, transportation, or release of such a person;

8. a record relating to a case or matter may be disseminated to a foreign country pursuant to an international treaty or convention entered into and ratified by the United States or to an executive agreement;

9. a record may be disseminated to a federal, state, local, foreign, or international law enforcement agency to assist in the general crime prevention and detection efforts of the recipient agency or to provide investigative leads to such agency;

10. a record may be disseminated to a federal agency, in response to its request, in connection with 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 by the requesting agency, to the extent that the information relates to the requesting agency's decision on the matter;

11. a record may be disseminated to the public, news media, trade associations, or organized groups, when the purpose of the dissemination is educational or informational, such as descriptions of crime trends or distinctive or unique modus operandi, provided that the record does not contain any information identifiable to a specific individual other than such modus operandi;

12. a record may be disseminated to a foreign country, through the United States Department of State or directly to the representative of such country, to the extent necessary to assist such country in apprehending and/or returning a fugitive to a jurisdiction which seeks his return;

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is collected on handwritten documents and located by computerized indexes.

Retrievability: Information is located by the name of the individual.

Safeguards: Investigative records are maintained in locked file cabinets, safes, or secured areas under the scrutiny of Inspection Service personnel who have been subjected to security clearance procedures. Access is further restricted by computer passwords.

Retention and disposal: Criminal investigative records are maintained 50 years, non-criminal records are maintained for 5 to 24 years, depending on type. Exceptions may be granted in specific instances for indefinite retention. All records are destroyed by burning or pulping.

System manager(s) and address: Chief Postal Inspector, Headquarters.

Notification procedure: Persons wishing to know whether information about them is contained in this system of records or if they were the subject of an investigation should furnish the SYSTEM MANAGER sufficient identifying information to distinguish them from other individuals of like name; identifying data will include name, address, type investigation, dates, places and the individuals involvement.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Personal interviews with persons involved with an investigation, whether subjects, complainants, witnesses or references.

Systems exempted from certain provisions of the act: Reference 39 C.F.R. 266.9 for details.

USPS 080.020

System name: Inspection Requirements—Mail Cover Program, 080.020

System location: USPS Inspection Service National and Regional Headquarters; Divisional Headquarters

Categories of individuals covered by the system: Individuals on whom a mail cover has been duly authorized to obtain information in the interest of (1) orotecting the national security (2) locating a fugitive and (3) obtaining evidence of the commission or attempted commission of a crime which is punishable by imprisonment for a term exceeding one year.

Categories of records in the system: Names and addresses of individuals, inter-office memorandums, and correspondence with other agencies.

Authority for maintenance of the system: 39 U.S.C. 401, 404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To investigate the commission or attempted commission of acts constituting a crime that is punishable by law.

Use—

1. Information from this system of records may be disclosed to an appropriate law enforcement agency, whether federal, state or local, charged by law with the responsibility for investigating, prosecuting or otherwise acting with respect to protecting the national security, locating a fugitive, or obtaining evidence of commission or attempted commission of a crime.

2. A record relating to a case or matter may be disseminated in an appropriate Federal, state, local, or foreign court or grand jury proceeding in accordance with established constitutional, substantive, or procedural law or practice.

3. A record relating to a case or matter may be disseminated to an actual or potential party or his attorney for the purpose of negotiation or discussion on such matters as settlement of the case or matter, plea bargaining, or informal discovery proceedings.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Original typed documents and/or duplicate copies.

Retrievability: Subject's name filed alphabetically by Fiscal year.

Safeguards: Mail cover data is stored in locked cabinets or in a safe. Classified mail cover material and any mail matter which involves national security is stored in a safe or in metal file cabinets equipped with either steel lockbar, hasp and staple, or locking device and an approved three or more combination dial-type padlock from which the manufacturer's identification numbers have been obliterated.

Retention and disposal: Files and records pertaining to mail covers are retained for eight years, and older data is destroyed by shredding or burning.

System manager(s) and address: Chief Inspector, USPS Headquarters.

Notification procedure: Persons wishing to know whether information about them is maintained in this system of records should address inquiries to the above SYSTEM MANAGER. Inquiries should contain full name and current address, together with previous addresses for past eight years when applicable.

Record access procedures: See SYSTEM MANAGER above.

Contesting record procedures: See SYSTEM MANAGER above.

Record source categories: Correspondence from requesting authority and record of action taken upon that request.

Systems exempted from certain provisions of the act: Reference 39 C.F.R. 266.9 for details.

USPS 090.010

System name: Non-Mail Services—Food Coupon Program Records, 090.010

System location: Post Offices in 17 states (IL, MI, KY, GA, SC, NC, OK, TX, CA, WA, AK, MT, NM, CO, AR, OR, MA) 2316 Post Offices, Stations and Branches; (Locations are subject to frequent change.)

Categories of individuals covered by the system: Persons authorized to purchase food coupons.

Categories of records in the system: Name, address, and number of food coupons.

Authority for maintenance of the system: 39 U.S.C. 401, 411

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide local distrubution of food coupons authorized by the state governments listed in location above.

Use—

1. Transfer relevant records to the U. S. Department of Agriculture and to appropriate State or local administering authority.

2. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: These records are stored in file cabinets located in the Accounting Unit; some information is maintained on tape as well.

Retrievability: Name of purchaser and number of card issued by the State.

Safeguards: Records are maintained on secured premises in file cabinets.

Retention and disposal: Information in this system of records is maintained for thirty days and then returned to the State.

System manager(s) and address: APMG, Customer Services, Headquarters

Notification procedure: Customers wishing to know whether information about them is maintained in this system of records should address inquiries to their local postmaster. Inquiries should contain full name and upon location of the record purchasers will be required to produce the State-issued card authorizing purchase.

Record access procedures: See "NOTIFICATION" above.

Contesting record procedures: See "NOTIFICATION" above.

Record source categories: The State and purchasers of the food coupons.

USPS 090.020

System name: Non-Mail Services—Passport Application Records, 090.020

System location: 886 Post Offices in all states except New Jersey

Categories of individuals covered by the system: Persons applying for passports.

Categories of records in the system: Name, phone number, address, and services received.

Authority for maintenance of the system: 39 U.S.C. 401, 411, 22 U.S.C. 214

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To process the application of passports.

Use—

1. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to the appropriate agency, whether Federal, State, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

2. Records may be transferred to the State Department.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information in this system is maintained on printed forms in hard copy.

Retrievability: By name of applicant.

Safeguards: Information in this system of records is maintained in file cabinets in the Accounting Unit.

Retention and disposal: Information in this system is maintained for two years and destroyed by shredding.

System manager(s) and address: APMG, Customer Services Department, Headquarters

Notification procedure: Customers wishing to know whether information about them is maintained in this system of records should address inquiries to their local postmaster. Inquiries should contain full name and address of customer.

Record access procedures: See "NOTIFICATION" above.

Contesting record procedures: See "NOTIFICATION" above.

Record source categories: Information in this system of records is obtained from the applicant.

USPS 100.010

System name: Office Administration—Carpool Coordination/Parking Records System, 100.010

System location: Employee Relations Department, Headquarters; PST&DI Centers, Procurement & Supply Department, Headquarters

Categories of individuals covered by the system: U. S. Postal Service employees at Headquarters and PST&DI Centers

Categories of records in the system: Records in this system contain name, address, Social Security Number and Finance number of employees.

Authority for maintenance of the system: 39 U.S.C. 401

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide parking and carpooling services to employees.

Use—

1. To provide each employee of Headquarters, USPS, who desires to join or establish a carpool with the listing of employees who live in his/her ZIP Code area.

2. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A019 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information in this system is maintained on punched cards and printed forms.

Retrievability: Alphabetical listing by each ZIP Code number in the surrounding area.

Safeguards: Retained in file boxes under minimum security.

Retention and disposal: Indefinite period and are destroyed by placing them in the trash.

System manager(s) and address: APMG, Procurement & Supply Department, Headquarters

Executive Manager, PST&DI Centers

Notification procedure: Employees wishing to know whether information about them is maintained in this system of records should address inquiries to the system manager where employed.

Record access procedures: See "NOTIFICATION" above

Contesting record procedures: See "NOTIFICATION" above.

Record source categories: From employee desiring participation in a carpool.

USPS 100.020

System name: Office Administration—Marketing Memo, 100.020

System location: Regional Headquarters

Categories of individuals covered by the system: USPS Central Region Customer Service Representatives, District Managers, District Directors of Customer Services, Sectional Center Director of Customer Services, Regional Sales Division, BMC General Managers and Customer Engineers.

Categories of records in the system: Name and address of employees receiving newsletter

Authority for maintenance of the system: 39 U.S.C. 401, 1001

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To distribute on a sales and marketing newsletter to Postal Service Marketing employees.

Use—May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A019 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Addressograph plates.

Retrievability: Employee name.

Safeguards: Information in this system of records is maintained in closed file cabinets in secured facility.

Retention and disposal: Information in this system is maintained only for as long as it is current and then is disposed of by usual means.

System manager(s) and address: APMG, Customer Services Department, Headouarters

Notification procedure: Employees wishing to know whether information about them is maintained in this system of records should address inquiries to the head of the facility where they are employed.

Record access procedures: See 'NOTIFICATION' above.

Contesting record procedures: See 'NOTIFICATION' above.

Record source categories: Information in this system is obtained from in-house listings of employees in marketing positions.

Notification procedure: 00.030

System name: Office Administration - Pre-Paid Pass Program - Massachusetts Bay Transit Authority (MBTA), 100.030

System location: Boston Post Office

Categories of individuals covered by the system: USPS Employees in the Boston Post Office who volunteered to join the Massachusetts Bay Transit Authority pre-paid pass program to ride the busses and subways in Boston.

Categories of records in the system: Records information consists of names, addresses, plan number and amount of monthly deductions.

Authority for maintenance of the system: 39 U.S.C. 401

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide a list of those employees participating in the pre-paid plan, to identify which plan and the amount of payroll deduction.

Use—

1. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

2. May be disclosed to the Office of Management and Budget in connection with the review of orivate relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is kept on magnetic tape, punched cards, pre-printed forms and computer printouts.

Retrievability: Information is retrieved on employee's Social Security Number.

Safeguards: Information is protected by computer center physical security.

Retention and disposal: Computerized records and hard copy records are retained for two years then destroyed by scratching or shredding.

System manager(s) and address: Postmaster, Boston, MA

Notification procedure: Name and Social Security Number

Record access procedures: Write or contact 'SYSTEM MANAGER' above.

Contesting record procedures: Write or contact 'SYSTEM MANAGER' above.

Record source categories: Information in this system of records is obtained from the applicant.

USPS 100.040

System name: Office Administration—Response to General Services Administration (GSA) Basic Order Agreement (BOA) Solicitations, 100.040

System location: Management Information Systems Denartment, USPS Headquarters

Categories of individuals covered by the system: Contractor personnel skilled and exnerienced in information systems.

Categories of records in the system: Personnel and professional resumes together with statements of comoany caoabilities and rates.

Authority for maintenance of the system: 39 U.S.C. 401

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide postal managers with information on the skills, exoerience and education of contractor personnel so that a selection maV be made to fill a specific job.

Use—May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance orocess as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In original typed, printed or handwritten form.

Retrievability: Filed by employee name and organized by contractor.

Safeguards: Records are maintained in closed filing drawers within a secured facility.

Retention and disposal: Records are maintained through the length of the contract, non-selected companies and individuals may be retained if under consideration for future contracts. Destroyed by shredding.

System manager(s) and address: APMG, Management Information Systems Department, Headquarters

Notification procedure: Individuals wishing to know whether information about them is maintained in this system of records should address inquiries to the above SYSTEM MANAGER. Inouiries should contain full name and the name of the company that has bid his/her services.

Record access procedures: See 'SYSTEM MANAGER' above.

Contesting record procedures: See 'SYSTEM MANAGER' above.

Record source categories: Companies listed on G.S.S. B.O.A. responding to solicitations.

USPS 110.010

System name: Personal Property Management—Accountable Property Records, 110.010

System location: All USPS components

Categories of individuals covered by the system: Employees assigned accountable property.

Categories of records in the system: Type of equipment assigned and signature of individual.

Authority for maintenance of the system: 39 U.S.C. 401

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide a record of accountable property on hand and to whom it has been assigned.

Use—

1. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal or regulatory in nature, to the appropriate agency, whether Federal, state, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

2. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information in this system is maintained on printed forms.

Retrievability: Indexed by equipment and employee name.

Safeguards: Physical security.

Retention and disposal: As long as individual is charged with equipment. Records are returned to individual when he is no longer accountable.

System manager(s) and address: APMG, Procurement and Supply Department, Headquarters

Notification procedure: Employees wishing to know whether information about them is maintained in this system should address inquiries to the Custodian in the facility where assignment was made. Headquarters employees should submit request to the SYSTEM MANAGER.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Information is obtained by the individual to whom the record pertains.

USPS 120.020

System name: Personnel Records—Blood Bank Record System, 120.020

System location: Health Units at USPS Facilities; District Chapters of the American Red Cross.

Categories of individuals covered by the system: USPS employees who volunteer to join the USPS Blood Donor Program.

Categories of records in the system: Name, address, pay location number, and information as to month they wish to donate blood.

Authority for maintenance of the system: 39 U.S.C. 401

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide the USPS Blood Donation Program with Blood Bank information so that donors can be spread throughout the year in their donation.

Use—

1. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information in this system is maintained on magnetic tape, punched cards, preprinted forms and computer printed reports.

Retrievability: Employee's name and social security number.

Safeguards: Maintained in closed file cabinets in secured facilities.

Retention and disposal: These records are retained for a period of two years and then destroyed by shredding and automatic deletion in the case of computer information.

System manager(s) and address: APMG, Employee Relations Department, Headquarters

Notification procedure: Employees wishing to know whether information about them is maintained in this system of records should address inquiries to the head of the facility where employed. Headquarters employees should submit requests to the SYSTEM MANAGER. Inquiries should contain full name and social security number.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Information is obtained from the individual.

USPS 120.030

System name: Personnel Records—Contract Employee Assignment Records, 120.030

System location: Logistics Department, Headquarters; Regional Offices, Sectional Centers; Bulk Mail Centers, Post Offices.

Categories of individuals covered by the system: Persons under contract with the USPS.

Categories of records in the system: Name and social security number.

Authority for maintenance of the system: 39 U.S.C. 401

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To ascertain employees having an assignment requiring access to mail or postal premises under contract with the USPS.

Use—

1. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

2. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Original typed, printed or handwritten form.

Retrievability: Name of contract employee.

Safeguards: Retained in locked file cabinets by Administrative Official.

Retention and disposal: Contract records are maintained for the life of the contract. Upon expiration of the contract, the records are held one year and then destroyed by shredding.

System manager(s) and address: APMG, Logistics Department, Headquarters

Notification procedure: Contractors wishing to know whether information about them is maintained in this system of records should address inquiries to the head of the Regional Office where employed. Inquiries should contain full name and region where employed. Headquarters contractors should submit requests to the SYSTEM MANAGER.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Information is obtained from the contractor.

USPS 120.033

System name: Personnel Records—Contractor Employee Fingerprint Records

System location: Logistics Department, Headquarters; Regional Headquarters; Sectional Centers; Bulk Mail Centers, Post Offices.

Categories of individuals covered by the system: Persons under contract with the USPS.

Categories of records in the system: Name and social security number, fingerprints.

Authority for maintenance of the system: 39 U.S.C. 401

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide information to the Contracting Officer with regard to the USPS screening procedures if a contractor employee has had a previous arrest record.

Use—

1. All USPS fingerprint charts are sent to the Federal Bureau of Investigations.

2. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: In original typed, printed or handwritten form.

Retrievability: Contractor employee name.

Safeguards: Maintained in locked file cabinets by Administrative Officials.

Retention and disposal: Records are kept until employee leaves employment of USPS and then destroyed one year later by shredding.

System manager(s) and address: APMG, Logistics Department, Headquarters

Notification procedure: Inquiries should be addressed to the Regional Postmaster General within the region where employed. Inquiries should contain full name and social security number.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Contractor employed by the USPS.

USPS 120.035

System name: Personnel Records—Employee Accident Records, 120.035

System location: USPS Headquarters, Employee Relations Department; Regional Headquarters; District Offices; Sectional Centers; Post Offices; Bulk Mail Centers; Postal Data Centers.

Categories of individuals covered by the system: All postal employees that have an accident that involves

100 or more damage and/or an occupational injury or illness.

Categories of records in the system: Name, address, age, sex and type of accident.

Authority for maintenance of the system: Public Laws 91-596 and 94-82, Executive Orders 11807

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide data for analytical studies.

Use—

1. USPS safety and health officers and personnel in the course of their inspections.

2. To furnish the US Department of Labor with serious accident reports, information to reconcile claims filed with the Office of Worker's Compensation, and quarterly and annual summaries of occupational injuries and illnesses; and to make information available to the Secretary of Labor upon his request.

3. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regul0ation or order issued pursuant thereto.

4. To a court, party, orcounsel for a party, to litigation involving accident or to which it is relevant or to persons insurance companies or counsel for the foregoing settlement or attempting to settle claims involving the accident.

5. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information in this system is maintained on index cards, magnetic tape, preprinted forms and computer print-outs.

Retrievability: Employee name and social security number.

Safeguards: Maintained in closed file cabinets within secured facilities.

Retention and disposal: Records are maintained for five years following the end of the calendar year to which they relate.

System manager(s) and address: APMG, Employee Relations Department, Headquarters.

Notification procedure: Employees wishing to know whether information about them is maintained in this system of records should address inquiries to the head of the facility where employed. Headquarters employees should submit requests to the SYSTEM MANAGER. Inquiries should contain full name, address, finance number and social security number.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: USPS Accident Reports

USPS 120.036

System name: Personnel Records—Employee Discipline, Grievance and Appeals Records, 120.036

System location: All postal facilities

Categories of individuals covered by the system: Records are maintained on non-bargaining unit employees in the Postal Service (PS), Postal Management Salary (PMS), Postal Executive Salary (PES) (except officers) and Fourth-Class Salary (FCS) Schedules, who have completed six months of continuous service in the U. S. Postal Service or a minimum of twelve months of combined service, without break of a work day, in positions in the same line of work in the Civil Service and the Postal Service, unless any part of such service was pursuant to a temporary appointment in the competitive service with a definite time limitation.

Categories of records in the system: Notice to employee of proposed action, reply to notice, summary of oral reply, employee notice of grievance, employee notice of appeal, records of hearing proceedings, appeal decisions from installation head, region or Headquarters, notice of action, investigative reports and related records.

Authority for maintenance of the system: 39 U.S.C. 1001

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—Provides a grievance and appeal procedure for an employee, not subject to the provisions of a collective bargaining agreement, who alleges that his rights regarding compensation, benefits, or other terms and conditions of employment have been adversely affected. Use—

1. To respond to a request from a member of Congress regarding the status of an appeal, complaint or grievance.

2. To respond to a court subpoena and/or refer to a court in connection with a civil suit.

3. To adjudicate an appeal, complaint, or grievance.

4. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal or regulatory in nature, to Postal Inspection Service, or to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

5. To request information from a Federal, state or local agency maintaining civil, criminal, or other relevant enforcement or other pertinent information, such as licenses, if neccessary to obtain relevant information to an agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant, or other benefit.

6. To provide information or disclose to a Federal agency, in response to its request, in connection with the hiring or retention of an employee, the letting of a contract, or issuance of a license, grant, or other benefit by the requesting agency to the extent that the information is relevant and necessary to the requesting agency's decision on that matter.

7. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

8. Records from the employee file will be disclosed to the Federal Employees Appeals Authority Office of the Civil Service Commission for action on Veterans Preference Appeals.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information in this system is maintained on paper in the form of letters, forms, notices. In some instances, records of hearing proceedings are on magnetic tape.

Retrievability: Employee name

Safeguards: Records are kept in locked filing cabinets or secured record storage rooms and are available only to authorized officials.

Retention and disposal: Appeal records are kept for two years after close of file. All others are kept one year after close of file. Records are destroyed by shredding.

System manager(s) and address: APMG, Employee Relations Department, Headquarters

Notification procedure: Field employees must submit a written request to the head of the field installation where the action was initiated. Headquarters employees must submit a written request to the System Manager. He may also request permission to listen to or record tape recordings of hearings. This must be done in the presence of a postal official. He must identify himself to the satisfaction of official authorized to aoprove request.

Record access procedures: See 'NOTIFICATION' above.

Contesting record procedures: See 'NOTIFICATION' above.

Record source categories: Employee initiating grievance, employee's

Record source categories: Employee initiating actions, employee's supervisors, management, complainging customer, law enforcement agencies, and others.

USPS 120.038

System name: Employee Bicentennial Awards List, 120.038

System location: Customer Services Department, Headquarters

Categories of individuals covered by the system: U. S. Postal Service employees nominated for Bicentennial award.

Categories of records in the system: Employee's name, work location, supervisor and involvement in the Bicentennial.

Authority for maintenance of the system: 39 U.S.C. 403, 404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To verify bicentennial involvement and to notify supervisor. Use—None

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Original letters in files.

Retrievability: Employee name.

Safeguards: Normal physical security with access limited to those members of the Bicentennial Branch.

Retention and disposal: Three years, then destroyed by shredding or burning.

System manager(s) and address: APMG, Customer Services Department, Headquarters

Notification procedure: Inquiries should be addressed to the SYSTEM MANAGER as shown above, providing the employee's name and state.

Record access procedures: See 'NOTIFICATION' above.

Contesting record procedures: See 'NOTIFICATION' above.

Record source categories: Bicentennial groups and Postal Service employees.

USPS 120.040

System name: Personnel Records—Employee Job Bidding System, 120.040

System location: Employee Relations Department, Headouarters, Regional Headquarters, District Offices, Sectional Centers, Post Offices, Postal Data Centers

Categories of individuals covered by the system: Employees who have made a 'Bid for Preferred Assignment' with the USPS.

Categories of records in the system: Knowledge of schemes, vacant position characteristics, seniority of the employee, level of the candidate, and craft.

Authority for maintenance of the system: 39 U.S.C. 1001, 1206

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide the Office of Personnel with fair and impartial information to match vacant position to the most qualified candidate.

Use—

1. To provide information for offical bulletin boards and release to various employee organizations.

2. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Records are stored on magnetic tape, punched cards, pre-printed forms and computer printed reports.

Retrievability: This system is indexed by employee name and Social Security Number.

Safeguards: Computer center access control and limitation within offices to those employees maintaining the system.

Retention and disposal: Computer records are saved two years, then automatically deleted. Paper records are kept six months after a vacancy is filled, then destroyed. Some records are retained until employee separation.

System manager(s) and address: APMG, Employee Relations Department, Headquarters

Notification procedure: The employee should state the position of bid and identify himself with name, Social Security Number, closing date of the bid notice, and forward this information to the head of the facility where employed. Headquarters employees should submit requests to the System Manager.

Record access procedures: See 'NOTIFICATION' above.

Contesting record procedures: See 'NOTIFICATION' above.

Record source categories: Employee personnel data, scheme knowledge, qualifications of the job and of the candidate, successful bidders notices from vacant duty assignment postings.

USPS 120.050

System name: Personnel Records—Employee Suggestion Control, 120.050

System location: USPS Headquarters, Regional Headquarters, Post Offices, Bulk Mail Centers, Postal Data Centers

Categories of individuals covered by the system: USPS employees

Categories of records in the system: Name of employee, employee number, employment location, suggestion number, subject, and decision. If adopted, estimate of benefits and recognition granted.

Authority for maintenance of the system: Chapter 45 of Title 5, U.S.C.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide a source of data on individual performance which is often one factor in identifying nominees for other individual recognitions including case awards. This information also provides data on the effectiveness of the program which is summarized in an Annual Report.

Use—May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information in this system is maintained on printed forms and on magnetic tape.

Retrievability: Employee name, region where employed, pay location, and district.

Safeguards: This information is maintained in file cabinets in secured facilities.

Retention and disposal: Information in this system is retained for two years and then destroyed by shredding and automatic deletions for computer tapes.

System manager(s) and address: APMG, Employee Relations Department, Headquarters

Notification procedure: Employees wishing to know whether information about them is maintained in this system of records should contact the head of the facility where employed. Headquarters employees should submit requests to the System Manager.

Record access procedures: See 'NOTIFICATION' above.

Contesting record procedures: See 'NOTIFICATION' above.

Record source categories: Information is obtained from the individual making the suggestion.

USPS 120.060

System name: Personnel Records—Employement and Financial Interest Records, 120.060

System location: Law Department, Headquarters, Offices of Associate Ethical Conduct Officers at Headquarters, Regional Headquarters, and Postal Data Centers

Categories of individuals covered by the system: USPS employees in levels 22 and above and Special Employees as determined by criteria established in Executive Order 11222 as implemented by Postal Service regulations, vix., 39 C.F.R. 447.4l(a).

Categories of records in the system: Employee name, title, salary, date of appointment to present position; list of organizations in which employee has a financial interest, types of indebtedness, interest in real property.

Authority for maintenance of the system: Executive Orders 11222 and 11590

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To review a statement by designated Postal Service officials for oossible conflicts of interest.

Use—

1. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Original preprinted forms.

Retrievability: Records are filed by name of employee, but organized according to organizational components.

Safeguards: Records are kept in locked safe and access is limited to designated Postal Service officials on need-to-know basis.

Retention and disposal: Records are maintained for as long as employee is subject to reporting requirements and for two years thereafter. They are destroyed by shredding.

System manager(s) and address: APMG, Employee Relations Department, Headquarters

Notification procedure: Employees wishing to gain access to information pertaining to them should direct inquiries to the head of the facility where employed. Headquarters employees should submit requests to the SYSTEM MANAGER. Inquiries should contain full name and place of employment.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Information submitted by individual employee on PS Form 2417 and 2418.

USPS 120.070

System name: Personnel Records—General Personnel Folders (Official Personnel Folder and records related thereto), 120.070

System location: Personnel offices of all USPS facilities; St. Louis Personnel Records Center; Civil Service Commission

Categories of individuals covered by the system: USPS employees.

Categories of records in the system: Applications, resumes, promotion/salary changes and other Personnel actions, letters of recommendation and all information relative to Federal employement including pre-postal employment and current postal employment history.

Authority for maintenance of the system: 39 U.S.C. 1001

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—Used by administrators in Personnel Offices and by individual employee supervisors to perform routine personnel functions.

Use—

1. To provide information to a prospective employer of a USPS employee or former USPS emoloyee.

2. To provide data for the automated Central Personnel Data File CPDF, maintained by U.S. Civil Service Commission.

3. To provide statistical reports to Congress, agencies, and the public on characteristics of the USPS work force.

4. To provide information or disclose to a Federal agency, in response to its request, in connection with the hiring or retention of an employee, the letting of a contract, or issuance of a license, grant, or other benefit to the extent that the information is relevant and necessary.

5. To request information from a Federal, State, or local agency maintaining civil, criminal, or other relevant enforcement or other pertinent information, such as licenses, if necessary to obtain relevant information or other pertinent information to a decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant, or other benefit.

6. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.

7. To provide data for the compilation of a local seniority list that is used by management to make decisions pertaining to appointment and assignments among craft personnel. The list is posted in local facilities where it may be reviewed by USPS employees.

8. Transfer to the CSC upon retirement of an employee for processing retirement benefits.

9. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper files, preprinted forms, Official Personnel Folders.

Retrievability: Employee name and location of employment.

Safeguards: Folders are maintained in locked cabinets to which only authorized personnel have access.

Retention and disposal: Maintained until employee is separated, then portions are sent to the Federal Records Center, St. Louis for processing and storage. Folders for employees who transfer to other Federal agencies are sent to the agency where employee is reemployed.

System manager(s) and address: APMG, Employee Relations Department, Headquarters.

Notification procedure: Employees wishing to gain access to their Official Personnel Folders should inquire to the facility head where employed. Headquarters employees should submit requests to the SYSTEM MANAGER.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Employee, references, and past employers.

USPS 120.080

System name: Personnel Records—Master Minority File Records, 120.080

System location: Employee Relations Department, Headquarters and Postal Data Centers.

Categories of individuals covered by the system: All USPS employees.

Categories of records in the system: The file contains the Minority Designation Code, date of birth, and social security Numbers of all USPS employees.

Authority for maintenance of the system: 42 U.S.C. 2000e-16, Executive Orders 11478 and 11590

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide the USPS Office of Equal Employment Opportunity with minority statistics as required.

Use—

1. May be disclosed to the Office of Managment and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic tapes

Retrievability: Employee's social security number..

Safeguards: Computer Password authentication and physical security.

Retention and disposal: Computer records are retained for two years.

System manager(s) and address: APMG, Employee Relations Department

Notification procedure: Employees wishing to know whether information about them is maintained in this system of records should address inquiries to the SYSTEM MANAGER. Inquiries should contain full name and social security number.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Information is obtained from the employee.

USPS 120.090

System name: Personnel Records—Medical Records, 120.090

System location: Personnel Office of employing facility for present employee records, and the National Personnel Records Center, St. Louis, MO 63118 for former employee records.

Categories of individuals covered by the system: USPS employees present and former.

Categories of records in the system: Name, address, and pertinent medical information, i.e., history, findings, diagnosis, and treatment.

Authority for maintenance of the system: 39 U.S.C. 401, 1001

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To process medical records which are kept on each postal employee.

Use—

1. Information in these records is provided to the Civil Service Commission and is used to make the following determinations:
   a. Veterans Preference
   b. Disability retirement
   c. Postal Service seniority
   d. Disabled child
   e. Competency
   f. 'Insurable interest' survivor annuity elections
   g. Health benefit eligibility
   h. Disputed health benefit claim validity
   i. Suitability for employment or continued employment of individuals
   j. Benefit entitlement
   k. Medical Counseling
2. Information in these records may be provided to officials of other Federal agencies responsible for other Federal benefit programs administered by:
   a. Office of Workmen Compensation Programs
   b. Retired Military Pay Centers
   c. Veterans Administration
   d. Social Security Administration
   e. Specific private contractors engaged in providing benefits under Federal contracts.
3. Information in these records is used or a record may also be used:

a. to refer, where there is an indication of a violation or potential violation of law, whether civil, criminal or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto.

b. to request information from a federal, state or local agency, maintaining civil, criminal, or other relevant enforcement or other pertinent information, such as licenses, if necessary to obtain relevant information to an agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

c. To provide information or disclose to a Federal agency, in response to its request, in connection with the hiring or retention of an employee, the letting of a contract, or issuance of a license, grant, or other benefit by the requesting agency to the extent that the information is relevant and necessary to the requesting agency's decision on that matter.

d. Used as a record in line of duty injury cases and referral to Public Health Services, HEW.

4. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordinatio' and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem: HJPreprinted forms and paper files.

Retrievability: Charts filed alphabetically by name.

Safeguards: No one sees recoros without employee's written permission.

Retention and disposal: Records are destroyed the 6th year after employee leaves the USPS. All records are shredded after sixth year.

System manager(s) and address: APMG, Employee Relations Department, Headquarters.

Notification procedure: Employee wishing to know whether information about him is maintained in this system of records should address inquiries to the head of the facility where employed. Headquarters employees should submit requests to the SYSTEM MANAGER. Inquiries should contain full name.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: USPS employees and medical staff.

USPS 120.100

System name: Personnel Records—Performance Awards System Records, 120.100

System location: Headquarters Personnel Division and Inspection Service, and Inspection Service Regional and Divisional Offices; District Offices; Post Offices; Bulk Mail Centers; Postal Data Centers.

Categories of individuals covered by the system: USPS employees.

Categories of records in the system: Name of employee, 'mployee number, pay location, basis for award and award granted.

Authority for maintenance of the system: Chapter 45 of Title 39, U.S.C.

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To control and measure the effectiveness of the Cash Awards Program.

Use—

1. Information is summarized and furnished to the U.S. Civil Service Commission annually, to be included in the CSC report on incentive awards to the president.
2. May be disclosed to the Office of Management and Budget in connection with the review of private relief leoislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic tape and printed forms.

Retrievability: Employee name, region where employed, pay location and district.

Safeguards: Physical security.

Retention and disposal: Records are maintained for three years and then destroyed bv shredding.

System manager(s) and address: APMG, Employee Relations Department, Headquarters

Notification procedure: Employees wishino to know whether information about them is maintained in this system of records should address inquiries to the head of the facility where employed. Headouarters employees should submit requests to the SYSTEM MANAGER. Inquiries should contain full name, and pay location.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Information is obtained in summary printouts supplied to each region by Postal Data Centers.

USPS 120.110

System name: Personnel Records—Personnel Investigations Records, 120.110

System location: Personnel Office of all U. S. Postal Service facilities; USPS Inspection Service National and Regional Headquarters; and Civil Service Commission.

Categories of individuals covered by the system: Postal employees

Categories of records in the system: Information gathered through investigation concerning civilian criminal records and military offenses.

Authority for maintenance of the system: 39 U.S.C. 410(b), 1001

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To request the Civil Service Commission to perform an investigation on an employee or contractor.

Use—

1. To any agency from which information is requested in the course of an investigation, to the extent necessary to identify the individual, inform the source of the nature and purpose of the investigation, and to identify the type of information requested.
2. In the event of an indication of any violation or potential violation of the law, whether civil, criminal, or regulatory in nature, and

whether arising by statute, or by regulation, rule or order issued pursuant theretog the relevant records in the system of records may be referred, as a routine use, to the appropriate agency, whether Federal, State, local or foreign, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto; such referral shall also include, and be deemed to authorize (1) any and all appropriate and necessary uses of such records in a court of law and before an administrative board or hearing, including referrals related to probation and parole matters, and (2) such other inter-agency referrals as may be necessary to carry out the receiving agency's assigned law enforcement duties.

3. To a Federal agency, in response to its request, in connection with the letting of a contract, or the issuance of a license, grant, or other benefit by the requesting agency, to the extent that the information is relevant and necessary to the requesting agency's decision on matters.

4. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Information is maintained on pre-printed forms.

Retrievability: Information is indexed alphabetically by name.

Safeguards: Information is stored in locked file cabinets accessible to those with an appropriate security clearance.

Retention and disposal: Records are maintained as long as the employee is employed by the Postal Service. Upon leaving the Postal Service, these records are returned to the Civil Service Commission.

System manager(s) and address: APMG, Employee Relations Department, Headquarters

Notification procedure: Apply to the head of the postal facility where employed giving name. Headquarters employees should submit requests to the System Manager.

Record access procedures: See 'NOTIFICATION' above.

Contesting record procedures: See 'NOTIFICATION' above.

Record source categories: Information collected is the result of investigations.

Systems exempted from certain provisions of the act: Reference 39 CFR 266.9 for details.

USPS 120.120

System name: Personnel—Personnel Research and Test Validation Records, 120.120

System location: USPS National Test Administration Center, Los Angeles, CA; USPS National and Regional Headquarters; Bulk Mail Centers; District Offices; and the Oklahoma City Computer Center.

Categories of individuals covered by the system: Applicants for postal employment and USPS employee applicants for reassignment and/or promotion.

Categories of records in the system: Computer scannable answer sheets which contain the applicants' identification information and the applicants' answers to the test questions.

Authority for maintenance of the system: 39 U.S.C. 401, 101

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide verification of the applicants' test score.

Use—

1. Data are collected on a project by project basis and are used for the construction, analysis, and validation of written tests; for research on personnel measurement and selection methods and techniques and research on personnel management practices such as performance evaluation or productivity. Routine use includes the exchange of personnel records between the Civil Service Commission and the Postal Service for personnel research purposes and the use of personal identifier such as employee name to identify employees included in research studies that extend over a period of time (longitudinal studies). No personnel decisions are made in the use of these research records. Many data are collected under conditions assuring their confidentiality. This confidentiality will be protected. Personal information in this system of records is used by the personnel research staff in the Civil Service Commission or the U.S. Postal Service.

2. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, or order issued pursuant thereto.

3. To request information from a Federal, State or local agency maintaining civil, criminal, or other relevant enforcement or other pertinent information, such as licenses, if necessary to obtain relevant information to an agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

4. To provide information or disclose to a Federal agency, in response to its request, in connection with the hiring or retention of an employee, the letting of a contract, or issuance of a license, grant, or other benefit by the requesting agency to the extent that the information is relevant and necessary to the requesting agency's decision on that matter.

5. For litigation in a Federal court by the Civil Service Commission or an agency.

6. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Answer sheets in handwritten form.

Retrievability: This system of records is indexed by employee name, batch number or employee's date of examination and examination center administering the examination.

Safeguards: These records are maintained in closed file cabinets in a secured facility.

Retention and disposal: These records are maintained for six months and then destroyed by shredding.

System manager(s) and address: APMG, Employee Relations Department, Headquarters

Notification procedure: Persons wishing to know whether this system of records contains information on them should address inquiries to the head of the Test Administration Center where they were examined. Headquarters employees should submit requests to the System Manager. Inquiries should contain full name, Social Security Number, date of examination, examination number, and place of participation in the examination.

Record access procedures: See 'NOTIFICATION' above.

Contesting record procedures: See 'NOTIFICATION' above.

Record source categories: Applicants' test answers.

Systems exempted from certain provisions of the act: Reference 39 CFR 266.9 for details.

USPS 120.130

System name: Personnel Records—Postmaster Selection Program Records, 120.130

System location: USPS Headquarters; Regional Headquarters

Categories of individuals covered by the system: USPS emolovees desiring to be considered for promotion to Postmaster position.

Categories of records in the system: Name, address, date of birth, social securitv number, education summary, postal background, other employment experience, Postal Inspector's Investigative memorandum, and other pertinent personal information.

Authority for maintenance of the system: 39 U.S.C. 401, 1001

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide Regional Mana'ement Selection Board and the National Management Selection Board with fair and impartial information to match requirements for Postmaster position to the best qualified candidate.

Use—

1. To furnish selection boards with necessary information to make Postmaster selection.

2. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Printed, typed or handwritten forms.

Retrievability: Employee name and Postal facility where employed.

Safeguards: Locked file cabinets in a secured facility.

Retention and disposal: These records are maintained for two years and then destroyed by shredding.

System manager(s) and address: APMG, Employee Relations Department, Headquarters. contains information on them should address inquiries to the Regional Postmaster General in the area of vacancy where application was made. Inquiries should contain full name and the Postal facilitv to which application was made, title, and place of employment.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Information is obtained from the employee, postal background personnel data, and from forms completed by the employee.

USPS 120.140

System name: Personnel Records—Program for Alcoholic Recovery (PAR), 120.140

System location: USPS Headquarters; Regional Headquarters.

Categories of individuals covered by the system: USPS employees who volunteer for the Program.

Categories of records in the system: Number of counseling contacts and leave usage while participating in the Program, name and personal information necessary to assist employees in a Program of recovery.

Authority for maintenance of the system: 39 U.S.C. 401

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—Counselors with information to maintain caseload and follow-up counseling of individual under the Program.

Use—

1. Used as a management data source for statistical reporting on the Program.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Printed forms and paper files.

Retrievability: Employee name and case number.

Safeguards: These confidential files are maintained in locked file cabinets with limited access to PAR personnel and in secured facilities.

Retention and disposal: Records are maintained for two years then destroyed by shredding. Historical Case Record Card is maintained indefinitley.

System manager(s) and address: APMG, Employee Relations Dept., Headquarters

Notification procedure: Employees participating in the Program should address inquiries to the head of the facility where participating in the Program. Inquiries should contain employees name and location of employment. Headquarters employees should submit requests to the SYSTEM MANAGER.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Employee, correspondence from hospital and/or doctor, and USPS PAR counselors.

USPS 120.150

System name: Personnel—Recruiting, Examining Training and Placement Records, 120.150

System location: U. S. Postal Service personnel offices and/or other offices within Postal Service facilities authorized to make aopointments to positions.

Categories of individuals covered by the system: Job applicants.

Categories of records in the system: Personal and professional resumes, personal applications, test scores, academic transcripts, letters of recommendation notes and comments from interviews, investigations and related correspondence; emoloyee grade, promotion, merit forms, including those for Management Associate and Management Trainee Programs.

Authority for maintenance of the system: 39 U.S.C. 401, 1001

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide managers and supervisors information in recruiting and recommending appointment of qualified persons to any grade level.

Use—

1. To refer applicants to USPS officials for ourooses of consideration for placement in positions for which an applicant has aoplied and is oualified.

2. To exchanqe or furnish information to other employees or emploYment reference services.

3. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal or regulatory in nature, to the annropriate agency, whether Federal, State, or local, charged with the resnonsibility of investigating or prosecuting such violation or charged with enforcing or implementinq the statute, or rule, regulation or order issued oursuant thereto.

4. To request information from a federal, state or local agency maintaining civil, criminal, or other relevant enforcement or other pertinent information, such as licenses, if necessary to obtain relevant information to an agency decision concerning the hiring or retention of an employee, the issuance of a security clearance, the letting of a contract, or the issuance of a license, grant or other benefit.

5. To provide information or disclose to a Federal agency, in response to its reouest, in connection with the hiring or retention of an employee, the letting of a contract, or issuance of a license, grant, or other benefit by the requesting agency to the extent that the information is relevant and necessary to the requesting agency's decision on that matter.

6. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance orocess as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper files, Xerox copies, index cards magnetic tape, punched cards, pre-printed forms, and computer printed reports.

Retrievability: Employee name and social security number.

Safeguards: Records are maintained in closed filing cabinets under scrutiny of designated managers within secured facilities.

Retention and disposal: a. Register of eligibles—Transferred to Federal Records Center one year after date of termination. Destroyed five years after date of termination.

b. Index cards—Destroyed when no longer needed.

c. Cancelled and ineligible applications—Destroyed two years after date of establishment of register or when register is terminated, whichever is shorter.

d. Examination record cards—Transferred to Federal Records Center ten years after initiated; destroyed five years later.

e. Inquiries and replies thereto regarding availability for appointment—Destroyed after pertinent information has been recorded.

f. Certificates of transfer reinstatement of change in status of Federal employees—Destroyed one year after date of certificate.

System manager(s) and address: APMG, Employee Relations Department, Headquarters

Notification procedure: Persons wishing to know whether information is contained on them in this system of records should address inquiries to the head of the facility to which application was made. Headquarters employees should submit requests to the System Manager. Inquiries should contain full name, Social Security Number, and if applicable approximate date of application submitted and residence.

Record access procedures: See 'NOTIFICATION' above.

Contesting record procedures: See 'NOTIFICATION' above.

Record source categories: Individual, school officials, former employers, supervisors, named references, training coordinators.

Systems exempted from certain provisions of the act: Reference 39 CFR 266.9 for details.

USPS 120.170

System name: Personnel Records—Safe Driver Award Records, 120.170

System location: Motor Vehicle Offices of Postal Facilities

Categories of individuals covered by the system: USPS emolovees who are full-time drivers of postal vehicles.

Categories of records in the system: Contains employees' name, yearly Safe Driver Awards and record of any accidents in which employee is involved.

Authority for maintenance of the system: 39 U.S.C. 401

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide information for awarding Safe Driver Awards.

Use -

1. To furnish information to the National Safety Council for award purposes.

2. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Records are maintained on index cards.

Retrievability: Filed alphabetically by name of employee.

Safeguards: Kept in closed file cabinet with limited access.

Retention and disposal: Maintained on each full-time driver until he retires, or otherwise separates from full-time driving, and then destroyed by shredding.

System manager(s) and address: APMG, Employee Relations Department, Headquarters

Notification procedure: Employees wishing to know whether information about them is maintained in this system of records should address inquiries to the head of the facility where employed. Headquarters employees should submit the request to the SYSTEM MANAGER Inquiries should contain full name.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Information is obtained from the driver and from USPS accident reports.

USPS 120.180

System name: Personnel Records—Skills Bank (Human Resources Records), 120.180

System location: Maintained by various postal facilities as determined by local management.

Categories of individuals covered by the system: USPS employees.

Categories of records in the system: Employee name, Social Security Number, address, job position, educational background, special qualifications, skills, performance code, potential for advancement code, career goals, sex, salary, and other personal information. (The various systems in existence may contain more or less information than specified herein.)

Authority for maintenance of the system: Public Law 92-261, 39 U.S.C. 401, 1001

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—Used by USPS management to place employees in new positions, and to assist in career planning and training in general; also used by management to provide statistics for management of personnel.

Use—May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Printed forms, punched cards, magnetic tape, computer reports.

Retrievability: Name and Social Security Number.

Safeguards: Locked file cabinets, controlled access, computer password authentication, magnetic tape library, physical security.

Retention and disposal: Maintained for the period employed and updated as employee status changes. Destroyed by shredding or computer erasure.

System manager(s) and address: APMG, Employee Relations Department, Headquarters

Notification procedure: Employees wishing to know whether such a system exists at their place of employment or whether information about them is maintained in this system of records should address inquiries to the head of the facility where employed. Headquarters employees should submit requests to the System Manager. Inquiries should contain full name, Social Security Number, and place of employment.

Record access procedures: See 'NOTIFICATION' above.

Contesting record procedures: See 'NOTIFICATION' above.

Record source categories: Information is obtained directly form employee, and USPS personnel forms.

USPS 120.210

System name: Personnel Records—Vehicle Maintenance and Operators Records, 120.210

System location: Vehicle Service Operations at Post Offices, Sectional Centers, District Offices, Regional Offices, Headquarters, Bulk Mail Centers, Postal Data Centers and Automatic Data Processing Centers.

Categories of individuals covered by the system: USPS employees

Categories of records in the system: Employee workload, work schedule, performance analysis and work habits. Employee name, age, length of service, physical condition, vehicle accidents, driving citations, safety awards records, driver license revocation and suspension, driving habits, vehicle training, results of driving tests, qualifications to drive vehicles.

Authority for maintenance of the system: 39 U.S.C. 401

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To provide local post office managers, supervisors and Director of Fleet Management Operations with information to adjust workload, change schedules, change type equipment operated, lists of equipment assigned to employee, and used as a basis for corrective action or safe driving awards.

Use—

1. To provide GSA and USPS driver credentials.

2. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal or regulatory in nature, to Postal Inspection Service, or to the appropriate agency, whether Federal, State or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

3. May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any state of the legislative coordination and clearance orocess as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Printed forms, and computer tapes.

Retrievability: Employee name, vehicle number, route number, work order number and facility name.

Safeguards: Records are maintained in closed file cabinets in secured facilities.

Retention and disposal: a. Records pertaining to postal-owned vehicle driver's individual testing and driver's records are retained for three years after separation of the employee and destroyed by shredding.

b. Accident reports are retained for three years and destroyed by shredding.

c. Inspection reports are retained for two years after the date of the report and destroyed by shredding.

d. Other records are retained as long as the individual is employed as a vehicle operator, held for one year from the date of reassignment and destroyed by shredding.

System manager(s) and address: APMG, Delivery Services Department, Headquarters

Notification procedure: Employees wishing to know whether information about them is maintained in this system of records should address inquiries to the head of the facility where employed. Inquiries should contain employee's full name, Social Security Number, route number, work station and facility where employed.

Record access procedures: See 'NOTIFICATION' above.

Contesting record procedures: See 'NOTIFICATION' above.

Record source categories: The employee, medical doctors, driver examiner/instructor state vehicle departments and supervisors.

USPS 130.010

System name: Philately—Ben Franklin, Stamp Club Sponsors Records, 130.010

System location: Office of Stamps, USPS Headquarters

Categories of individuals covered by the system: Adult sponsors of stamp clubs for youth grouos as well as club presidents of adult groups.

Categories of records in the system: Name and address of club sponsors or president.

Authority for maintenance of the system: 39 U.S.C. 401, 404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—As an adjunct to a philatelic program, lists of club sponsors or presidents of stamp clubs are used by Sectional Center personnel and District personnel as well as individual postmasters as follows:

1. To assist sponsors in forming stamp clubs.
2. Making contact with clubs to assist in program presentation and USPS cooperation at stamp shows and philatelic exhibits.
3. Responsiveness to philatelic sales reouests.
4. Determining USPS needs of films, graphics, and publications related to philately.

Use—None

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper files.

Retrievability: Indexed by name of individual within the club or stamp group to which he is associated.

Safeguards: Records are maintained in closed file cabinets in secured facility.

Retention and disposal: Records are maintained for one year and then destroyed by shredding.

System manager(s) and address: APMG, Customer Services Department, Headquarters.

Notification procedure: Customers wishing to know whther information about them is maintained in this system of records should address inquiries to the SYSTEM MANAGER above. Inquiries should contain full name, address, and the club or stamp group he is associated with.

Record access procedures: See 'SYSTEM MANAGER' above.

Contesting record procedures: See 'SYSTEM MANAGER' above.

Record source categories: Information is obtained from the individual.

USPS 130.020

System name: Philately—Elementary School Teacher Records File, 130.020

System location: Customer Services Department, Headquarters

Categories of individuals covered by the system: Elementary school teachers in schools around the country.

Categories of records in the system: Teachers' name, address of school, number of students in the school, number of known stamp collectors in the school, existence of a stamp club.

Authority for maintenance of the system: 39 U.S.C. 401, 404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose - These Records are used by the Philatelic Education Division of the Office of Stamps to mail periodically issues of 'Stamp Fun'.

Use—None

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Punched cards

Retrievability: Index by coding number or school teacher name.

Safeguards: Stored in locked room.

Retention and disposal: Indefinitely with annual updates.

System manager(s) and address: APMG, Customer Services Department, Headquarters

Notification procedure: Persons wishing to know whether information about them is maintained in this system of records should address inquiries to the above SYSTEM MANAGER. Inquiries should include full name and name and address of school.

Record access procedures: See 'SYSTEM MANAGER' above.

Contesting record procedures: See 'SYSTEM MANAGER' above.

Record source categories: Return responses from national mailing of 'Stamp Fun'.

USPS 130.030

System name: Philately—Philatelic Automatic Distribution Service (PADS), 130.030

System location: Customer Services Department, Headquarters

Categories of individuals covered by the system: Customers who have opened subscription accounts for souvenir pages with first-day cancellations.

Categories of records in the system: Subscriber name and account number, address, and funds on deposit.

Authority for maintenance of the system: 39 U.S.C. 401, 404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To operate a deposit account system for customers who place money on deposit for a particular philatelic product.

Use—To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to Postal Inspection Service, or to the appropriate agency, whether Federal, State, or local charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Maintained in original typed or handwritten form and on magnetic tape and computer printouts.

Retrievability: Records filed by customer name and by account number.

Safeguards: Records are maintained in closed filing cabinets under general scrutiny of personnel of Philatelic Sales Division and on magnetic tapes protected by the Headquarters Management Information Systems Department.

Retention and disposal: Records are maintained until such time a subscription is cancelled. Records for cancelled accounts are destroyed after two years.

System manager(s) and address: APMG, Customer Services Department, Headquarters

Notification procedure: Customers wishing to know whether information about them is maintained in this system of records should address inquiries to the SYSTEM MANAGER above. Inquiries should contain full name and address.

Record access procedures: See 'SYSTEM MANAGER' above.

Contesting record procedures: See 'SYSTEM MANAGER' above.

Record source categories: Customers who open subscriptions.

USPS 140.010

System name: Postage—Postage Refund Records, 140.010

System location: Post Offices

Categories of individuals covered by the system: Any postal customer who applies for a refund of funds previously given to the USPS for services, box rentals, postage meter setting, advance deposits, etc.

Categories of records in the system: Name and address of customer and reason for request for refund.

Authority for maintenance of the system: 39 U.S.C. 401, 403, 404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—Used as official documentation that a legal disbursement of postal funds has been made to customers for services not rendered after customer has paid for service or has advanced funds in anticipation of the service.

Use—

1. Provides management information for periodic financial audits of the system.
2. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal or regulatory in nature, to Postal Inspection Service, or to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Completed forms.

Retrievability: Indexed by post office, name and accounting period.

Safeguards: Maintained in closed file cabinet in secured facilities.

Retention and disposal: Records are maintained for three years and then destroyed by shredding.

System manager(s) and address: APMG, Finance Group, Headquarters

Notification procedure: Inquiries should be addressed to the local postmaster within the facility where monies were deposited. Inquiries should contain full name.

Record access procedures: See 'NOTIFICATION' above.

Contesting record procedures: See 'NOTIFICATION' above.

Record source categories: Postal customer completing the form.

USPS 140.020

System name: Postage—Postal Meter Records, 140.020

System location: Post Offices

Categories of individuals covered by the system: Meter users

Categories of records in the system: Customer Name and address, meter update activity, schedule for meter upgradings for on-site meter settings, license application, and transaction documents.

Authority for maintenance of the system: 39 U.S.C. 401, 404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—To enable responsible administration of postal meter activities.

Use—

1. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto.
2. To disclose identity and address of meter user and identity of agent of user to any member of public upon request.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Printed forms.

Retrievability: Records are indexed by customer name and by numeric file of postage meters.

Safeguards: Records are maintained in closed file cabinets in secured facilities.

Retention and disposal: Records are maintained for one year after final entry or the duration of the license and then destroyed by shredding.

System manager(s) and address: APMG, Customer Services Department, Headquarters

Notification procedure: Persons wishing to know whether information about them is maintained in this system of records should address inquiries to the local postmaster from which license was obtained supplying name and meter number.

Record access procedures: See 'NOTIFICATION' above.

Contesting record procedures: See 'NOTIFICATION' above.

Record source categories: Information is obtained from the individual and officials making entries to reflect activities.

USPS 150.010

System name: Records and Information Management Records—Information Disclosure Accounting Records (Freedom of Information Act), 150.010

System location: Records Officer, USPS Headquarters, and record Custodians at all USPS facilities.

Categories of individuals covered by the system: USPS employees and citizens requesting information under the Freedom of Information Act.

Categories of records in the system: Name of requestor and the type of information requested.

Authority for maintenance of the system: 39 U.S.C. 401, 412; 5 U.S.C. 552; Public Law 93-502

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—These records are kept in order to determine the status of information requested and to facilitate the processing of requests.

Use—To a Court or counsel in the event of litigation concerning release of a record under the Freedom of Information Act.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper files

Retrievability: Individuals name and date of request.

Safeguards: Locked file drawers and access control.

Retention and disposal: Records are maintained by Custodians and the Records Officer for a period of two years. The Headquarters Library and General Counsel keep permanently copies of legal proceedings and appeals related to these records.

System manager(s) and address: APMG, Management Information Systems Department, Headquarters

Notification procedure: Persons wishing to know whether information about them is maintained in this system of records should address inquiries to the Custodian at the facility where request was sent. Inquiries should contain full name and date of request.

Record access procedures: See 'NOTIFICATION' above.

Contesting record procedures: See 'NOTIFICATION' above.

Record source categories: Information is obtained from the individual making the request.

USPS 150.020

System name: Records and Information Management Records—Information Disclosure Accounting Records (Privacy Act) (Proposed System), 150.020

System location: Records Officer, USPS Headquarters and records Custodians at all USPS facilities.

Categories of individuals covered by the system: Any USPS employee or citizen who makes an inquiry under the Privacy Act.

Categories of records in the system: Name of inquirer and the type of information requested and USPS response thereto.

Authority for maintenance of the system: 39 U.S.C. 401; Public Law 93-579, 88 Statute 1896

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—These records are to provide information related to requestors of personal information under the Privacy Act.

Use—To a Court party or counsel for a party in litigation involving the Privacy Act (P.L. 93-579).

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper files

Retrievability: Requestors' name and date of inquiry.

Safeguards: Locked file drawers and access control.

Retention and disposal: Five years or the life of the requested record and then disposed of in accordance with that record.

System manager(s) and address: APMG, Management Information Systems Department, Headquarters.

Notification procedure: Persons wishing to know whether information about them is maintained in this system of records should address inquiries to the Custodian at the facility where request was sent. Inquiries should contain full name, and date of the request.

Record access procedures: See 'NOTIFICATION' above.

Contesting record procedures: See 'NOTIFICATION' above.

Record source categories: Information is obtained from the individual making the request.

USPS 160.010

System name: Special Mail Services—Registered Mail Inquiry for Delivery and/or Application for Indemnity, USPS 160.010

System location: Rates and Classification Department, USPS Headquarters; Post Offices; Postal Data Center, St. Louis, MO

Categories of individuals covered by the system: Registered mail claimant.

Categories of records in the system: Name, address and description of claim.

Authority for maintenance of the system: 39 U.S.C. 401, 404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—This information is used in the adjudication of registered mail claims.

Use—To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal or regulatory in nature, to Postal Inspection Service, or to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Printed forms.

Retrievability: Box number, batch number or vendor number and name.

Safeguards: Maintained in closed cabinets in secured facilities.

Retention and disposal: Maintained for one year at St. Louis Postal Data Center and then transferred to the Federal Records Center and maintained another two years. Destroyed by shredding.

System manager(s) and address: APMG, Rates and Classification Department, Headquarters

Notification procedure: Inquiries should be addressed to the facility head at which claim was made and should contain claim number, date of claim, name of sender and addressee, address of sender and addressee, and insured number of article mailed.

Record access procedures: See 'NOTIFICATION' above.

Contesting record procedures: See 'NOTIFICATION' above.

Record source categories: Information obtained from the individual completing the claim form.

USPS 160.020

System name: Special Mail Services—Request for Payment of Domestic Postal Insurance (Claim) Records, 160.020

System location: Rates and Classification Department, USPS Headquarters; Post Offices; Postal Data Center, St. Louis, MO

Categories of individuals covered by the system: Insured Mail Claimant

Categories of records in the system: Name, address and description of claim.

Authority for maintenance of the system: 39 U.S.C. 401, 404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—This form is used to the adjudication of domestic insured mail claims.

Use—

1. To refer, where there is an indication of a violation or potential violation of law, whether civil, criminal or regulatory in nature, to Postal Inspection Service, or to the appropriate agency, whether Federal, State, or local, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation or order issued pursuant thereto.
2. To transmit to a court, party or counsel for a party in litigation or in preparation for litigation.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Printed forms.

Retrievability: Box number, batch number or vendor number and name.

Safeguards: Maintained in closed file cabinets within secured facilities.

Retention and disposal: Maintained for one year at the St. Louis Postal Data Center, and then transferred to the Federal Records Center to be maintained for another two years and then destroyed by shredding.

System manager(s) and address: APMG, Rates and Classification Department, Headquarters

Notification procedure: Inquiries should be addressed to the facility head at which claim was made and should contain claim number, date of mailing, date of claim, name of sender and addressee, address of sender and addressee, and insured number of article mailed.

Record access procedures: See 'NOTIFICATION' above.

Contesting record procedures: See 'NOTIFICATION' above

Record source categories: Information obtained from the individual completing the claim form.

USPS 170.010

System name: Statistical (Cost) Systems—Automatic Data Processing Workload Reporting System Records, 170.010

System location: USPS, Management Information Systems Department, Headquarters

Categories of individuals covered by the system: USPS contract employees, Programming Division and Computer System Analyst assigned to work on systems projects.

Categories of records in the system: Employee name, title, organizational unit and division, date, recorded work hours on daily basis by course number designated, code numbers, weekly totals and pay period totals, project number, project name, system code, customer account number, and name of customer contact.

Authority for maintenance of the system: 39 U.S.C. 401, 404

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—The system is used for billing customers for programming services and by management to schedule workloads and programmers.

Use—May be disclosed to the Office of Management and Budget in connection with the review of private relief legislation as set forth in OMB Circular No. A-19 at any stage of the legislative coordination and clearance process as set forth in that Circular.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Printed forms, magnetic tape and disks.

Retrievability: Name and project number.

Safeguards: Maintained in secured area within secured facility with assigned password accessing only.

Retention and disposal: Information is contained for one year and then automatically deleted on computer and paper files destroyed by shredding.

System manager(s) and address: APMG, Management Information Systems Deoartment, Headquarters

Notification procedure: Employees wishing to gain access to this information should address inquiries to the above SYSTEM MANAGER. Inquiries should contain full name and project name and number.

Record access procedures: See 'SYSTEM MANAGER' above.

Contesting record procedures: See 'SYSTEM MANAGER' above.

Record source categories: Prepared by employee and added to as activities occur.

USPS 170.020

System name: Statistical (Cost) Systems—In-Office Cost System Records, 170.020

System location: Office of Statistical Program, Headquarters.

Categories of individuals covered by the system: USPS field employees.

Categories of records in the system: Name, social security number, labor costs distributed by mail classes and special services.

Authority for maintenance of the system: 39 U.S.C. 401

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—Information used as input to statistical system to determine costs for Postal Services and mail rates on a national level.

Use—

1. Records are converted to machine readable form by Bureau of Census and transmitted to USPS Headquarters.
2. Statistics derived from records in this system are made public in USPS rates cases before the Postal Rate Commission.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Magnetic tape, pre-printed forms, microfilm.

Retrievability: Pay period, region, name and social security number used for proof of accuracy of microfilm and collection only.

Safeguards: USPS Automatic Data Process security.

Retention and disposal: Indefinite, dependent upon duration of rate cases.

System manager(s) and address: APMG, Management Information Systems Department, Headquarters

Notification procedure: Inquiries should be addressed to the SYSTEM MANAGER ab:ove and should contain name and social security number.

Record access procedures: See SYSTEM MANAGER above.

Contesting record procedures: See SYSTEM MANAGER above.

Record source categories: Field personnel.

USPS 180.010

System name: Tort Claims—Tort Claims Records, 180.010

System location: Law Department at Headquarters and Regions, Postal Inspection Service, Division Headquarters, Post Offices and Postal Data Centers.

Categories of individuals covered by the system: Persons involved in accident as a result of postal operations or alleging money damages under the provisions of the Federal Tort Claims Act.

Categories of records in the system: Accident reports, tort claims filed, documentary evidence in support of tort claims, and litigation arising out of tort claims.

Authority for maintenance of the system: 28 U.S.C. 2671-80; 39 U.S.C. 409(c)

Routine uses of records maintained in the system, including categories of users and the purposes of such uses: Purpose—Used by attorneys and other employees of the Postal Service to consider, settle and defend against tort claims made against the USPS under the Federal Tort Claims Act. To refer to accident prevention and safety officers, manufacturers of equipment and supplies and their insurers.

Use—

1. Transferred to Department of Justice, other government agencies, and other persons involved in a claim against the Postal Service, for use in ajudication, civil litigation and criminal prosecution.
2. In the case of accidents, provide statistical information to members of the American Insurance Association Index System.
3. Provide information to USPS accident prevention and safety officers.
4. Furnish information to insurance companies that have named the United States as an additional insured or co-insured in liability insurance policies.
5. Provide information to equipment manufacturers and their insurers for claims considerations and possible improvement of equipment.
6. To respond to a subpeona dueces tecum and other appropriate court order and summons.

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the sytem:

Storage: Paper form, original or copies, preprinted or handwritten forms.

Retrievability: Information may be retrieved by person's name or Postal Inspection Service case number.

Safeguards: Records are maintained in ordinary filing equipment under general scrutiny of postal personnel.

Retention and disposal: Paid claims records at Headquarters are retained for seven years after payment; Postal Inspection Service files are retained for 25 years after closing; all other files are retained for five years after closing. All records are destroyed by shredding or burning.

System manager(s) and address: General Counsel, Law Department, Headquarters

Notification procedure: Furnish person's name, data and place of occurrence giving rise to a claim under the Federal Tort Claims Act, to the head of the facility where the claim was filed.

Record access procedures: See NOTIFICATION above.

Contesting record procedures: See NOTIFICATION above.

Record source categories: Claimants making demands for money damages, reports of postal employees involved in accidents, local oolice reports, Inspection Service investigative reports and American Insurance Association Index reports.

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FEDERAL RESERVE SYSTEM

[12 CFR Part 261a]

PRIVACY ACT OF 1974

Proposed Requirements

Pursuant to its authority under the Privacy Act of 1974 (the "Act"), 5 U.S.C. 552a, the Board of Governors of the Federal Reserve System proposes to amend Title 12 of the Code of Federal Regulations by adding new Part 261a which is intended to implement the requirements of section (f) of the Act. Generally, the objective of the Act is the protection of the personal privacy of individuals identified in information systems maintained by Federal agencies subject to the Act. In support of this objective, section (f) of the Act requires that each agency subject to the Act promulgate rules by which an individual upon request may be notified of the existence of a record in a "system of records" pertaining to him, gain access to that record, request amendment to that record, and appeal an initial adverse determination with respect to a request for amendment of that record.

The purpose of proposed Part 261a is to provide for the procedures under which the requirements of section (f) of the Act will be met. Further, proposed Part 261a: (1) Indicates the restrictions on the disclosure of certain information to persons other than to whom it pertains, (2) specifies the fees for the photocopying or preparation of certain records, (3) recites the penalty for unauthorized access to certain records and (4) indicates the authority under which certain portions of Board information may be exempted from certain requirements of the Act.

To aid in the consideration of this matter by the Board, interested persons are invited to submit relevant data, views, comments, or arguments. Any such material should be submitted in writing to the Secretary, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, to be received not later than September 12, 1975.

Notice is given that it is proposed to make Part 261a effective, after consideration of comments received by the Board, on September 27, 1975, the effective date of the Act.

Proposed Part 261a would read as follows:

PART 261a—RULES REGARDING ACCESS TO AND REVIEW OF PERSONAL INFORMATION IN SYSTEMS OF RECORDS

Sec.

261a.1 Purpose and scope.
261a.2 Definitions.
261a.3 Procedures for requests pertaining to individual records in a record system.
261a.4 Requirements for identification of individuals making requests.
261a.5 Disclosure of requested information to individuals.
261a.6 Special procedures—medical records.
261a.7 Request for correction or amendment to record.
261a.8 Agency review of request for amendment of record.
261a.9 Appeal of initial adverse determination on correction or amendment.
261a.10 Disclosure of record to person other than individual to whom it pertains.
261a.11 Fees.
261a.12 Penalties.
261a.13 Exemptions.

AUTHORITY: 5 U.S.C. 552a; 5 U.S.C. 553; 5 U.S.C. 552.

§ 261a.1 Purpose and scope.

The purpose of this Part is to establish regulations implementing the provisions of the Privacy Act, 5 U.S.C. 552a, with regard to access to and review of personal information in systems of records maintained by the Board of Governors of the Federal Reserve System ("Board").

§ 261a.2 Definitions.

For the purposes of this Part, the following definitions shall apply:

(a) The term "individual" means a natural person who is either a citizen of the United States or an alien lawfully admitted for permanent residence. The term "individual" includes the parent of any minor or the legal guardian of any individual who has been declared to be incompetent due to physical or mental incapacity or age by a court of competent jurisdiction.

(b) The term "maintain" also includes maintain, collect, use, disseminate, or control.

(c) The term "record" means any item, collection or grouping of information about an individual maintained by the Board that contains the individual's name, or the identifying number, symbol, or other identifying particular assigned to the individual.

(d) The term "system of records" means a group of any records under the control of the Board from which information is retrieved by the name of the individual or some identifying number, symbol or other identifying particular assigned to the individual.

(e) The term "designated system of records" means a system of records that has been listed in the FEDERAL REGISTER pursuant to the requirements of 5 U.S.C. 552a(e).

(f) The term "routine use" means, with respect to disclosure of a record, the use of such record for a purpose which is compatible with the purpose for which it was collected.

(g) The term "business days" means all days except Saturdays, Sundays, and legal public holidays.

§ 261a.3 Procedures for requests pertaining to individual records in a record system.

(a) Requests for access to personal information in a designated system of records may be made by the person to whom such information pertains. Every such request shall be made in writing and shall specify that it is made pursuant to the Privacy Act. Each request should identify the designated system of records in which the requested record is to be found, should reasonably describe the information requested and, except as provided in § 261a.4, should include a notarized statement attesting to the identity of the requestor.

(b) Requests made pursuant to paragraph (a) of this section shall be addressed to the Director of the Division of Personnel, Board of Governors of the Federal Reserve System, Washington, D.C. 20551, in the case of records relating to employment with the Board. Requests for other records should be addressed to the Secretary of the Board, Board of Governors of the Federal Reserve System, Washington, D.C. 20551. Requests for information pursuant to paragraph (a) of this section may also be made in person during regular business hours at the offices of the Board of Governors of the Federal Reserve System, Federal Reserve Building, 20th and Constitution Avenue, NW., Washington, D.C. 20551.

(c) Every request made pursuant to this section will be acknowledged or, where practicable, substantially responded to within 10 business days from receipt.

§ 261a.4 Requirements for identification of individuals making requests.

(a) Each request for information made pursuant to § 261a.3 shall include a notarized statement attesting to the identity of the requestor except in the following instances:

(1) Where the information requested is otherwise publicly available under the Freedom of Information Act, 5 U.S.C. 552, and the Board's Rules Regarding Availability of Information (12 CFR Part 261).

(2) Where the requestor makes written request for information in person and presents a driver's license, birth certificate, employment identification card or other means of identification, sufficient to establish his identity.

§ 261a.5 Disclosure of requested information to individuals.

(a) Information requested pursuant to § 261a.3, except for that compiled in reasonable anticipation of a civil action or proceeding or otherwise exempted from disclosure as provided in § 261a.13, will be made available for inspection and copying during regular business hours at the Board's offices. However, where the requested information can be disclosed only by providing a copy of the record, because such record cannot reasonably be put into a form for individual inspection (e.g., computer tapes), or where the requestor may request that copies of requested information be forwarded, such information will be mailed to the requestor. Access to or copies of requested information will be promptly provided after the acknowledgment as provided in § 261a.3 (c), unless good cause for delay is communicated to the requestor.

(b) Fees for copying such records will be assessed in accordance with § 261a.11.

(c) The requestor of information may be accompanied in the inspection and discussion of that information by a person of the requestor's own choosing upon

the submission of a written and signed statement authorizing the presence of such person.

§ 261a.6 Special procedures—medical records.

Medical records requested pursuant to § 261a.3 will be disclosed to the requestor unless the disclosure of such records directly to the requestor could, in the judgment of the official deemed responsible for such records, have an adverse effect upon the requestor. In such instance, such information will be transmitted to a licensed physician named by the requestor.

§ 261a.7 Request for correction or amendment to record.

(a) Where an individual believes that any portion of a record in a designated system of records used in making a determination about such individual is not accurate, relevant, timely or complete, that individual may request that such record be amended or corrected. Such request should be submitted in writing to the appropriate officer as designated in § 261a.3. Each request for amendment or correction of a record should identify the system of records containing the record for which amendment or correction is requested, specify the portion of that record requested to be amended or corrected, and describe the nature of and reasons for each requested amendment or correction. Additionally, each request must include a notarized statement attesting to the identity of the requestor except where the request is presented in person and the requestor's identity may thereupon be verified.

(b) Nothing in paragraph (a) of this section shall permit collateral attack upon that which has been decided in a previous judicial, quasi-judicial or other proceeding.

§ 261a.8 Agency review of request for amendment of record.

(a) As appropriate, the Secretary of the Board or the Director of the Division of Personnel shall acknowledge each request made pursuant to § 261a.7 within 10 business days of its receipt. Such acknowledgment may request additional information necessary for a determination of the request for amendment or correction.

(b) As appropriate, the Secretary of the Board or the Director of the Division of Personnel shall promptly review each request made pursuant to § 261a.7 in light of the criteria of accuracy, relevance, timeliness, completeness and necessity set forth in subsections (e)(1) and (e)(5) of the Privacy Act, 5 U.S.C. 552a.

(c) Upon completion of review of each request made pursuant to § 261a.7, the Secretary of the Board or the Director of the Division of Personnel shall immediately inform the requestor of the determination to grant or deny the requested amendment or correction.

(d) Where any request pursuant to § 261a.7 has been denied in whole or part, the requestor shall be advised of the reasons therefor, the procedure for appeal of the determination and the name, title and address of the official to whom such appeal should be directed.

§ 261a.9 Appeal of initial adverse determination on correction or amendment.

(a) A denial of a request made pursuant to § 261a.7 may be appealed to the Board of Governors or any official designated by the Chairman of the Board of Governors within 30 business days of issuance of notification of denial. Every such appeal should be made in writing to the official designated in the letter of initial denial, should specify the previous background of the request and should provide reasons why the initial determination should be reversed.

(b) The Board of Governors or such official designated by the Chairman of the Board shall make a determination with respect to the review of such appeal not later than 30 business days from its receipt, unless the reviewing official extends such period for good cause shown.

(c) If the Board or designated official affirms the initial denial of a request to amend or correct made pursuant to § 261a.7, such determination shall be communicated to the requestor together with a statement of the reasons therefore and the requestor shall be informed of the right of judicial review of the determination. The requestor may then file a concise statement setting forth disagreement with the affirmation of denial within 30 days of notification of such determination.

§ 261a.10 Disclosure of record to person other than individual to whom it pertains.

(a) No record contained in a designated system of records shall be disclosed to any person or agency without the prior written consent of the individual to whom the record pertains unless the disclosure is authorized by paragraph (b) of this section.

(b) The restrictions on disclosure in paragraph (a) of this section do not apply to any disclosure (1) to those officers and employees of the Board who have a need for the record in the performance of their duties; (2) that is required under the Freedom of Information Act (5 U.S.C. § 552); (3) for a routine use listed with respect to a designated system of records; (4) to the Bureau of the Census for purposes of planning or carrying out a census or survey or related activity pursuant to the provisions of title 13 of the United States Code; (5) to a recipient who has provided the Board with advance adequate written assurance that the record will be used solely as a statistical research or reporting record, and the record is to be transferred in a form that is not individually identifiable; (6) to the National Archives of the United States as a record that has sufficient historical or other value to warrant its continued preservation by the United States Government, or for evaluation by the Administrator of General Services or his designee to determine whether the record has such value; (7) to another agency or to an instrumentality of any governmental jurisdiction within or under the control of the United States for a civil or criminal law enforcement activity if the activity is authorized by law, and if the head of the agency or instrumentality has made a written request to the Board specifying the particular portion desired and the law enforcement activity for which the record is sought; (8) to a person pursuant to a showing of compelling circumstances affecting the health or safety of an individual if upon such disclosure notification is transmitted to the last known address of such individual; (9) to either House of Congress, or, to the extent of matter within its jurisdiction, any committee or subcommittee thereof, any joint committee of Congress or subcommittee of any such joint committee; (10) to the Comptroller General, or any of his authorized representatives, in the course of the performance of the duties of the General Accounting Office; or (11) pursuant to the order of a court of competent jurisdiction.

§ 261a.11 Fees.

Copies of records requested pursuant to § 261a.3 will be provided at a cost of $.10 per page for photocopying or at a cost not to exceed the direct cost of printing, typing or otherwise preparing such copies.

§ 261a.12 Penalties.

(a) The Privacy Act, 5 U.S.C. 552a(1)(3), provides:

> Any person who knowingly and willfully requests or obtains any record concerning an individual from an agency under false pretense shall be guilty of a misdemeanor and fined not more than $5,000.00.

§ 261a.13 Exemptions.

(a) Pursuant to subsection (k) of the Privacy Act, 5 U.S.C. 552a, the Board may exempt certain portions of records within designated systems of records from the requirements of the Privacy Act, (including access to and review of such records pursuant to this Part) if such portions are:

(1) Subject to the provisions of section 552(b)(1) of the Freedom of Information Act 5 U.S.C. 552:

(2) Investigatory material compiled for law enforcement purposes, other than material within the scope of subsection (j)(2) of the Privacy Act, 5 U.S.C. 552a: *Provided, however*, That if any individual is denied any right, privilege, or benefit that he would otherwise be entitled by Federal law, or for which he would otherwise be eligible, as a result of the maintenance of such material, such material shall be provided to such individual, except to the extent that the disclosure of such material would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, prior to the effective date of the Privacy Act, 5 U.S.C. 552a, under an implied promise that the identity of the source would be held in confidence;

(3) Maintained in connection with providing protective services to the President of the United States or other in-

dividuals pursuant to section 3056 of title 18 of the United States Code;

(4) Required by statute to be maintained and used solely as statistical records;

(5) Investigatory material compiled solely for the purpose of determining suitability, eligibility, or qualifications for Federal civilian employment, military service, Federal contracts, or access to classified information, but only to the extent that the disclosures of such material would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, prior to the effective date of the Privacy Act, 5 U.S.C. 552a, under an implied promise that the identity of the source would be held in confidence;

(6) Testing or examination material used solely to determine individual qualifications for appointment or promotion in the Federal service the disclosure of which would compromise the objectivity or fairness of the testing or examination process; or

(7) Evaluation material used to determine potential for promotion in the armed services, but only to the extent that the disclosure of such material would reveal the identity of a source who furnished information to the Government under an express promise that the identity of the source would be held in confidence, or, prior to the effective date of the Privacy Act, 5 U.S.C. 552a, under an implied promise that the identity of the source would be held in confidence.

(b) Those designated systems of records which are exempt from the requirements of this part or any other requirements of the Privacy Act, 5 U.S.C. 552a, will be indicated in the notice of designated systems of records published by the Board.

(c) Nothing in this Part shall allow an individual access to any information compiled in reasonable anticipation of a civil action or proceeding.

By order of the Board of Governors, August 22, 1975.

[SEAL] THEODORE E. ALLISON,
Secretary of the Board.

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