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**Terry J. Page,**

*Manager, Washington Airports District Office.*

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## DEPARTMENT OF TRANSPORTATION

### Surface Transportation Board

[STB Finance Docket No. 33748 (Sub-No. 1)]

#### Union Pacific Railroad Co.—Trackage Rights Exemption—The Burlington Northern and Santa Fe Railway Co.

AGENCY: Surface Transportation Board, DOT.

ACTION: Notice of exemption.

**SUMMARY:** The Board, under 49 U.S.C. 10502, exempts the trackage rights described in STB Finance Docket No. 33748<sup>1</sup> to permit the trackage rights to expire on June 28, 1999, in accordance with the agreement of the parties.

**DATES:** This exemption will be effective on June 28, 1999. Petitions to reopen must be filed by June 21, 1999.

**ADDRESSES:** An original and 10 copies of all pleadings referring to STB Finance Docket No. 33748 (Sub-No. 1) must be filed with the Office of the Secretary, Surface Transportation Board, Case Control Unit, 1925 K Street, NW., Washington, DC 20423-0001. In addition, a copy of all pleadings must be served on petitioner's representative Joseph D. Anthofer, 1416 Dodge Street, #830, Omaha, NE 68179.

**FOR FURTHER INFORMATION CONTACT:** Joseph H. Dettmar (202) 565-1600. (TDD for the hearing impaired (202) 565-1695.)

#### SUPPLEMENTARY INFORMATION:

Additional information is contained in the Board's decision. To purchase a copy of the full decision, write to, call, or pick up in person from: DC NEWS & DATA, INC., Suite 210, 1925 K Street,

<sup>1</sup> On May 21, 1999, Union Pacific Railroad Company (UP) filed a notice of exemption under the Board's class exemption procedures at 49 CFR 1180.2(d)(7). The notice covered the agreement by The Burlington Northern and Santa Fe Railway Company (BNSF) to grant temporary overhead trackage rights to UP over 146.4 miles of BNSF's rail line between Shawnee, Jct., WY, at milepost 117.4 (Orin Subdivision), and Northport, NE, at milepost 33.8 (Angora Subdivision). See *Union Pacific Railroad Company—Trackage Rights Exemption—The Burlington Northern and Santa Fe Railway Company*, STB Finance Docket No. 33748 (STB served June 1, 1999). The trackage rights operations under the exemption are scheduled to become effective on June 13, 1999, and are subject to standard labor protective conditions. The trackage rights agreement is scheduled to expire on June 28, 1999.

NW., Washington, DC 20006.  
Telephone: (202) 289-4357. (Assistance for the hearing impaired is available through TDD services (202) 565-1695.)

Board decisions and notices are available on our website at "WWW.STB.DOT.GOV."

Decided: June 9, 1999.

By the Board, Chairman Morgan, Vice Chairman Clyburn, and Commissioner Burkes.

**Vernon A. Williams,**

*Secretary.*

[FR Doc. 99-15156 Filed 6-14-99; 8:45 am]

BILLING CODE 4915-00-P

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

#### Privacy Act of 1974, as Amended

AGENCY: Internal Revenue Service, Treasury.

ACTION: Notice of proposed new system of records.

**SUMMARY:** In accordance with the requirements of the Privacy Act of 1974, as amended, 5 U.S.C. 552a, the Internal Revenue Service (IRS), Treasury, gives notice of a newly proposed Internal Revenue Servicewide system of records (Third-party Contact Records—Treasury/IRS 00.333) that is being established in accordance with Section 3417 of the IRS Restructuring and Reform Act of 1998.

**DATES:** Comments must be received no later than July 15, 1999. The proposed system of records will be effective July 26, 1999 unless the IRS receives comments which would result in a contrary determination.

**ADDRESSES:** Comments should be sent to Internal Revenue Service, Office of Governmental Liaison and Disclosure, Room 1603, 1111 Constitution Ave., NW, Washington, DC 20224. Comments will be made available for inspection and copying in the IRS Freedom of Information Act (FOIA) Reading Room. An appointment for inspecting the comments can be made by contacting the FOIA reading room.

**FOR FURTHER INFORMATION CONTACT:** Harry Manaka, National Director, Collection Field Operations, Room 7238, 1111 Constitution Avenue, NW, Washington, DC 20224. Telephone number (202) 622-5110.

**SUPPLEMENTARY INFORMATION:** This report is to give notice of a proposed Internal Revenue Servicewide system of records entitled "Third-party Contact Records—Treasury/IRS 00.333," which

is subject to the Privacy Act of 1974, 5 U.S.C. 552a.

The IRS is establishing the third-party contact records to comply with Section 3417 of the IRS Restructuring and Reform Act of 1998. The third-party contact records will enable the IRS to periodically provide the taxpayer a record of persons (such as financial institutions, employers, individuals, local and state governments) contacted by the IRS with respect to determination or collection of the tax liability of the taxpayer. These records shall be provided to the taxpayer upon request when applicable under law and/or regulation.

The new system of records report, as required by 5 U.S.C. 552a (r) of the Privacy Act, has been submitted to the Committee on Government Operations of the House of Representatives, the Committee on Governmental Affairs of the Senate, and the Office of Management and Budget, pursuant to Appendix I to OMB Circular A-130, "Federal Agency Responsibilities for Maintaining Records About Individuals," dated July 15, 1994.

The proposed Internal Revenue Servicewide system of records, Third-party Contact Records—Treasury/IRS 00.333 is published in its entirety below.

Dated: June 7, 1999.

**Shelia Y. McCann,**

*Deputy Assistant Secretary, Administration, Treasury/IRS 00.333*

#### SYSTEM NAME:

Third-party Contact Records

#### SYSTEM LOCATION:

District Offices, Regional Offices, Service Centers, Office of Assistant Commissioner (International), and IRS Computing Centers. (See IRS appendix A for addresses.)

#### CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Individuals on whom Federal tax assessments have been made; individuals believed to be delinquent in filing Federal tax returns or in paying Federal taxes, penalties or interest; individuals who are or have been considered for examination for tax determination purposes; i.e., income, estate and gift, excise or employment tax liability.

#### CATEGORIES OF RECORDS IN THE SYSTEM:

Records of third-party contacts as required by 26 U.S.C. 7602 (c), including the taxpayer name control, taxpayer identification number, the third-party contact's name, date of contact, fact of reprisal determination,

and IRS personnel's identification number.

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**  
5 U.S.C. 301; 26 U.S.C. 7602, and 7801.

**PURPOSE OF THE SYSTEM:**

The IRS is establishing the third-party contact records to comply with Section 7602(c) of the Internal Revenue Code as enacted by Section 3417 of the IRS Restructuring and Reform Act of 1998. The third-party contact records will be used to report to the taxpayers regarding third-party contacts that the IRS would normally make with respect to the determination or collection of the tax liability of the taxpayer. Third-party contact data will be provided periodically to taxpayers and upon the taxpayer's request.

**ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:**

Disclosure of returns and return information may only be made as authorized by 26 U.S.C. 6103 and 7602.

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

**STORAGE:**

Paper records and electronic storage media.

**RETRIEVABILITY:**

By taxpayer identification number (social security number or employer identifier number).

**SAFEGUARDS:**

Access controls will be no less than those provided by the Automated Information Systems Security Handbook IRM 2(10)00, IRM 1(16)12, Manager's Security Handbook, and IRM 1(16)42, Physical Security Handbook.

**RETENTION AND DISPOSAL:**

Records are maintained in accordance with Records Disposition Handbooks, IRM 1(15)59.1 through IRM 1(15)59.32.

**SYSTEM MANAGER(S) AND ADDRESSES:**

Official prescribing policies and practices: Assistant Commissioner (Collection). Officials maintaining the system: Assistant Commissioner (International), Regional Chief Compliance Officers, District Directors, IRS Service Center Directors, IRS Computing Center Directors, Associate Chief Counsel, Regional Counsel, and District Counsel.

**NOTIFICATION PROCEDURE:**

Individuals seeking to determine if this system of records contains a record

pertaining to themselves may inquire in accordance with instructions appearing at 31 CFR part 1, subpart C, appendix B. Inquiries should be addressed as in "Records Access Procedure" below.

**RECORDS ACCESS PROCEDURE:**

Individuals seeking access to any record contained in this system of records may inquire in accordance with instructions appearing in 31 CFR part 1, subpart C, appendix B. (See IRS appendix A for addresses.)

**CONTESTING RECORD PROCEDURE:**

26 U.S.C. 7852(e) prohibits Privacy Act amendment of tax records.

**RECORD SOURCE CATEGORIES:**

Tax records of the individual; public information sources; third parties including individuals, city and state governments, other Federal agencies, taxpayer's employer, employees and/or clients, licensing and professional organizations, and foreign governments via Tax Treaty.

**EXEMPTIONS CLAIMED FOR THE SYSTEM:**

None.

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**DEPARTMENT OF THE TREASURY**

**Internal Revenue Service**

**Privacy Act of 1974; As Amended**

**AGENCY:** Internal Revenue Service, Treasury.

**ACTION:** Notice of alteration to Privacy Act system of records notices.

**SUMMARY:** The Internal Revenue Service is altering Treasury/IRS 60.008 and Treasury/IRS 60.011 to reflect changes in the management and location of the systems of records from the Office of the Chief Inspector to the Assistant Commissioner (Support Services). These changes are pursuant to the IRS Restructuring and Reform Act of 1998.

**EFFECTIVE DATE:** This notice will be adopted without further publication in the **Federal Register** on July 15, 1999, unless modified by a subsequent notice to incorporate comments received from the public.

**FOR FURTHER INFORMATION CONTACT:** Mary Anderson, Program Analyst, Support Services, Internal Revenue Service, 1401 Wilson Boulevard, Suite 800, Arlington, VA 22209, telephone: (703) 235-0652.

**SUPPLEMENTARY INFORMATION:** The IRS Restructuring and Reform Act of 1998 included specific provisions impacting

the Office of the Chief Inspector, Internal Revenue Service. The law provided for the appointment of a Treasury Inspector General for Tax Administration (TIGTA), effective January 19, 1999, who will report directly to the Secretary of the Treasury.

The systems of records Treasury/IRS 60.008—Security, Background, and Character Investigation Files (NBIC), and Treasury/IRS 60.011—Internal Security Management Information System (ISMIS), will continue to exist with the IRS since the National Background Investigations Center, which generates such investigations and utilizes the ISMIS database, will remain with the IRS. The NBIC, formerly under the control of the Chief Inspector, will now continue to conduct personnel security investigations under the auspices of the Assistant Commissioner (Support Services). The alteration of the two systems of records will reflect changes to the system numbers, system names, system locations, safeguards, record access procedures, system managers, and will more accurately describe the categories of records in the systems of records.

The first system of records, IRS 60.008—Security, Background, and Character Investigation Files, Inspection, will be renumbered and renamed as "IRS 34.021—Personnel Security Investigations, National Background Investigations Center—Treasury/IRS." Language has also been inserted under "Exemption claimed for the system" to identify the section under which the exemption is claimed (5 U.S.C. 552a(k)(5)).

The second system of records, IRS 60.011—Internal Security Management Information System (ISMIS) will be renumbered and renamed as "IRS 34.022—National Background Investigations Center Management Information System (NBICMIS)—Treasury/IRS."

The changes to the systems of records are not within the purview of subsection (r) of the Privacy Act of 1974, as amended, which requires the submission of new or altered systems report. For the reasons set forth in this preamble, the IRS proposes to alter the above systems of records. The alterations described above are as follows:

**Treasury/IRS 34.021**

**SYSTEM NAME:**

Description of change: Replace the current title with the following: "Personnel Security Investigations, National Background Investigations Center—Treasury/IRS."