

*Time and Date:* 12:30 p.m.–4:30 p.m., July 23, 2009 (Closed).

*Place:* Teleconference.

*Status:* The meeting will be closed to the public in accordance with provisions set forth in Section 552b(c)(4) and (6), Title 5 U.S.C., and the Determination of the Director, Management Analysis and Services Office, CDC, pursuant to Public Law 92–463.

*Matters To Be Discussed:* The meeting will include the initial review, discussion, and evaluation of “Translating Research To Protect Health Through Health Promotion, Prevention, and Preparedness, Panel E, FOA CD09–001, initial review.”

*Contact Person for More Information:* Maurine Goodman, M.A., M.P.H., Scientific Review Administrator, CDC, 1600 Clifton Road, NE., Mailstop D72, Atlanta, GA 30333, Telephone (404) 639–4737.

The Director, Management Analysis and Services Office, has been delegated the authority to sign **Federal Register** notices pertaining to announcements of meetings and other committee management activities, for both CDC and the Agency for Toxic Substances and Disease Registry.

Dated: June 18, 2009.

**Elaine L. Baker,**

*Director, Management Analysis and Services Office, Centers for Disease Control and Prevention.*

[FR Doc. E9–15095 Filed 6–25–09; 8:45 am]

**BILLING CODE 4163–18–P**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Centers for Disease Control and Prevention

#### **Disease, Disability, and Injury Prevention and Control Special Emphasis Panel (SEP): Translating Research To Protect Health Through Health Promotion, Prevention, and Preparedness, Panel E, Funding Opportunity Announcement (FOA) CD09–001, Initial Review**

In accordance with Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), the Centers for Disease Control and Prevention (CDC) announces the aforementioned meeting:

*Time and Date:* 12:30 p.m.–4:30 p.m., July 21, 2009 (Closed)

*Place:* Teleconference.

The meeting will be closed to the public in accordance with provisions set forth in Section 552b(c)(4) and (6), Title 5 U.S.C., and the Determination of the Director, Management Analysis and Services Office, CDC, pursuant to Public Law 92–463.

*Matters to be Discussed:* The meeting will include the initial review, discussion, and evaluation of “Translating Research To Protect Health Through Health Promotion, Prevention, and Preparedness, Panel E, FOA CD09–001, initial review.”

*Contact Person for More Information:* Maurine Goodman, M.A., M.P.H., Scientific

Review Administrator, CDC, 1600 Clifton Road, NE., Mailstop D72, Atlanta, GA 30333, Telephone (404) 639–4737.

The Director, Management Analysis and Services Office, has been delegated the authority to sign **Federal Register** notices pertaining to announcements of meetings and other committee management activities, for both CDC and the Agency for Toxic Substances and Disease Registry.

Dated: June 18, 2009.

**Elaine L. Baker,**

*Director, Management Analysis and Services Office, Centers for Disease Control and Prevention.*

[FR Doc. E9–15094 Filed 6–25–09; 8:45 am]

**BILLING CODE 4163–18–P**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Centers for Disease Control and Prevention

#### **National Center for Injury Prevention and Control Initial Review Group (NCIPC IRG)**

In accordance with section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92–463), the Centers for Disease Control and Prevention (CDC), announces the following meeting of the aforementioned group:

*Times and Date:* 12 p.m.–1:30 p.m., July 16, 2009 (Closed).

*Place:* Teleconference.

*Status:* The meeting will be closed to the public in accordance with provisions set forth in Section 552b(c)(4) and (6), Title 5, U.S.C., and the Determination of the Director, Management Analysis and Services Office, CDC, pursuant to Section 10(d) of Public Law 92–463.

*Purpose:* This group is charged with providing advice and guidance to the Secretary, Department of Health and Human Services, and the Director, CDC, concerning the scientific and technical merit of grant and cooperative agreement applications received from academic institutions and other public and private profit and nonprofit organizations, including State and local government agencies, to conduct specific injury research that focuses on prevention and control.

*Matters To Be Discussed:* The meeting will include the reporting and voting of the peer reviews conducted in response to Fiscal Year 2009 Requests for Applications related to the following individual research announcements:

(1) RFA–EH–09–001 *Climate Change: Environmental Impact on Human Health* (U01); (2) RFA–CD–09–001 *Translating Research to protect Health Through Health Promotion, Prevention, and Preparedness* (R18); (3) RFA–EH–09–002 *Program to Expand State Public Health Laboratory Capacity for Newborn Bloodspot Screening* (U01); (4) RFA–EH–09–003 *program to Enhance State Public Health Laboratory Capacity for Newborn Bloodspot Screening*

(U01); (5) RFA–TS–09–003 *Environmental Health and Toxicology Educational Research Program* (U01).

Agenda items are subject to change as priorities dictate.

*Contact Person for More Information:* Rick Waxweiler, PhD, Director, Extramural Research Program Office, National Center for Injury Prevention & Control and Executive Secretary, NCIPC IRG, CDC, 4770 Buford Highway, NE., Mailstop F–62, Atlanta, Georgia 30341, Telephone (770) 488–4850.

The Director, Management Analysis and Services Office has been delegated the authority to sign **Federal Register** notices pertaining to announcements of meetings and other committee management activities for both CDC and the Agency for Toxic Substances and Disease Registry.

Dated: June 18, 2009.

**Elaine L. Baker,**

*Director, Management Analysis and Services Office, Centers for Disease Control and Prevention.*

[FR Doc. E9–15093 Filed 6–25–09; 8:45 am]

**BILLING CODE 4163–18–P**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Centers for Medicare & Medicaid Services

#### **Privacy Act of 1974; Addition of a New Routine Use**

**AGENCY:** Department of Health and Human Services (HHS), Centers for Medicare & Medicaid Services (CMS).

**ACTION:** Notice to add a new routine use to all CMS systems of records (SOR).

**SUMMARY:** CMS proposes to add a new routine use to its inventory of SOR subject to the Privacy Act of 1974 (Title 5 United States Code (U.S.C.) 552a) authorizing disclosure of individually identifiable information to assist in efforts to respond to a suspected or confirmed breach of the security or confidentiality of information maintained in these systems of records. The new routine use will be prioritized in the next consecutive numbered order of routine uses in each system notice and will be included in the next published notice as part of our normal SOR review process. The new routine use will read as follows:

1. To appropriate Federal agencies, Department officials and Agency contractors that need access to identifiable information to provide assistance to the Department’s efforts to respond to a suspected or confirmed breach of the security or confidentiality of information. In order to receive the information, CMS must:

a. Determines that the use or disclosure does not violate legal

limitations under which the record was provided, collected, or obtained;

b. Determines that the purpose for which the disclosure is to be made:

(1) Cannot be reasonably accomplished unless the record is provided in individually identifiable form,

(2) is of sufficient importance to warrant the effect and/or risk on the privacy of the individual that additional exposure of the record might bring, and

(3) there is reasonable probability that the objective for the use would be accomplished;

c. Requires the recipient of the information to:

(1) Establish reasonable administrative, technical, and physical safeguards to prevent unauthorized use or disclosure of the record, and

(2) remove or destroy the information that allows the individual to be identified at the earliest time at which removal or destruction can be accomplished consistent with the purpose of the disclosure, and

(3) Make no further use or disclosure of the record except:

(a) In emergency circumstances affecting the health or safety of any individual, or

(b) When required by law.

d. Secures a written statement attesting to the information recipient's understanding of and willingness to abide by these provisions and complete a Data Use Agreement (CMS Form 0235) in accordance with current CMS policies.

The reason for this routine use is as follows:

Other Federal agencies, Department officials and contractors, as well as CMS contractors may need access to identifiable information that is both relevant and necessary to provide assistance to all efforts to respond to a suspected or confirmed breach of the security or confidentiality of information maintained in these systems of records.

**DATES:** *Effective Date:* The new routine use will be effective on < DATE >.

**ADDRESSES:** The public should address comments to: CMS Privacy Officer, Division of Privacy Compliance, Enterprise Architecture and Strategy Group, Office of Information Services, CMS, Room N2-04-27, 7500 Security Boulevard, Baltimore, Maryland 21244-1850. The telephone number is (410) 786-5357. Comments received will be available for review at this location, by appointment, during regular business

hours, Monday through Friday from 9 a.m.-3 p.m., Eastern Time zone.

**SUPPLEMENTARY INFORMATION:** On May 22, 2007, the Office of Management and Budget (OMB) released Memoranda (M) 07-16, *Safeguarding Against and Responding to the Breach of Personally Identifiable Information*. HHS convened a leadership committee composed of members from the Office of the Chief Information Officer (OICO), the Office of Assistant Secretary for Public Affairs (ASPA), and the Office of the Assistant Secretary for Planning and Evaluation (ASPE) in order to formulate a response plan for the newly established requirements. The final response plan was signed by the HHS Chief Information Officer (CIO), Mike Carleton and submitted to OMB on September 19, 2007. As required by the memoranda, to comply with the "Incident Reporting and Handling Requirements," all Operations and Staff Divisions are instructed to incorporate the suggested routine use language as part of their normal SOR review process.

Dated: June 16, 2009.

**Michelle Snyder,**  
*Deputy Chief Operating Officer, Centers for Medicare & Medicaid Services.*

ATTACHMENT A

SOR No.	Title	FR published
09-70-0500 .....	Health Plan Management System (HPMS) .....	71 FR 60718, 10/16/2006
09-70-0501 .....	Medicare Multi-Carrier Claims Systems (MCS) .....	71 FR 64968, 11/06/2006
09-70-0502 .....	Enrollment Data Base (EDB) .....	73 FR 10249, 02/26/2008
09-70-0503 .....	Fiscal Intermediary Shared System (FISS) .....	71 FR 64961, 11/06/2006
09-70-0514 .....	Medicare Provider Analysis and Review (MEDPAR) .....	71 FR 17470, 04/06/2006
09-70-0519 .....	Medicare Current Beneficiary Survey (MCBS) .....	71 FR 60722, 10/16/2006
09-70-0520 .....	ESRD Program Management and Medical Information System (PMMIS) .....	72 FR 26126, 5/8/2007
09-70-0521 .....	Inpatient Rehabilitation Facilities—Patient Assessment Instrument (IRF-PAI) .....	71 FR 67143, 11/20/2006
09-70-0522 .....	Home Health Agency Outcome and Assessment Information Set (OASIS) .....	72 FR 63906, 11/13/2007
09-70-0526 .....	Common Working File (CWF) .....	71 FR 64955, 11/06/2006
09-70-0528 .....	Long Term Care-Minimum Data Set (LTC MDS) .....	72 FR 12801, 3/19/2007
09-70-0532 .....	Provider Enrollment Chain and Ownership System (PECOS) .....	71 FR 60536, 10/13/2006
09-70-0536 .....	Medicare Beneficiary Database (MBD) .....	71 FR 11420, 03/07/2006
09-70-0538 .....	Individuals Authorized Access to the CMS Computer Services (IACS) .....	72 FR 63902, 11/13/2007
09-70-0541 .....	Medicaid Statistical Information System (MSIS) .....	71 FR 65527, 11/08/2006
09-70-0550 .....	Retiree Drug Subsidy Program (RDSP) .....	70 FR 41035, 7/15/2005
09-70-0553 .....	Medicare Drug Data Processing System (DDPS) .....	70 FR 58436, 10/06/2005
09-70-0558 .....	National Claims History File (NCH) .....	71 FR 67137, 11/20/2006
09-70-0568 .....	One Program Integrity Data Repository (ODR) .....	71 FR 64530, 11/02/2006
09-70-0569 .....	Post Acute Care Payment Reform/Continuity Assessment Report Demonstration and Evaluation (PAC-CARE).	72 FR 55225, 09/28/2007
09-70-0571 .....	Medicare Integrated Data Repository (IDR) .....	71 FR 64530, 11/02/2006
09-70-0573 .....	Chronic Condition Data Repository (CCDR) .....	71 FR 54495, 09/15/2006
09-70-4001 .....	Medicare Advantage Prescription Drug (MARx) .....	70 FR 60530, 10/18/2005
09-70-0575 .....	Organ Procurement Organizations System (OPOS) .....	71 FR 29336, 05/22/2006
09-70-0594 .....	Minimum Data Set (MDS) for Home and Community Based Alternatives (CBA) to Psychiatric Residential Treatment) Facilities (PRTF) (CBA-PRTF).	72 FR 72733, 12/21/2007

[FR Doc. E9-15192 Filed 6-25-09; 8:45 am]

BILLING CODE 4120-03-P

## ADVISORY COUNCIL ON HISTORIC PRESERVATION

### Draft Program Comment for the U.S. General Services Administration on Select Envelope and Infrastructure Repairs and Upgrades to Historic Public Buildings

**AGENCY:** Advisory Council on Historic Preservation.

**ACTION:** Notice of intent to issue program comments for the U.S. General Services Administration on select envelope and infrastructure repairs and upgrades to historic public buildings.

**SUMMARY:** The Advisory Council on Historic Preservation (ACHP) is considering issuing a Program Comment for the U.S. General Services Administration setting forth the way in which it will comply with Section 106 of the National Historic Preservation Act for select repairs and upgrades to windows, lighting, roofing, and heating, ventilating, and air-conditioning (HVAC) systems within historic public buildings. The ACHP seeks public input on the proposed Program Comment.

**DATES:** Submit comments on or before July 20, 2009.

**ADDRESSES:** Address all comments concerning this proposed Program Comment to Kirsten Brinker Kulis, Office of Federal Agency Programs, Advisory Council on Historic Preservation, 1100 Pennsylvania Avenue, NW., Suite 803, Washington, DC 20004. Fax (202) 606-8647. You may submit electronic comments to: [kkulis@achp.gov](mailto:kkulis@achp.gov).

**FOR FURTHER INFORMATION CONTACT:** Kirsten Brinker Kulis, (202) 606-8517, [kkulis@achp.gov](mailto:kkulis@achp.gov).

**SUPPLEMENTARY INFORMATION:** Section 106 of the National Historic Preservation Act requires Federal agencies to consider the effects of their undertakings on historic properties and to provide the Advisory Council on Historic Preservation (ACHP) a reasonable opportunity to comment with regard to such undertakings. The ACHP has issued the regulations that set forth the process through which Federal agencies comply with these duties. Those regulations are codified under 36 CFR part 800 (Section 106 regulations).

Under Section 800.14(e) of those regulations, agencies can request the ACHP to provide a "Program Comment" on a particular category of undertakings in lieu of conducting individual reviews

of each individual undertaking under such category, as set forth in 36 CFR 800.4 through 800.7. An agency can meet its Section 106 responsibilities with regard to the effects of particular aspects of those undertakings by taking into account ACHP's Program Comment and following the steps set forth in that comment.

#### I. Background

The ACHP is now considering issuing a Program Comment to the U.S. General Services Administration (GSA) which would streamline Section 106 compliance for select repairs and upgrades to windows, lighting, roofing, and heating, ventilation, and air-conditioning (HVAC) systems.

While the proposed Program Comment may be applied to the types of projects noted above at all of GSA's historic public buildings, the repairs and upgrades must be undertaken using GSA's Technical Preservation Guidelines (Guidelines), written by the GSA's Center for Historic Buildings, Office of the Chief Architect, Public Buildings Service. The following Guidelines will be included as part of the proposed Program Comment as appendices:

- Upgrading Historic Building Windows;
- Upgrading Historic Building Lighting;
- Historic Building Roofing;
- HVAC Upgrades in Historic Buildings.

Due to their volume, the Guidelines will not be copied into this notice. However, they can be accessed in their entirety on the Internet at: <http://www.gsa.gov/technicalpreservationguidelines>. Those without access to the Internet can contact Kirsten Brinker Kulis at (202) 606-8517, or by e-mail at [kkulis@achp.gov](mailto:kkulis@achp.gov), to arrange an alternate method of access to these appendices.

The GSA has consulted with the National Park Service (NPS) with regard to the cited Guidelines, and the NPS has confirmed their consistency with the Secretary of the Interior's Standards for Rehabilitation when applied under the conditions set out in the Program Comment.

In addition, the repairs and upgrades contemplated by the proposed Program Comment would be limited to projects executed by GSA employees and contractors who meet the professional standards developed by the Secretary of the Interior. The Program Comment would be further limited to those projects where the proposed repairs and upgrades would not adversely affect the qualities that qualify a subject building

for the National Register of Historic Places.

Before using the Program Comment, these findings would be made by GSA's Regional Historic Preservation Officers (RHPO), who would notify the relevant State Historic Preservation Officer (SHPO) by providing them with the GSA's Section 106 Short Form (appended to the Program Comment) for a ten business day review period, during which time they may object to use of this Program Comment for the project. If the SHPO objects within that timeframe, GSA would follow the standard Section 106 review process, rather than this Program Comment, for the proposed work. If GSA already has a Section 106 agreement that covers the proposed work (e.g., a state or regional Programmatic Agreement) GSA would have the option of following that agreement, rather than this Program Comment.

The proposed Program Comment provides for regular reports and meetings on its implementation.

#### II. Expected Benefits

Just as the American Reinvestment and Recovery Act (ARRA) legislation has provided GSA with significant stewardship opportunities for its historic public buildings, the rigid spending deadline associated with the legislation has prompted the need for this alternative approach to preservation compliance for the mentioned select routine repairs and upgrades. The resulting proposed Program Comment, which may be applied to ARRA-funded projects and projects with other funding sources, was conceived to promote best preservation practices within the GSA for routine window repairs, and upgrades to lighting, roofing, and heating, ventilation, and air-conditioning (HVAC) systems within historic public buildings, as specified above.

The proposed Program Comment could satisfy preservation compliance requirements, facilitate GSA's efforts to meet its upcoming ARRA spending deadlines, and reduce the ARRA-related workload for GSA, ACHP, SHPOs, and consulting parties. Once the public comments resulting from this notice are considered, and edits are incorporated as deemed appropriate, the ACHP will decide whether to issue the Program Comment. The ACHP expects to make that decision at its upcoming quarterly meeting scheduled on August 7, 2009 in Washington, DC, or shortly thereafter.