

moral, educational, or professional qualifications of an individual who is licensed or who is seeking to become licensed.

r. To an entity or person, public or private, when disclosure of the record is needed to enable the recipient of the record to take action to recover money or property of the EPA, when such recovery will accrue to the benefit of the United States, or when disclosure of the record is needed to enable the recipient of the record to take appropriate disciplinary action to maintain the integrity of EPA programs or operations.

s. To officers and employees of other Federal agencies for the purpose of quality assessments of the OIG's personnel security and suitability operations.

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

**STORAGE:**

The computerized reference is stored on computer hard disks and computer printout sheets. The hard copy files are stored in file folders. All records are stored under secure conditions, which are described in the Safeguards section.

**RETRIEVABILITY:**

Records in the computerized reference are retrieved by the social security number of the subject of a personnel security and suitability investigation. Records in the hard copy files are retrieved by the name of the subject of a personnel security and suitability investigation.

**SAFEGUARDS:**

Direct access is limited to authorized employees of the OIG, Office of Management, Personnel Security Staff. Additional access within EPA is limited to authorized employees on a need-to-know basis. All records, when not in the possession of an authorized employee, are stored in locked file cabinets or safes in a locked, alarmed central file room with restricted access. Classified records are safeguarded in accordance with Executive Order 12958 and Executive Order 12968.

**RETENTION AND DISPOSAL:**

Records are retained and disposed of in accordance with EPA Records Control Schedules, Inspector General Records, approved by the National Archives and Records Administration. Personnel security and suitability files are generally retained for 5 years after the separation or transfer of the employee and then destroyed.

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

Assistant Inspector General for Management, Office of Inspector General (2441), Environmental Protection Agency, 401 M Street, SW., Washington, DC 20460.

**NOTIFICATION PROCEDURES:**

See Exemption section of this notice. EPA claims that the system is exempt from this requirement to the extent that the system contains investigatory material compiled for law enforcement purposes. EPA also claims that the system is exempt from this requirement to the extent that the system contains classified information that has been properly classified under applicable statutes or executive orders. However, EPA has published rules that establish procedures for notifying an individual at his/her request if the system contains a record pertaining to him/her because, under certain circumstances, it might be appropriate for an individual to have access to all or a portion of his/her records in this system. Requests for notification should be made in writing to the System Manager in accordance with EPA's regulations at 40 CFR part 16.

**RECORD ACCESS PROCEDURES:**

See Exemption section of this notice. EPA claims that the system is exempt from this requirement. However, EPA has published rules that establish procedures for notifying an individual at his/her request how he/she can gain access to a record in this system pertaining to him/her because, under certain circumstances, it might be appropriate for an individual to have access to all or a portion of his/her records in this system. Requests for access should be made in writing to the System Manager in accordance with EPA's regulations at 40 CFR part 16.

**CONTESTING RECORD PROCEDURES:**

See Record Access Procedures section of this notice.

**RECORD SOURCE CATEGORIES:**

See Exemption section of this notice. EPA claims that the system is exempt from this requirement. However, EPA is publishing the following generic list of categories of sources of records in this system: The subjects of personnel security and suitability investigations; individuals with whom the subjects are or were associated (e.g., colleagues, business associates, acquaintances, or relatives); Federal, State, local, and foreign investigatory or law enforcement agencies; other government agencies; confidential sources; former employers; references named by the subjects; credit

agencies; educational institutions; and public source materials.

**SYSTEMS EXEMPTED FROM CERTAIN PROVISIONS OF THE ACT:**

Under 5 U.S.C. 552a(k)(1), this system is exempt from the following provisions of the Privacy Act of 1974, as amended: 5 U.S.C. 552a (c)(3); (d); (e) (1), (4) (G), (H), and (I); and (f). Under 5 U.S.C. 552a(k)(2), this system is exempt from the following provisions of the Privacy Act of 1974, as amended, subject to the limitations set forth in that subsection: 5 U.S.C. 552a (c)(3); (d); (e) (1), (4) (G), (H), and (I); and (f). Under 5 U.S.C. 552a(k)(5), this system is exempt from the following provisions of the Privacy Act of 1974, as amended, subject to the limitations set forth in that subsection: 5 U.S.C. 552a (c)(3); (d); (e) (1), (4) (H) and (I); and (f) (2) through (5). These exemptions were published as regulations in the **Federal Register** in accordance with the requirements of 5 U.S.C. 553 (b) (1), (2), and (3), (c), and (e). For additional information, contact the System Manager.

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**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-5887-9]

**Privacy Act of 1974: Systems of Records**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Amendment to notice of Privacy Act system of records.

**SUMMARY:** The Environmental Protection Agency (EPA) is proposing to amend routine uses in an existing Privacy Act system of records, the "EPA Travel, Other Accounts Payable and Accounts Receivable Files. EPA/FMD, EPA-29" which was last published on January 10, 1992 at 57 FR 1182.

**EFFECTIVE DATES:** The proposed amendments will be effective without further notice October 15, 1997, unless comments received require a contrary determination.

**ADDRESSES:** Send written comments to: Al Demarcki, Systems Accountant, Financial Management Division, Financial Policies, Procedures and Compliance Branch, Environmental Protection Agency, 401 "M" Street SW (2733F), Washington, DC 20460.

**FOR FURTHER INFORMATION CONTACT:** Al Demarcki, Systems Accountant, Financial Management Division, Financial Policies, Procedures and

Compliance Branch, Environmental Protection Agency, 401 "M" Street SW (2733F), Washington, DC 20460. Tel. (202) 260-2633.

**SUPPLEMENTARY INFORMATION:** The proposed amendment alters the routine use provision of the notice for EPA's Travel, Other Accounts Payable and Accounts Receivable Files as follows: (1) The letter designations in routine uses 12a through 12g have been eliminated and replaced by number designations. The proposed routine uses for this system of records are numbered 1 through 19. (2) The proposed amendment adds a new routine use number 13 to the system of records which authorizes disclosure to the Internal Revenue Service for the purpose of recouping delinquent debts owed the United States through offset of Federal Tax returns under the Federal Tax Refund Offset Program authorized by 31 U.S.C. 3720A and for the purpose to perform Offsets and Cross-Servicing of delinquent debtors. (3) Routine use 11 (which authorizes disclosures to Federal State and local agencies for computer matching purposes) and 12d (which authorizes disclosures to other Federal Agencies for debt collection purposes) have been deleted in their current form and replaced with proposed routine uses 11 and 12. These proposed routine uses do not authorize additional or new disclosures, but are intended only to clarify and more precisely define the nature and purpose of the disclosures set forth in the deleted routine uses.

Proposed routine use 11 limits disclosures for debt collection purposes under the Debt Collection Act (Pub. L. 97-365) to two named agencies, the Defense Manpower Data Center (DMDC) of the Department of Defense and the U.S. Postal Service (USPS). This routine use encompasses, but is not limited to, disclosures made pursuant to a computer matching program in accordance with the Computer Matching and Privacy Protection Act of 1988. This proposed routine use adopts language similar to that recommended by the U.S. Department of Treasury in its Government-wide guidance on Federal debt collection.

Proposed routine use 12 permits disclosures, including disclosures under a computer matching program, to Federal Agencies other than the DMDC and USPS, and to State and local agencies for debt collection purposes. EPA will comply with the Computer Matching and Privacy Protection Act of 1988 and Implementing Guidelines in the case of disclosures under a computer matching program.

Other revisions of the routine uses are of a minor editorial or administrative nature. All routine uses for this system of records, including the proposed amended routine uses, are listed below in the propose notice.

Dated: August 28, 1997.

**Alvin M. Pesachowitz,**  
*Acting Assistant Administrator and Chief Information Officer.*

#### **EPA-29**

##### **SYSTEM NAME:**

EPA Travel, Other Accounts Payable and Accounts Receivable Files, EPA/FMD.

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

Routine use disclosures of records in this system of records may be made as follows:

1. To a member of Congress or a congressional office in response to any inquiry from that Member or office made at the request of the individual to whom the record pertains.
2. To EPA contractors, grantees or volunteers who have been engaged to assist EPA in the performance of a contract, service, grant, cooperative agreement or other activity related to this system of records and who need to have access to the records in order to perform the activity. Recipients are required to maintain records in this system in accordance with the requirements of the Privacy Act.
3. To Union representatives when relevant and necessary to their duties as exclusive bargaining agents under the Civil Service Reform Act of 1978, 5 U.S.C. 7111 and 7114.
4. To a Federal agency which has requested information relevant to its decision in connection with the hiring or retention of an employee, the reporting of an investigation on an employee, the letting of a contract, or the issuance of a security clearance, license, grant or other benefit.
5. To a Federal, State or local agency where necessary to enable EPA to obtain information relevant to an EPA decision concerning the hiring or retention of an employee, the reporting of an investigation on an employee, the letting of a contract, or the issuance of a security clearance, license, grant or other benefit.
6. To an appropriate Federal, State, local or foreign agency responsible for investigating, prosecuting, enforcing, or an indication of a violation or potential violation of the statute, rule, regulation or order and the information is relevant to the matter.

7. To the Department of Justice to the extent that each disclosure is compatible with the purpose for which the record was collected and is relevant and necessary to litigation or anticipated litigation in which one of the following is a party or has an interest: (a) EPA or any of its components, (b) an EPA employee in his or her official capacity, (c) an EPA employee in his or her individual capacity when the Department of Justice is representing or considering representation of the employee, or (d) the United States where EPA determines that litigation is likely to effect the Agency.

8. In a proceeding before a court, other adjudicative body or grand jury, or in an administrative or regulatory proceeding to the extent that each disclosure is compatible with the purpose for which the records were collected and is relevant and necessary to litigation or anticipated litigation in which one of the following is a party or has an interest: (a) EPA or any of its components, (b) an EPA employee in his or her official capacity, (c) an EPA employee in his or her individual capacity where the Department of Justice is representing or considering representation of the employee, or (d) the United States where EPA determines that litigation is likely to effect the Agency. Such disclosures include, but are not limited to those made in the course of presenting evidence, conducting settlement negotiations, and responding to subpoenas and requests for discovery.

9. To representatives of the General Service Administration and the National Archives and Records Administrations who are conducting records management inspections under the authority of 44 U.S.C. 2904 and 2906.

10. To the General Accounting Office, Office of Management and Budget, and Department of Treasury for purpose of carrying out EPA's financial management responsibilities.

11. To the Defense Manpower Data Center of the Department of Defense and to the U.S. Postal Service for the purpose of identifying and locating individuals who are receiving Federal salaries or benefit payments and are delinquent in their repayment of debts owed to the U.S. Government under programs administered by EPA. The ultimate purpose of such disclosures is to collect the delinquent debts under the Debt Collection Act (Pub. L. 97-365) by voluntary repayment or by administrative or salary offset procedures. Such disclosures may be made as part of computer matching programs, in which case EPA will

comply with the Computer Matching and Privacy Protection Act of 1988 and implementing guidelines.

12. To other Federal, State, and local agencies to help eliminate fraud and abuse, to detect unauthorized overpayments made to individuals, and to recoup delinquent debts owed to the United States or State and local agencies, including recoupment through salary and administrative offset. Such disclosures may be made as part of computer matching programs, in accordance with the Computer Matching and Privacy Protection Act of 1988 and implementing guidelines.

13. To the Department of Treasury or other Federal Agencies for the purpose of recouping delinquent debts owed the United States through offset of Federal Tax returns under the Federal Tax Refund Offset program authorized by 31 U.S.C. 3720A and 3716, to administer offset authorized in 3716 authorized in 3716 or through salary offset 5 U.S.C. 5514.

14. To the Internal Revenue Service in order to obtain taxpayer mailing addresses to locate taxpayers for the purposes of collecting debts owed EPA.

15. To provide debtor information to consumer reporting agencies in order to obtain credit reports for use by EPA for debt collection purposes and to report delinquent debts. The term "debtor information" is limited to the individuals name, address, social security number, and other information necessary to identify the individual, the amount, status and history of the claim and the agency or program under which the claim arose.

16. To provide debtor information to debt collection agencies under contract to EPA to help collect debts owed EPA. Such agencies will be required to comply with the Privacy Act and their agents will be made subject to the criminal penalty provisions of the Act.

17. To provide debtor information to the U.S. Department of Justice for litigation or further administrative action in connection with debt collection.

18. To the Department of the Treasury for the purpose of collecting delinquent debt under 3711G.

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-5887-7]

### Agency Information Collection Activities; OMB Responses

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** This notice announces the Office of Management and Budget's (OMB) responses to Agency clearance requests, in compliance with the Paperwork Reduction Act (44 U.S.C. 3501 et seq.). An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations are listed in 40 CFR Part 9 and 48 CFR Chapter 15.

**FOR FURTHER INFORMATION CONTACT:** Sandy Farmer (202) 260-2740, please refer to the appropriate EPA Information Collection Request (ICR) Number.

#### SUPPLEMENTARY INFORMATION:

#### OMB Responses to Agency Clearance Requests

##### OMB Approvals

EPA ICR No. 1519.04; Notice for Stored Pesticides With Canceled or Suspended Registration, was approved 08/12/97; OMB No. 2070-0109; expires 08/31/2000.

EPA ICR No. 1049.08; Notification of Episodic Releases of Oil and Hazardous Substances; was approved 08/12/97; OMB No. 2050-0046; expires 08/31/2000.

EPA ICR No. 0866.05; Quality Assurance Specification and Requirements; was approved 08/12/97; OMB No. 2080-0033; expires 08/31/2000.

EPA ICR No. 1583.03; National Request for Information (RFI) for Vendor Information System for Innovative Technologies (VISIT) and Vendor Field Analytical and Characterization Technologies System, Vendor Facts; was approved 08/12/97; OMB No. 2050-0114; expires 08/31/2000.

EPA ICR No. 1683.02; NSPS for Primary Aluminum Reduction Plants, Recordkeeping and Reporting; was approved 08/06/97; OMB No. 2060-0031; expires 08/31/2000.

EPA ICR No. 1061.07; NSPS for Phosphate Fertilizer Industry; was approved 08/06/97; OMB No. 2060-0037; expires 08/31/2000.

EPA ICR No. 1135.06; NSPS for Magnetic Tape Coating Facilities—Subpart SSS; was approved 08/06/97;

OMB No. 2060-0171; expires 08/31/2000.

EPA ICR No. 1808.01; Environmental Impact Assessment of Nongovernmental Activities in Antarctica; was approved 08/05/97; OMB No. 2020-0007; expires 02/28/98.

EPA ICR No. 1442.14; Land Disposal Restrictions, Phase IV Mini-Rule Treatment Standards for Wastes from Wood Preserving; was approved 08/22/97; OMB No. 2050-0085; expires 08/31/2000.

EPA ICR No. 1630.03; Oil Pollution Act Facility Responses Plans—40 CFR 112.20-21; was approved 08/22/97; OMB No. 2050-0135; expires 08/31/2000.

EPA ICR No. 1198.05; Chemical-Specific Rules—TSCA Section 8(a); was approved 08/20/97; OMB No. 2070-0067; expires 08/31/2000.

EPA ICR No. 1664.03; National Oil and Hazardous Substances Pollution Contingency Plan—Subpart J; was approved 08/22/97; OMB No. 2050-0141; expires 08/31/2000.

#### Notice of Short Term Extensions

EPA ICR No. 0234.05; Performance Evaluation Studies on Water and Wastewater Laboratories; OMB No. 2080-0021; expiration date was extended from 07/31/97 to 10/31/97.

EPA ICR No. 0318.06; Inventory (Needs Survey) of Publicly-Owned Wastewater Treatment Works (POTW'S) in the United States; OMB No. 2040-0050; expiration date was extended from 09/30/97 to 11/30/97.

EPA ICR No. 1684.02; Compression Ignition Nonroad Engine Certification Application; OMB No. 2060-0287; expiration date was extended from 06/30/97 to 12/31/97.

EPA ICR No. 1674.01; Nonroad Spark-Ignition Engine Selective Enforcement Auditing; OMB No. 2060-0295; expiration date was extended from 07/31/97 to 01/31/98.

EPA ICR No. 1696.01; Fuels and Fuel Additives Registration Regulations; OMB No. 2060-0297; expiration date was extended from 07/31/97 to 01/31/98.

EPA ICR No. 1702.01; Retrofit/Rebuild Requirements for 1993 and Earlier Model Year Urban Buses; OMB No. 2060-0302; expiration date was extended from 07/31/97 to 01/31/98.

EPA ICR No. 1675.01; Small Non-road Engines, In-Use Testing Reporting Requirements; OMB No. 2060-0292; expiration date was extended from 07/31/97 to 01/31/98.