

FEDERAL COMMUNICATIONS COMMISSION**Notice of Public Information Collection(s) Submitted to OMB for Review and Approval**

September 11, 1997.

SUMMARY: The Federal Communications Commission, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the following information collection(s), as required by the Paperwork Reduction Act of 1995, Pub. L. 104-13. An agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number. Comments are requested concerning (a) whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission's burden estimate; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

DATES: Written comments should be submitted on or before October 20, 1997. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

ADDRESSES: Direct all comments to Judy Boley, Federal Communications Commission, Room 234, 1919 M St., NW., Washington, DC 20554 or via internet to jboley@fcc.gov.

FOR FURTHER INFORMATION CONTACT: For additional information or copies of the information collection(s) contact Judy Boley at 202-418-0214 or via internet at jboley@fcc.gov.

OMB Approval Number: 3060-0624.

Title: Section 24.103(f), Amendment of the Commission's Rules to Establish New Personal Communications Services.

Type of Review: Extension of a currently approved collection.

Respondents: Individuals or households; business or other for-profit;

not-for-profit institutions; and state, local or tribal government.

Number of Respondents: 1,384.

Estimated Time Per Response: 15.1 hours.

Cost to Respondents: N/A.

Total Annual Burden: 26,843 hours.

Needs and Uses: This information collection requires all narrowband PCS licensees, except for paging response channel licensees, to file materials that show their compliance with the construction requirements of this service. These requirements were adopted to ensure that licensees quickly construct their systems and that the systems serve significant areas. The information is used by licensing personnel in the Wireless Telecommunications Bureau to ensure that the spectrum is being utilized effectively.

Federal Communications Commission.

William F. Caton,

Acting Secretary.

[FR Doc. 97-24822 Filed 9-17-97; 8:45 am]

BILLING CODE 6712-01-P

FEDERAL MARITIME COMMISSION**Ocean Freight Forwarder License; Applications**

Notice is hereby given that the following applicants have filed with the Federal Maritime Commission applications for licenses as ocean freight forwarders pursuant to section 19 of the Shipping Act of 1984 (46 U.S.C. app. 1718 and 46 CFR 510).

Persons knowing of any reason why any of the following applicants should not receive a license are requested to contact the Office of Freight Forwarders, Federal Maritime Commission, Washington, DC 20573.

First USA Real Estate Inc. d/b/a USA Trade, 2172 Dupont Drive, Suite 3, Irvine, CA 92612, Officer: Nicholas F. Aboufadel

S&S Enterprises, 5955 Davidson Court, Valley Springs, CA 95252, Debbie D. Sukhai-Sheffield, President, Sole Proprietor

Dated: September 15, 1997.

Joseph C. Polking,

Secretary.

[FR Doc. 97-24816 Filed 9-17-97; 8:45 am]

BILLING CODE 6730-01-M

FEDERAL RETIREMENT THRIFT INVESTMENT BOARD**Privacy Act of 1974; New System of Records**

AGENCY: Federal Retirement Thrift Investment Board.

ACTION: Notice of new system of collection records.

SUMMARY: The Executive Director of the Federal Retirement Thrift Investment Board (Board) is proposing a new system of records, FRTIB-12, Collection Records, consisting of records on individuals who are indebted to the Board, a Federal agency, or a Government corporation. These records will be used in collection actions against the debtors.

DATES: Comments must be received no later than October 20, 1997. The proposed notice will be effective November 3, 1997, unless the Board receives comments which would result in a different determination.

ADDRESS: Comments may be sent to Thomas L. Gray, Assistant General Counsel for Administration, Federal Retirement Thrift Investment Board, 1250 H Street, NW, Washington, DC 20005.

FOR FURTHER INFORMATION CONTACT: Thomas L. Gray, Assistant General Counsel for Administration, (202) 942-1662. FAX (202) 942-1676.

SUPPLEMENTARY INFORMATION: The Board initially published notice of its systems of records in the **Federal Register** on April 14, 1987 (52 FR 12065). This notice was finalized in the **Federal Register** on May 7, 1990 (55 FR 18949).

The information collected under the proposed new system of records, FRTIB-12, may be used to collect delinquent debts owed to the Board, a Federal agency, or a Government corporation in accordance with the Debt Collection Improvement Act of 1996, Pub. L. 104-134, 110 Stat. 1321, the Federal Claims Collection Act of 1966, Pub. L. 89-508, 80 Stat. 308, the Debt Collection Act of 1982, Pub. L. 97-365, 96 Stat. 1749, and 31 U.S.C. 3720A. Under these laws, debts to the Board may be offset against a Federal employee's salary, or against other funds owed the debtor by the Board, a Federal agency, a Government corporation, or against a Federal income tax refund. In addition, the Board may collect debts owed to the Board by entering into a cross-servicing debt-collection agreement with the Department of the Treasury, by contracting with a private collection agency, and by notifying credit

reporting agencies of the delinquent debt. The information collected under the proposed new system of records will not be used to offset debts from net assets available for Thrift Savings Plan (TSP) benefits; TSP accounts are held in trust by the Board for participants and beneficiaries and are subject to a strict antialienation and antiassignment provision. This system of records is in support of the Board's claims collection program set out in part 1639 of title 5, Code of Federal Regulations.

Roger W. Mehle,

Executive Director, Federal Retirement Thrift Investment Board.

FRTIB-12

SYSTEM NAME:

Collection Records.

SYSTEM LOCATION:

Federal Retirement Thrift Investment Board, 1250 H Street NW, Washington, DC 20005.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Records are maintained on individuals and entities that are financially indebted to the Board, a Federal agency, or a Government corporation.

CATEGORIES OF RECORDS IN THE SYSTEM:

Information varies depending on the individual debtor, the type of indebtedness, and the agency or program to which monies are owed. The system of records contains information pertaining to: (1) Individuals and commercial organizations, such as name, Taxpayer Identification Number (i.e., Social Security Number or Employer Identification Number), work and home addresses, and work and home telephone numbers; (2) the indebtedness, such as the original amount of the debt, the date the debt originated, the amount of the delinquency/default, the date of delinquency/default, basis of the debt, amounts accrued for interest, penalties, and administrative costs, and payments on the account; (3) actions taken to recover the debt, such as copies of demand letters/invoices, and documents required for the referral of accounts to collection agencies, or for litigation; and (4) debtor and creditor agencies, such as name, telephone number, and address of the agency contact.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

5 U.S.C. 8474.

PURPOSE:

The purpose of this system is to maintain a record of individuals and

entities that are indebted to the Board, a Federal agency, or a Government corporation. The records ensure that: Appropriate collection action on debtors' accounts is taken and properly tracked, monies collected are credited, and funds are returned to the Board or appropriate agency at the time the account is collected or closed.

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

These records and information in these records may be used to disclose information to:

1. Appropriate Federal, state, and local agencies responsible for investigating or implementing a statute, rule, regulation, order, or license;
2. The Financial Management Service (FMS) of the Department of the Treasury to allow that agency to act for the Board to enforce collection of delinquent debts owed to the Board or the Thrift Savings Fund.
3. A court, magistrate, or administrative tribunal in the course of presenting evidence, including disclosures to opposing counsel or witnesses in the course of civil discovery, litigation, or settlement negotiations in response to a court-ordered subpoena or in connection with criminal or civil proceedings;
4. A congressional office in order to respond to communications from that office;
5. The Internal Revenue Service for the purposes of: Effecting an administrative offset against the debtor's tax refund to recover a delinquent debt owed the Board or the Thrift Savings Fund; or obtaining the mailing address of a taxpayer/debtor in order to locate the taxpayer/debtor to collect or compromise a Federal claim against the taxpayer/debtor;
6. The Department of Justice for the purpose of litigating to enforce collection of a delinquent debt or to obtain the Department of Justice's concurrence in a decision to compromise, suspend, or terminate collection action on a debt with a principal amount in excess of \$100,000 or such higher amount as the Attorney General may, from time to time, prescribe in accordance with 31 U.S.C. 3711(a).
7. The Department of the Treasury, Department of Defense, United States Postal Service, another Federal agency, or a Government corporation for the purpose of conducting an authorized computer matching program in compliance with the Privacy Act of 1974, as amended, so as to identify and locate individuals receiving Federal

payments (including, but not limited to, salaries, wages, and benefits) for the purpose of requesting voluntary repayment or implementing Federal employee salary offset or administrative offset procedures;

8. The Department of the Treasury, Department of Defense, United States Postal Service, another Federal agency, a Government corporation, or any disbursing official of the United States for the purpose of effecting an administrative offset against Federal payments certified to be paid to the debtor to recover a delinquent debt owed to the Board, the Thrift Savings Fund, or another Federal agency or department by the debtor; and

9. Any creditor Federal agency or Government corporation seeking assistance for the purpose of obtaining voluntary repayment of a debt or implementing Federal employee salary offset or administrative offset in the collection of an unpaid financial obligation.

DISCLOSURE TO CONSUMER REPORTING AGENCIES:

Debt information concerning claims of the Board and the Thrift Savings Fund is also furnished in accordance with 5 U.S.C. 552a(b)(12) and section 3 of the Debt Collection Act of 1982, as amended (Pub. L. 97-365), to consumer reporting agencies, as defined by the Fair Credit Reporting Act, 15 U.S.C. 1681a(f), to encourage repayment of an overdue debt.

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

STORAGE:

These records are maintained in file folders in office file cabinets.

RETRIEVABILITY:

These records are indexed by the names, Social Security numbers, or contract numbers of participants, employees, contractors, or other persons who may receive monies paid to them by the Board.

SAFEGUARDS:

Access to and use of these records is restricted to those persons whose official duties require such access.

RETENTION AND DISPOSAL:

Hard-copy records are returned to the Board which has an agreement for servicing and collection of the debt with Financial Management Services. Files are destroyed when 6 years and 3 months old, unless they are subject to litigation in which case they are destroyed when a court order requiring that the file be retained allows the file

to be destroyed or litigation involving the file is concluded.

SYSTEM MANAGER(S) AND ADDRESS:

Associate General Counsel, Federal Retirement Thrift Investment Board, 1250 H Street, NW, Washington, DC 20005.

NOTIFICATION PROCEDURE:

Inquiries under the Privacy Act of 1974 should be addressed to the Privacy Act Officer, Federal Retirement Thrift Investment Board, 1250 H Street, NW, Washington, DC 20005. All individuals making inquiries should provide with their request as much descriptive matter as is possible to identify the particular record desired. The System Manager will advise as to whether the Board or FMS will process the record request.

RECORD ACCESS PROCEDURES:

Individuals requesting information under the Privacy Act of 1974 concerning procedures for gaining access or contesting records should write to the Privacy Act Officer. All individuals are urged to examine the regulations at 5 CFR part 1630 concerning Board requirements with respect to the Privacy Act of 1974.

CONTESTING RECORD PROCEDURES:

See "Record Access Procedures" above.

RECORD SOURCE CATEGORIES:

Information in this system of records is obtained from the individual or entity, the Board, creditor agencies, Federal employing agencies, Government corporations, collection agencies, credit bureaus, and Federal, state, and local agencies furnishing identifying information.

SYSTEMS EXEMPTED FROM CERTAIN PROVISIONS OF THE ACT:

None.

[FR Doc. 97-24761 Filed 9-17-97; 8:45 am]

BILLING CODE 6760-01-P

FEDERAL RETIREMENT THRIFT INVESTMENT BOARD

Privacy Act of 1974; System of Records

AGENCY: Federal Retirement Thrift Investment Board.

ACTION: Notice of new system of fraud and forgery records.

SUMMARY: The Executive Director of the Federal Retirement Thrift Investment Board (Board) is establishing a new system of records, FRTIB-13, Fraud and Forgery Records, consisting of records

on Thrift Savings Plan participants who are alleged to have committed a fraud or forgery with respect to their accounts.

DATES: Comments must be received no later than October 20, 1997. The proposed notice will be effective October 20, 1997, unless the Board receives comments which would result in a different determination. If comments received result in a different determination, the document will be republished with the change.

ADDRESS: Comments may be sent to Thomas L. Gray, Assistant General Counsel for Administration, Federal Retirement Thrift Investment Board, 1250 H Street, NW, Washington, DC 20005.

FOR FURTHER INFORMATION CONTACT:

Thomas L. Gray, Assistant General Counsel for Administration, (202) 942-1662. FAX (202) 942-1676.

SUPPLEMENTARY INFORMATION: The Board was established by the Federal Employees' Retirement System Act of 1986 (FERSA), Pub. L. 99-335, 100 Stat. 514, which has been codified, as amended, largely at 5 U.S.C. 8351 and 8401-8479 (1994), as an independent agency in the Executive Branch to administer the Thrift Savings Plan (TSP). The TSP is a tax-deferred retirement savings plan for Federal employees that is similar to cash or deferred arrangements established under section 401(k) of the Internal Revenue Code.

There are over two million TSP participants. To preserve the integrity of the Plan and protect the TSP accounts, the TSP will take action to prosecute any participant who attempts or commits a fraud or forgery with respect to their account. The information in this record system will be used for that purpose. These records consists of transactions in a participant's account and investigatory material related to a fraud or forgery allegation. When, for example, an allegation is made that a signature on a TSP document has been forged or that false information has been provided to the Board or to the TSP Service Office, the Board investigates the allegation and creates a file. When the Board's investigation produces support for the allegation that a fraud or forgery has been committed, the Board refers the matter to the United States Department of Justice and, if the participant is currently employed in the Federal service, to the participant's employing agency for further

investigation and administrative action or civil or criminal prosecution.

Roger W. Mehle,

Executive Director, Federal Retirement Thrift Investment Board.

FRTIB-13

SYSTEM NAME:

Fraud and Forgery Records.

SYSTEM LOCATION:

These records are located at the Federal Retirement Thrift Investment Board, 1250 H Street, NW, Washington, DC 20005 and at the Thrift Savings Plan (TSP) Service Office at the National Finance Center, Department of Agriculture, P.O. Box 61500, New Orleans, LA 70161-1500.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

These records contain information on Thrift Savings Plan participants who are alleged to have committed a fraud or forgery relating to their accounts.

CATEGORIES OF RECORDS IN THE SYSTEM:

These records contain the following kinds of information: Thrift Savings Plan account records relevant to the fraud or forgery allegation; documentation of complaints and allegations of fraud and forgery; exhibits, statements, affidavits, or records obtained during the investigation; court and administrative orders, transcripts, and documents; internal staff memoranda; staff working papers; other documents and records related to the inquiry, investigation, and disposition of the allegations; and all reports on the investigation.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

5 U.S.C. 8474.

PURPOSE:

These records are used to inquire into and investigate allegations that a Thrift Savings Plan participant has committed a fraud or forgery relating to their account.

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

These records and information in these records may be used to disclose information to:

1. The appropriate Federal, foreign, state, local, or tribal agency or other public authority responsible for enforcing, investigating, or prosecuting such violation or charged with enforcing or implementing the statute, rule, regulation, or order issued pursuant thereto, if the information disclosed is relevant to any enforcement, regulatory, investigative, or prosecutorial