

Dean of Faculty, 2354 Fairchild Drive, Suite 6F26, U.S. Air Force Academy, CO 80840-6200; or the

Commander, 34th Training Wing, 2354 Fairchild Drive, Suite 5A10, U.S. Air Force Academy, CO 80840-6260.

**CONTESTING RECORD PROCEDURES:**

The Air Force rules for accessing records, and for contesting contents and appealing initial agency determinations are published in Air Force Instruction 37-132; 32 CFR part 806b; or may be obtained from the system manager.

**RECORD SOURCE CATEGORIES:**

Information obtained from the individual, previous employers, educational institutions and source documents such as reports.

**EXEMPTIONS CLAIMED FOR THE SYSTEM:**

None.

[FR Doc. 99-9218 Filed 4-13-99; 8:45 am]

BILLING CODE 5000-04-F

**DEPARTMENT OF DEFENSE**

**Department of the Navy**

**Privacy Act of 1974; System of Records**

**AGENCY:** Department of the Navy, DoD.

**ACTION:** Delete records systems.

**SUMMARY:** The Department of the Navy proposes to delete six systems of records notices in its inventory of record systems subject to the Privacy Act of 1974 (5 U.S.C. 552a), as amended.

**DATES:** The actions will be effective on May 14, 1999 unless comments are received that would result in a contrary determination.

**ADDRESSES:** Send comments to the Department of the Navy, PA/FOIA Policy Branch, Chief of Naval Operations (N09B30), 2000 Navy Pentagon, Washington, DC 20350-2000.

**FOR FURTHER INFORMATION CONTACT:** Mrs. Doris Lama at (202) 685-6545 or DSN 325-6545.

**SUPPLEMENTARY INFORMATION:** The Department of the Navy's record system notices for records systems subject to the Privacy Act of 1974 (5 U.S.C. 552a), as amended, have been published in the **Federal Register** and are available from the address above.

The Department of the Navy proposes to delete systems of records notices in its inventory of record systems subject to the Privacy Act of 1974 (5 U.S.C. 552a), as amended. The deletions are not within the purview of subsection (r) of the Privacy Act of 1974 (5 U.S.C. 552a), as amended, which requires the

submission of new or altered system report.

Dated: April 8, 1999.

**L.M. Bynum,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

**N01001-3**

**SYSTEM NAME:**

Naval Reserve Intelligence/Personnel File *March 3, 1998, 63 FR 10366*.

Reason: System no longer being used. All files were destroyed several years ago.

**N01070-13**

**SYSTEM NAME:**

Nuclear Program Interview and Screening (*September 20, 1993, 58 FR 48852*).

Reason: Information maintained within this system of records duplicates information currently maintained in the following Department of the Navy systems of records: N01070-3, N01080-2, N01131-1, and N12950-5. Therefore, the Navy is deleting this duplicative system of records.

**N01070-14**

**SYSTEM NAME:**

Next of Kin Information for Sea Trial Riders (*February 22, 1993, 58 FR 10704*).

Reason: System of records is no longer needed. Records have been destroyed.

**N01070-15**

**SYSTEM NAME:**

Nuclear-Trained Naval Officers (*February 22, 1993, 58 FR 10704*).

Reason: Information maintained within this system of records duplicates information currently maintained in the following Department of the Navy systems of records: N01070-3, N01080-2, N01131-1, and N12950-5. Therefore, the Navy is deleting this duplicative system of records.

**N01572-1**

**SYSTEM NAME:**

NJAG Reserve Officer Questionnaires (*February 22, 1993, 58 FR 10719*).

Reason: Program was discontinued several years ago. All files have been destroyed.

**N04600-1**

**SYSTEM NAME:**

Portable Asset Control Environment (PACE) (*February 22, 1993, 58 FR 10744*).

Reason: System is obsolete and all records have been destroyed.

[FR Doc. 99-9217 Filed 9-13-99; 8:45 am]

BILLING CODE 5001-10-M

**DEPARTMENT OF DEFENSE**

**Department of the Navy**

**Privacy Act of 1974; System of Records**

**AGENCY:** Department of the Navy, DoD.

**ACTION:** Amend record systems.

**SUMMARY:** The Department of the Navy proposes to amend five systems of records notices in its inventory of record systems subject to the Privacy Act of 1974 (5 U.S.C. 552a), as amended.

**DATES:** The actions will be effective on May 14, 1999, unless comments are received that would result in a contrary determination.

**ADDRESSES:** Send comments to the Department of the Navy, PA/FOIA Policy Branch, Chief of Naval Operations (N09B30), 2000 Navy Pentagon, Washington, DC 20350-2000. **FOR FURTHER INFORMATION CONTACT:** Mrs. Doris Lama at (202) 685-6545 or DSN 325-6545.

**SUPPLEMENTARY INFORMATION:** The Department of the Navy's record system notices for records systems subject to the Privacy Act of 1974 (5 U.S.C. 552a), as amended, have been published in the **Federal Register** and are available from the address above.

The Department of the Navy proposes to amend systems of records notices in its inventory of record systems subject to the Privacy Act of 1974 (5 U.S.C. 552a), as amended. The amendments are not within the purview of subsection (r) of the Privacy Act of 1974 (5 U.S.C. 552a), as amended, which requires the submission of new or altered system reports.

Dated: April 8, 1999.

**L. M. Bynum,**

*Alternate OSD Federal Register Liaison Officer, Department of Defense.*

**N01000-2**

**SYSTEM NAME:**

Naval Discharge Review Board Proceedings (*March 18, 1997, 62 FR 12806*).

**CHANGES:**

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**SYSTEM LOCATION:**

Delete entry and replace with 'Naval Discharge Review Board, Washington

Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.'

\* \* \* \* \*

**SAFEGUARDS:**

Delete entry and replace with 'Computerized data base is password protected and access is limited. The office is locked at the close of business. The office is located in a building on a military installation which has 24-hour gate sentries and 24-hour roving patrols.'

\* \* \* \* \*

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

Delete entry and replace with 'Director, Naval Council of Personnel Boards, Department of the Navy, Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.'

\* \* \* \* \*

**N01000-2**

**SYSTEM NAME:**

Naval Discharge Review Board Proceedings.

**SYSTEM LOCATION:**

Naval Discharge Review Board, Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.

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

Former Navy and Marine Corps personnel who have submitted applications for review of discharge or dismissal pursuant to 10 U.S.C. 1553, or whose discharge or dismissal has been or is being reviewed by the Naval Discharge Review Board, on its own motion, or pursuant to an application by a deceased former member's next of kin.

**CATEGORIES OF RECORDS IN THE SYSTEM:**

The file contains the former member's application for review of discharge or dismissal, any supporting documents submitted therewith, copies of correspondence between the former member or his counsel and the Naval Discharge Review Board and other correspondence concerning the case, and a summarized record of proceedings before the Board.

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**

10 U.S.C. 1553 and E.O. 9397 (SSN).

**PURPOSE(S):**

Selected information is used to defend the Department of the Navy in civil suits filed against it in the State and/or Federal courts system. This information will permit officials and employees of the Board to consider

former member's applications for review of discharge or dismissal and any subsequent application by the member; to answer inquiries on behalf of or from the former member or counsel regarding the action taken in the former member's case. The file is used by members of the Board for Correction of Naval Records when reviewing any subsequent application by the former member for a correction of records relative to the former member's discharge or dismissal.

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

In addition to those disclosures generally permitted under 5 U.S.C. 552a(b) of the Privacy Act, these records or information contained therein may specifically be disclosed outside the DoD as a routine use pursuant to 5 U.S.C. 552a(b)(3) as follows:

The file is used by counsel for the former member, and by accredited representatives of veterans' organizations recognized by the Secretary, Department of Veterans Affairs under 38 U.S.C. 3402 and duly designated by the former member as his or her representative before the Naval Discharge Review Board.

Officials of the Department of Justice and the United States Attorneys offices assigned to the particular case.

The 'Blanket Routine Uses' that appear at the beginning of the Navy's compilation of systems of records notices apply to this system.

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

**STORAGE:**

Paper records in file folders; microfiche; plastic recording disks; recording cassettes; and computerized data base.

**RETRIEVABILITY:**

Name, docket number, and/or Social Security Number.

**SAFEGUARDS:**

Computerized data base is password protected and access is limited. The office is locked at the close of business. The office is located in a building on a military installation which has 24-hour gate sentries and 24-hour roving patrols.

**RETENTION AND DISPOSAL:**

Files are transferred to the Washington Federal Records Center, 4205 Suitland Road, Suitland, MD 20409 when case is closed and then destroyed after 15 years.

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

Director, Naval Council of Personnel Boards, Department of the Navy,

Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.

**NOTIFICATION PROCEDURE:**

Individuals seeking to determine whether information about themselves is contained in this system should address written inquiries to the Director, Naval Council of Personnel Boards, Department of the Navy, Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.

**RECORD ACCESS PROCEDURES:**

Individuals seeking access to information about themselves contained in this system should address written inquiries to the Director, Naval Council of Personnel Boards, Department of the Navy, Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.

**CONTESTING RECORD PROCEDURES:**

The Navy's rules for accessing records, and for contesting contents and appealing initial agency determinations are published in Secretary of the Navy Instruction 5211.5; 32 CFR part 701; or may be obtained from the system manager.

**RECORD SOURCE CATEGORIES:**

Information contained in the files is obtained from the former member or those acting on the former member's behalf, from military personnel and medical records, and from records of law enforcement investigations.

**EXEMPTIONS CLAIMED FOR THE SYSTEM:**

None.

**N01000-5**

**SYSTEM NAME:**

Naval Clemency and Parole Board Files (*July 22, 1997, 62 FR 39225*).

**CHANGES:**

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**SYSTEM LOCATION:**

Delete entry and replace with 'Naval Clemency and Parole Board, Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.'

\* \* \* \* \*

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

Delete entry and replace with 'Director, Naval Council of Personnel Boards, Department of the Navy, Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.'

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**N01000-5****SYSTEM NAME:**

Naval Clemency and Parole Board Files.

**SYSTEM LOCATION:**

Naval Clemency and Parole Board, Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.

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

Members or former members of the Navy, Marine Corps, or Coast Guard whose cases have been or are being considered by the Naval Clemency and Parole Board.

**CATEGORIES OF RECORDS IN THE SYSTEM:**

The file contains individual applications for clemency and/or parole, reports and recommendations thereon indicating progress in confinement or while awaiting completion of appellate review if not confined, or on parole; correspondence between the individual or his counsel and the Naval Clemency and Parole Board or other Navy offices; other correspondence concerning the case; the court-martial order and staff Judge Advocate's review; records of trial; and a summarized record of the proceedings of the Board.

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**

10 U.S.C. 874(a), 952-954; SECNAVINST 5815.3H, Department of the Navy Clemency and Parole Systems; and E.O. 9397 (SSN).

**PURPOSE(S):**

The file is used in conjunction with periodic review of the member's or former member's case to determine whether or not clemency or parole is warranted. The file is referred to in answering inquiries from the member or former member or their counsel. The file is referred to by the Naval Discharge Review Board and the Board for Correction of Naval Records in conjunction with their subsequent review of applications from members or former members. The file is also used by counsel in connection with representation of members or former members before the Naval Clemency and Parole Board.

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

In addition to those disclosures generally permitted under 5 U.S.C. 552a(b) of the Privacy Act, these records or information contained therein may specifically be disclosed outside the DoD as a routine use pursuant to 5 U.S.C. 552a(b)(3) as follows:

The 'Blanket Routine Uses' that appear at the beginning of the Navy's compilation of systems of records notices apply to this system.

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

Paper records and computerized data base.

**RETRIEVABILITY:**

Name and Social Security Number.

**SAFEGUARDS:**

Files are kept within the Naval Clemency and Parole Board administration office. Access during business hours is controlled by Board personnel. The office is locked at the close of business. Computerized data base is password protected.

**RETENTION AND DISPOSAL:**

Files are transferred to the Washington National Records Center, 4205 Suitland Road, Suitland, MD 20409 one year after discharge of individual from the naval service. Files are destroyed after 25 years after cut-off.

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

Director, Naval Council of Personnel Boards, Department of the Navy, Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.

**NOTIFICATION PROCEDURE:**

Individuals seeking to determine whether information about themselves is contained in this system should address written inquiries to the Director, Naval Council of Personnel Boards, Department of the Navy, Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.

Requests should contain full name and Social Security Number.

**RECORD ACCESS PROCEDURES:**

Individuals seeking access to information about themselves contained in this system should address written inquiries to the Director, Naval Council of Personnel Boards, Department of the Navy, Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.

Requests should contain full name and Social Security Number.

**CONTESTING RECORD PROCEDURES:**

The Navy's rules for accessing records, and for contesting contents and appealing initial agency determinations are published in Secretary of the Navy Instruction 5211.5; 32 CFR part 701; or may be obtained from the system manager.

**RECORD SOURCE CATEGORIES:**

Information contained in the file is obtained from the member or former member or from those acting in their behalf, from confinement facilities, from military commands and offices, from personnel service records and medical records, and from civilian law enforcement agencies or individuals.

**EXEMPTIONS CLAIMED FOR THE SYSTEM:**

Parts of this system may be exempt pursuant to 5 U.S.C. 552a(j)(2) if the information is compiled and maintained by a component of the agency which performs as its principle function any activity pertaining to the enforcement of criminal laws.

An exemption rule for this system has been promulgated in accordance with requirements of 5 U.S.C. 553(b)(1), (2), and 3, (c) and (e) and published in 32 CFR part 701, subpart G. For additional information contact the system manager.

**N01770-3****SYSTEM NAME:**

Naval Academy Cemetery and Columbarium Records (*September 9, 1996, 61 FR 47483*).

**CHANGES:**

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**SYSTEM LOCATION:**

Delete entry and replace with 'Chaplains Center, Mitscher Hall, U.S. Naval Academy, 101 Cooper Road, Annapolis, MD 21402-5027.'

\* \* \* \* \*

**STORAGE:**

Add to entry 'and computer generated reports.'

\* \* \* \* \*

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

Delete entry and replace with 'Memorial Affairs Coordinator, U.S. Naval Academy, Mitscher Hall, 101 Cooper Road, Annapolis, MD 21402-5027.'

\* \* \* \* \*

**N01770-3****SYSTEM NAME:**

Naval Academy Cemetery and Columbarium Records.

**SYSTEM LOCATION:**

Chaplains Center, Mitscher Hall, U.S. Naval Academy, 101 Cooper Road, Annapolis, MD 21402-5027.

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

Those eligible to reserve a lot for future burial in the Naval Academy Cemetery. Deceased individuals

interred/inured in the Naval Academy Cemetery/Columbarium.

**CATEGORIES OF RECORDS IN THE SYSTEM:**

State Burial Transit Permit, Application for Reimbursement of Headstone or Marker Expenses (VA Form 21-8834), Application of Standard Government Headstone or Marker for Installation in a Private or Local Cemetery (VA Form 40-1330), Lot Marker (NDW-USNA-DMC-1170/08), Columbarium Niche Cover Inscription (NDW-USNA-DMC-5370/42), U.S. Naval Academy Internment/Inurement Record (NDW-USNA-DMC-5360/43), U.S. Naval Academy Cemetery Record (NDW-USNA-DMC-1170/46), Naval Academy Foundation Order (NDW-USNA-DMC-5360/09), and correspondence to and from individuals. Specifically, information contained on the forms or correspondence may be: Full name, home address, rank, service, Social Security Number, date and place of birth, date and place of death, marital status, name of father and mother, name of next of kin and their address, telephone number, date of birth and date of death (if applicable), date and place of burial, lot number and other information relating to burial arrangements.

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**

5 U.S.C. 301, Departmental Regulations; 10 U.S.C. 1481-1488; 44 U.S.C. 3101; and E.O. 9397 (SSN).

**PURPOSE(S):**

To maintain official records of individuals holding grave site reservations and/or individuals interred/inured in the Naval Academy Cemetery or Columbarium. Records are used to respond to general inquiries from individuals holding grave site reservations, to verify eligibility of spouses of an officer or enlisted person of the Navy or Marine Corps who is interred/inured in the Naval Academy Cemetery or Columbarium.

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

In addition to those disclosures generally permitted under 5 U.S.C. 552a(b) of the Privacy Act, these records or information contained therein may specifically be disclosed outside the DoD as a routine use pursuant to 5 U.S.C. 552a(b)(3) as follows:

The 'Blanket Routine Uses' that appear at the beginning of the Navy's compilation of systems of records notices apply to this system.

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

**STORAGE:**

Paper records in file folders, microfiche, and computer generated reports.

**RETRIEVABILITY:**

Alphabetically by last name and numerically by lot number.

**SAFEGUARDS:**

Records are kept in a building not open to general visiting and are maintained in an area accessible only to authorized personnel. Building is under surveillance of security personnel during non-working hours. Microfiche records are kept in the Naval Academy Archives which is not open to general visiting and is locked during non-working hours.

**RETENTION AND DISPOSAL:**

Records are permanent. They are retained after the individual is deceased.

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

Memorial Affairs Coordinator, U.S. Naval Academy, Mitscher Hall, 101 Cooper Road, Annapolis, MD 21402-5027.

**NOTIFICATION PROCEDURE:**

Individuals seeking to determine whether information about themselves is contained in this system should address written inquiries to the Memorial Affairs Coordinator, U.S. Naval Academy, Mitscher Hall, 101 Cooper Road, Annapolis, MD 21402-5027.

Requests should contain name, rank, and year of graduation from the U.S. Naval Academy.

**RECORD ACCESS PROCEDURES:**

Individuals seeking access to information about themselves contained in this system should address written inquiries to the Memorial Affairs Coordinator, U.S. Naval Academy, Mitscher Hall, 101 Cooper Road, Annapolis, MD 21402-5027.

Requests should contain name, rank, and year of graduation from the U.S. Naval Academy.

**CONTESTING RECORD PROCEDURES:**

The Navy's rules for accessing records, and for contesting contents and appealing initial agency determinations are published in Secretary of the Navy Instruction 5211.5; 32 CFR part 701; or may be obtained from the system manager.

**RECORD SOURCE CATEGORIES:**

Information in this system comes from the individual to whom it applies, the next of kin, and from the Register of the Alumni.

**EXEMPTIONS CLAIMED FOR THE SYSTEM:**

None.

**N01850-1**

**SYSTEM NAME:**

Origins of Disabilities for Retired Military Members (*February 22, 1993, 58 FR 10727*).

**CHANGES:**

\* \* \* \* \*

**SYSTEM NAME:**

Delete entry and replace with 'Disabilities of Separated/Retired Military Members'.

**SYSTEM LOCATION:**

Delete entry and replace with 'Office of the Judge Advocate General (Code 13), Department of the Navy, Washington Navy Yard, 1322 Patterson Avenue, SE, Suite 3000, Washington, DC 20374-5066.'

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

Delete entry and replace with 'Retired or former members of the Navy or Marine Corps who have been separated for a disability or placed on the Temporary Disability Retired List or Permanent Disability Retired List who have applied for income tax exclusion and/or applied for Federal civilian employment or retirement.'

**CATEGORIES OF RECORDS IN THE SYSTEM:**

Delete entry and replace with 'Correspondence from individual originating request; Office of Personnel Management or any federal agencies employing such individuals; Chief, Bureau of Medicine and Surgery historical narratives and opinions concerning the origins of disabilities of individuals on whom determinations have been requested; copies of Judge Advocate General determinations; and related correspondence.'

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**

Delete entry and replace with '5 U.S.C. 301, Departmental Regulations; 5 U.S.C. 3501(a), 5532(d), 6303(a), 8332(c), 8411(b); 26 U.S.C. 104(b); 44 U.S.C. 3101; and 50 U.S.C. 403, 2082.'

**PURPOSE(S):**

Delete entry and replace with 'Information is used for determinations concerning the eligibility of individuals to certain benefits connected with Federal taxation of compensation for

injuries or sickness and/or Federal civilian employment benefits available to those disabled in combat with enemies of the U.S. or having disabilities caused or aggravated by instrumentalities of war or in the case of federal taxation only, an injury or sickness incurred while engaged in extra-hazardous service or under conditions simulating war.'

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

Amend second paragraph to read 'Determinations are provided, upon request, to any Federal agency employing members who are retired or separated from the Naval service for disability.'

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

Delete entry and replace with 'Assistant Judge Advocate General (Administrative Law), Office of the Judge Advocate General, Washington Navy Yard, 1322 Patterson Avenue SE, Suite 3000, Washington, DC 20374-5066.'

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**N01850-1**

**SYSTEM NAME:**

Disabilities of Separated/Retired Military Members.

**SYSTEM LOCATION:**

Office of the Judge Advocate General (Code 13), Department of the Navy, Washington Navy Yard, 1322 Patterson Avenue, SE, Suite 3000, Washington, DC 20374-5066.

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

Retired or former members of the Navy or Marine Corps who have been separated for a disability or placed on the Temporary Disability Retired List or Permanent Disability Retired List who have applied for income tax exclusion and/or applied for Federal civilian employment or retirement.

**CATEGORIES OF RECORDS IN THE SYSTEM:**

Correspondence from individual originating request; Office of Personnel Management or any federal agencies employing such individuals; Chief, Bureau of Medicine and Surgery historical narratives and opinions concerning the origins of disabilities of individuals on whom determinations have been requested; copies of Judge Advocate General determinations; and related correspondence.

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**

5 U.S.C. 301, Departmental Regulations; 5 U.S.C. 3501(a), 5532(d), 6303(a), 8332(c), 8411(b); 26 U.S.C. 104(b); 44 U.S.C. 3101; and 50 U.S.C. 403, 2082.

**PURPOSE(S):**

Information is used for determinations concerning the eligibility of individuals to certain benefits connected with Federal taxation of compensation for injuries or sickness and/or Federal civilian employment benefits available to those disabled in combat with enemies of the U.S. or having disabilities caused or aggravated by instrumentalities of war or in the case of federal taxation only, an injury or sickness incurred while engaged in extra-hazardous service or under conditions simulating war.

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

In addition to those disclosures generally permitted under 5 U.S.C. 552a(b) of the Privacy Act, these records or information contained therein may specifically be disclosed outside the DoD as a routine use pursuant to 5 U.S.C. 552a(b)(3) as follows:

Determinations are provided, upon request, to any Federal agency employing members who are retired or separated from the Naval service for disability.

The 'Blanket Routine Uses' that appear at the beginning of the Navy's compilation of system of record notices also apply to this system.

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

**STORAGE:**

Records are maintained in file folders.

**RETRIEVABILITY:**

By name of individual.

**SAFEGUARDS:**

Files are maintained in file cabinets under the control of authorized personnel during working hours; the office space in which the file cabinets are located is locked outside official working hours.

**RETENTION AND DISPOSAL:**

Retire to Washington National Records Center, 4205 Suitland Road, Suitland, MD 20409 for storage when one year old. Destroy when 75 years old.

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

Assistant Judge Advocate General (Administrative Law), Office of the Judge Advocate General, Washington

Navy Yard, 1322 Patterson Avenue SE, Suite 3000, Washington, DC 20374-5066.

**NOTIFICATION PROCEDURE:**

Individuals seeking to determine whether this system of records contains information about themselves should address written inquiries to the Assistant Judge Advocate General (Administrative Law), Office of the Judge Advocate General, Washington Navy Yard, 1322 Patterson Avenue SE, Suite 3000, Washington, DC 20374-5066.

The request should contain the full name of the individual concerned and the approximate date on which relief was requested. Written request must be signed by the requesting individual. Visits may be made to the Administrative Law Division (Code 13), Office of the Judge Advocate General, Suite 7000, Presidential Towers, 2611 South Jefferson Davis Highway, Arlington, VA 22209. Armed Forces' identification card or state driver's license is required for identification.

**RECORD ACCESS PROCEDURES:**

Individuals seeking access to records about themselves should address written inquiries to the Assistant Judge Advocate General (Administrative Law), Office of the Judge Advocate General, Washington Navy Yard, 1322 Patterson Avenue SE, Suite 3000, Washington, DC 20374-5066.

The request should contain the full name of the individual concerned and the approximate date on which relief was requested. Written request must be signed by the requesting individual. Visits may be made to the Administrative Law Division (Code 13), Office of the Judge Advocate General, Suite 7000, Presidential Towers, 2611 South Jefferson Davis Highway, Arlington, VA 22209. Armed Forces' identification card or state driver's license is required for identification.

**CONTESTING RECORD PROCEDURES:**

The Navy's rules for accessing records, and for contesting contents and appealing initial agency determinations are published in Secretary of the Navy Instruction 5211.5; 32 CFR Part 701; or may be obtained from the system manager.

**RECORD SOURCE CATEGORIES:**

Employment information in the system is submitted by the individuals concerned or the federal agencies employing them. Medical information in the system is obtained from the individuals' medical records, physical evaluation board records, and service records.

**EXEMPTIONS CLAIMED FOR THE SYSTEM:**

None.

**N01850-2****SYSTEM NAME:**

Physical Disability Evaluation System Proceedings (*March 18, 1997, 62 FR 12806*).

**CHANGES:**

\* \* \* \* \*

**SYSTEM LOCATION:**

Delete entry and replace with 'Physical Evaluation Board, Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.'

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**SAFEGUARDS:**

Replace last sentence of entry with 'The office is located in a building on a military installation which has 24-hour gate sentries and 24-hour roving patrols.'

\* \* \* \* \*

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

Delete entry and replace with 'Director, Naval Council of Personnel Boards, Department of the Navy, Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.'

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**N01850-2****SYSTEM NAME:**

Physical Disability Evaluation System Proceedings.

**SYSTEM LOCATION:**

Physical Evaluation Board, Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.

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

All Navy and Marine Corps personnel who have been considered by a Physical Evaluation Board for separation or retirement by reason of physical disability (including those found fit for duty by such boards).

**CATEGORIES OF RECORDS IN THE SYSTEM:**

File contains medical board reports; statements of findings of physical evaluation boards; medical reports from Department of Veterans Affairs and civilian medical facilities; copies of military health records; copies of JAG Manual investigations; copies of prior actions/appellate actions/review taken in the case; recordings of physical evaluation board hearings; rebuttals submitted by the member; intra and interagency correspondence concerning

the case; correspondence from and to the member, members of Congress, attorneys, and other interested members; and documents concerning the appointment of trustees for mentally incompetent service members.

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**

10 U.S.C. 1216 and E.O. 9397 (SSN).

**PURPOSE(S):**

To determine fitness for duty or eligibility for separation or retirement due to physical disability of Navy and Marine Corps personnel, by establishing the existence of disability, the degree of disability, and the circumstances under which the disability was incurred, and to respond to official inquiries concerning the disability evaluation proceedings of particular service personnel.

Used by the Office of the Judge Advocate General relating to legal review of disability evaluation proceedings; response to official inquiries concerning the disability evaluation proceedings of particular service personnel; to obtain information in order to initiate claims against third parties for recovery of medical expenses under the Medical Care Recovery Act (42 U.S.C. 2651-2653); and to obtain information on personnel determined to be mentally incompetent to handle their own financial affairs, in order to appoint trustees to receive their retired pay.

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

In addition to those disclosures generally permitted under 5 U.S.C. 552a(b) of the Privacy Act, these records or information contained therein may specifically be disclosed outside the DoD as a routine use pursuant to 5 U.S.C. 552a(b)(3) as follows:

To officials and employees of the Department of Veterans Affairs to verify information of service connected disabilities in order to evaluate applications for veteran's benefits.

The 'Blanket Routine Uses' that appear at the beginning of the Navy's compilation of systems of records notices apply to this system.

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

Paper and automated records, microfiche, and cassette recordings.

**RETRIEVABILITY:**

Year of disability proceeding, name, record number, and Social Security Number within that year.

**SAFEGUARDS:**

Files are maintained in file cabinets or other storage devices under the control of authorized personnel during working hours. Computerized system is password protected. Access during working hours is controlled by Board personnel and the office space in which the file cabinets and storage devices are located is locked after official working hours. The office is located in a building on a military installation which has 24-hour gate sentries and 24-hour roving patrols.

**RETENTION AND DISPOSAL:**

Records are retained on-site at the Naval Council of Personnel Boards for one year. After that, they are retired to the Washington National Records Center, 4205 Suitland Road, Suitland, MD 20409 for retention. After a total of 75 years, records are destroyed.

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

Director, Naval Council of Personnel Boards, Department of the Navy, Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.

**NOTIFICATION PROCEDURE:**

Individuals seeking to determine whether information about themselves is contained in this system should address written inquiries to the Director, Naval Council of Personnel Boards, Department of the Navy, Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.

Written requests for information should contain the full name of the individual, military grade or rate, and date of Disability Evaluation System action. Written requests must be signed by the requesting individual.

**RECORD ACCESS PROCEDURES:**

Individuals seeking access to information about themselves contained in this system should address written inquiries to the Director, Naval Council of Personnel Boards, Department of the Navy, Washington Navy Yard, 720 Kennon Street SE, Room 309, Washington, DC 20374-5023.

Written requests for information should contain the full name of the individual, military grade or rate, and date of Disability Evaluation System action. Written requests must be signed by the requesting individual.

**CONTESTING RECORD PROCEDURES:**

The Navy's rules for accessing records, and for contesting contents and appealing initial agency determinations are published in Secretary of the Navy Instruction 5211.5; 32 CFR part 701; or

may be obtained from the system manager.

**RECORD SOURCE CATEGORIES:**

Military medical boards and medical facilities; Department of Veterans Affairs and civilian medical facilities; physical evaluation boards and other activities of the disability evaluation system, Naval Council of Personnel Boards, the Bureau of Medicine and Surgery; the Judge Advocate General; Navy and Marine Corps local command activities; other activities of the Department of Defense; and correspondence from private counsel and other interested persons.

**EXEMPTIONS CLAIMED FOR THE SYSTEM:**

None.

[FR Doc. 99-9219 Filed 4-13-99; 8:45 am]

**BILLING CODE 5001-10-F**

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Docket No. ER98-2843-007; etc.]

**AES Redondo Beach, LLC et al.; Notice of Filing**

April 8, 1999.

In the matter of: AES Redondo Beach, LLC, Docket No. ER98-2843-007, AES Huntington Beach, LLC, Docket No. ER98-2844-007, AES Alamitos, LLC, Docket No. ER98-2883-007 (Not Consolidated), Long Beach Generation, LLC, Docket No. ER98-2972-008, EL Segundo Power, LLC, Docket No. ER98-2971-007 (Not Consolidated), Ocean Vista Power Generation, LLC, Mountain Vista Power Generation, LLC, Alta Power Generation, LLC, Docket No. ER98-2977-006, Oeste Power Generation, LLC, Ormond Beach Power Generation, LLC, Williams Energy Services Company, Docket No. ER98-3106-004, Duke Energy Oakland, LLC, Docket No. ER98-3416-006, Duke Energy Morro Bay, Docket No. ER98-3417-006, Duke Energy Moss Landing, Docket No. ER98-3418-006 (Not Consolidated), and Southern California Edison Company, Docket No. EL98-62-005.

Take notice that on April 6, 1999, the Market Surveillance Committee (MSC) of the California Independent System Operator Corporation (ISO) filed with the Federal Energy Regulatory Commission its "Report on Redesign of Markets for Ancillary Services and Real-Time Energy" prepared in compliance with the Commission's October 28, 1998 Order and March 22, 1999 letter order in the above-captioned proceedings. The MSC had previously submitted this report to the Commission on March 25, 1999 with a request that certain information contained in the report be

given confidential treatment, on a temporary basis, in accordance with Section 388.112 of the Commission's regulations (18 CFR 388.112). Interventions and protests on the report, as previously released on March 25, 1999, should be filed on or before April 12, 1999. The report filed on April 6, 1999 releases this information from a claim of confidentiality. The report filed on April 6, 1999 also contains several attachments which were not included in the March 25, 1999 filing of the report.

The ISO has served copies of the report, including these attachments and the previously confidential information, upon the official service list in the above-captioned proceedings.

Any person desiring to be heard or to protest such filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practices and Procedures (18 CFR 385.211 and 385.214). All such motions and protests regarding the newly released material should be filed on or before April 19, 1999. Protests will be considered by the Commission to determine the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection. This filing may also be viewed on the Internet at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance).

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

[FR Doc. 99-9295 Filed 4-13-99; 8:45 am]

**BILLING CODE 6717-01-M**

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Docket Nos. EC96-19-049 and ER96-1663-051]

**California Power Exchange Corporation; Notice of Filing**

April 8, 1999.

Take notice that on March 30, 1999, California Power Exchange Corporation (PX) filed two reports. The first report concerns the relative benefits of a Simultaneous versus Sequential Market for Energy and Ancillary Services. The second report relates to the format of the PX's Auction Process. These reports are being submitted in compliance with the

Commission's October 30, 1997 Order in these proceedings.

Any person desiring to be heard or to protest such filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 888 First Street, N.E., Washington, D.C. 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 385.214). All such motions and protests should be filed on or before April 19, 1999. Protests will be considered by the Commission to determine the appropriate action to be taken, but will not serve to make protestants parties to the proceedings. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection. This filing may also be viewed on the Internet at <http://www.ferc.fed.us/online/rims.htm> (call 202-208-2222 for assistance).

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

[FR Doc. 99-9294 Filed 4-13-99; 8:45 am]

**BILLING CODE 6717-01-M**

**DEPARTMENT OF ENERGY**

**Federal Energy Regulatory Commission**

[Docket No. RP95-408-028]

**Columbia Gas Transmission Corporation; Notice of Filing**

April 8, 1999.

Take notice that on April 6, 1999, Columbia Gas Transmission Corporation (Columbia) tendered for filing its report on the sharing with its customers of a portion of the profits from the sale of certain base gas as provided in Columbia's Docket No. RP95-408 rate case settlement.

Columbia states that its approved settlement in Docket No. RP95-408 provides for the sharing with customers a portion of the profits from certain base gas sales. See Stipulation II, Article IV, Sections A through E, in Docket No. RP95-408 approved at Columbia Gas Transmission Corp., 79 FERC 61,044 (1997). Sales of base gas have generated additional profits of \$7,645,758 (above a \$21.4 million threshold) requiring a sharing of 10 percent of the excess profits with customers in accordance with Stipulation II, Article IV, Section C. Consequently, 10 percent of such profits, totaling \$771,906, inclusive of interest, have been allocated to affected customers and credited to their April invoices, which credits remain subject to Commission acceptance of this filing.