

a freestanding facility. In addition, section 1866(b)(2) of the Act authorizes hospitals and other providers to impose deductible and coinsurance charges for facility services, but does not allow such charges by facilities or organizations which are not provider-based. Implementation of this provision requires that CMS have information from the required reports, so it can determine which facilities are provider-based. *Form Number:* CMS-R-240 (OMB#: 0938-0798); *Frequency:* Recordkeeping—On occasion; *Affected Public:* Business or other for-profit, Not-for-profit institutions; *Number of Respondents:* 750; *Total Annual Responses:* 872; *Total Annual Hours:* 26,063.

To obtain copies of the supporting statement and any related forms for the proposed paperwork collections referenced above, access CMS' Web site address at <http://www.cms.hhs.gov/PaperworkReductionActof1995>, or E-mail your request, including your address, phone number, OMB number, and CMS document identifier, to Paperwork@cms.hhs.gov, or call the Reports Clearance Office on (410) 786-1326.

Written comments and recommendations for the proposed information collections must be mailed or faxed within 30 days of this notice directly to the OMB desk officer: OMB Human Resources and Housing Branch, Attention: Carolyn Lovett, New Executive Office Building, Room 10235, Washington, DC 20503, Fax Number: (202) 395-6974.

Dated: November 30, 2006.

Michelle Shortt,

*Director, Regulations Development Group,
Office of Strategic Operations and Regulatory Affairs.*

[FR Doc. E6-20679 Filed 12-7-06; 8:45 am]

BILLING CODE 4120-01-P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Office of Inspector General

Privacy Act of 1974; Revisions to OIG's Privacy Act System of Records—Criminal Investigative Files

AGENCY: Office of Inspector General (OIG), HHS.

ACTION: Notice of revisions to existing Privacy Act systems of records.

SUMMARY: The Office of Inspector General (OIG) is revising the existing system of records, entitled "Criminal Investigative Files" (09-90-0003), by updating the "Systems Location"

section of that document, and republishing the revised system of records in its entirety. This notice is in accordance with the Privacy Act requirement that agencies publish their amended systems of records in the **Federal Register** when there is a revision, change, or addition. This system of records, maintained by OIG, was last revised and updated on June 19, 2003 (68 FR 36828).

EFFECTIVE DATE: These revisions will become effective on January 22, 2007.

FOR FURTHER INFORMATION CONTACT: Joel Schaer, Regulations Officer, Office of External Affairs, (202) 619-0089.

SUPPLEMENTARY INFORMATION: In accordance with the Inspector General Act of 1978, 5 U.S.C. App. 3, the Criminal Investigative Files system of records is maintained for the purpose of (1) Conducting, documenting, and tracking investigations conducted by OIG or other investigative agencies regarding HHS programs and operations; (2) documenting the outcome of OIG reviews of allegations and complaints received concerning HHS programs and operations; (3) aiding in prosecutions brought against the subjects of OIG investigations; (4) maintaining a record of the activities that were the subject of investigations; (5) reporting the results of OIG investigations to other departmental components for their use in operating and evaluating their programs and the imposition of civil or administrative sanctions; and (6) acting as a repository and source for information necessary to fulfill the reporting requirements of 5 U.S.C. App. 3.

This system of records was first published in the **Federal Register** on November 2, 1990 (55 FR 46248). The system of records was last revised and updated on June 19, 2003 (68 FR 36828), by adding a new routine use to allow disclosure of information to authorized officials within the President's Council on Integrity and Efficiency, in compliance with requirements established by the Homeland Security Act of 2002.

In accordance with the Privacy Act requirement that agencies publish their amended systems of records in the **Federal Register** when there is a revision, change, or addition, OIG has reviewed and is revising the criminal investigative files system of records by updating and amending the files' "System Location" section. Records in this system have been located and maintained in OIG's regional offices, and the update of the "Systems Location" section will simply reflect changes in mailing addresses and a

division of a region. Specifically, the updating of the system locations are necessary to reflect new regional mailing addresses, the change of the Region 7 headquarters office from Denver to Kansas City, and the division of Region 9 into two regions (San Francisco and Los Angeles). This change will not otherwise increase access to these records.

Dated: December 4, 2006.

Daniel R. Levinson,
Inspector General.

SYSTEM NAME:

Criminal Investigative Files of the Inspector General HHS/OS/OIG.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

Office of Inspector General, HHS, Room 5409, Wilbur J. Cohen Bldg., 330 Independence Avenue, SW., Washington, DC 20201.

Region 1, Office of Investigations (OI), OIG, JFK Federal Building, Room 2475, Boston, Massachusetts 02203.

Region 2, OI, OIG, 26 Federal Plaza, Room 13-124, New York, New York 10278.

Region 3, OI, OIG, Public Ledger Bldg., 150 South Independence Mall West, Suite 326, Philadelphia, Pennsylvania 19106.

Region 4, OI, OIG, Atlanta Federal Office, 61 Forsyth Street, SW., Suite 5T18, Atlanta, Georgia 30303.

Region 5, OI, OIG, 233 North Michigan Avenue, Suite 1330, Chicago, Illinois 60601.

Region 6, OI, OIG, 1100 Commerce Street, Room 629, Dallas, Texas 75242.

Region 7, OI, OIG, 1201 Walnut, Suite 920, Kansas City, Missouri 64106.

Region 9, OI, OIG, 50 United Nations Plaza, Room 174, San Francisco, California 94102.

Los Angeles Region, OI, OIG, 600 West Santa Ana Blvd., Suite 1100, Santa Ana, California 92701.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Individuals relevant to a criminal investigation, including but not limited to the subjects of an investigation, complainants, and key witnesses where necessary for future retrieval.

CATEGORIES OF RECORDS IN THE SYSTEM:

Criminal investigative files and extracts from that file consisting of a computerized case management and tracking file.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

The Inspector General Act of 1978, 5 U.S.C. App. 3, authorizes Inspectors

General to conduct, supervise, and coordinate investigations relating to the programs and operations of their respective agencies.

PURPOSE(S):

Pursuant to the Inspector General Act of 1978, 5 U.S.C. App. 3, this system is maintained for the purpose of conducting, documenting, and tracking investigations conducted by the OIG or other investigative agencies regarding HHS programs and operations, documenting the outcome of OIG reviews of allegations and complaints received concerning HHS programs and operations, aiding in prosecutions brought against the subjects of OIG investigations, maintaining a record of the activities that were the subject of investigations, reporting the results of OIG investigations to other departmental components for their use in operating and evaluating their programs and the imposition of civil or administrative sanctions, and acting as a repository and source for information necessary to fulfill the reporting requirements of 5 U.S.C. App. 3.

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

a. Information from this system of records may be disclosed to any other Federal agency or any foreign, State, or local government agency responsible for enforcing, investigating, or prosecuting violations of administrative, civil, or criminal law or regulation where that information is relevant to an enforcement proceeding, investigation, or prosecution within the agency's jurisdiction.

b. Information from this system of records may be disclosed to (1) The Department of Justice in connection with requests for legal advice and in connection with actual or potential criminal prosecutions or civil litigation pertaining to the Office of Inspector General, and (2) a Federal or State grand jury, a Federal or State court, administrative tribunal, opposing counsel, or witnesses in the course of civil or criminal proceedings pertaining to the Office of Inspector General.

c. Information in this system of records may be disclosed to a Federal, State, or local agency maintaining civil, criminal or other relevant enforcement records or other pertinent records, such as current licenses, if necessary to obtain a record relevant to an agency decision concerning the hiring or retention of an employee, the issuance of a license, grant or other benefit.

d. Information in this system of records may be disclosed to a Federal

agency in response to its request in connection with the hiring or retention of an employee, the issuance of a security clearance, the reporting of an investigation of an employee, the letting of a contract, or the issuance of a license grant, or other benefit by the requesting agency, to the extent that the record is relevant and necessary to the requesting agency's decision on the matter.

e. Relevant information may be disclosed from this system of records to the news media and general public where there exists a legitimate public interest, *e.g.*, to provide information on events in the criminal process, such as indictments, and where necessary, for protection from imminent threat to life or property.

f. Where Federal agencies having the power to subpoena other Federal agencies' records, such as the Internal Revenue Service, or issue a subpoena to the department for records in this system or records, the department will make such records available.

g. When the department contemplates that it will contract with a private firm for the purpose of collating, analyzing, aggregating or otherwise refining records in this system, relevant records will be disclosed to such contractor. The contractor shall be required to maintain Privacy Act safeguards with respect to such records.

h. Disclosures may be made to organizations deemed qualified by the Secretary to carry out qualify assessments.

i. Information from this system of records may be disclosed in the course of employee discipline of competence determination proceedings.

j. Disclosures may be made to a congressional office from the record of an individual in response to an inquiry from the congressional office made at the request of the individual.

k. Information from this system of records may be disclosed to the Department of Justice, to a judicial or administrative tribunal, opposing counsel, and witnesses, in the course of proceedings involving HHS, an HHS employee (where the matter pertains to the employee's official duties), or the United States, or any agency thereof where the litigation is likely to affect HHS, or HHS is a party or has an interest in the litigation and the use of the information is relevant and necessary to the litigation.

l. Information of this system of records may be disclosed to a Federal, State or local agency maintaining pertinent records, if necessary, to obtain a record relevant to a department decision concerning the hiring or retention of an employee, the issuance

of a security clearance, the letting of a contract, or the issuance of a license, grant, or other benefit.

m. Information from this system of records may be disclosed to third party contacts, including public and private organizations, in order to obtain information relevant and necessary to the investigation of potential violations in HHS programs and operations, or where disclosure would enable the OIG to identify violations in HHS programs or operations or otherwise assist the OIG in pursuing on-going investigations.

n. A record may be disclosed to any official charged with the responsibility to conduct qualitative assessment reviews of internal safeguards and management procedures employed in investigative operations. This disclosure category includes members of the President's Council on Integrity and Efficiency and officials and administrative staff within their investigative chain of command, as well as authorized officials of the Department of Justice and the Federal Bureau of Investigation.

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

STORAGE:

The records, which take the form of index cards, investigative reports, microcomputer disks, computer mainframe files and computer printed listings are maintained under secure conditions in limited access areas. Written documents and computer disks are maintained in secure rooms, in security type safes or in lock bar file cabinets with manipulation proof combination locks. Computer mainframe files are on-line in guarded, combination locked computer rooms.

RETRIEVABILITY:

Records are retrievable by manual or computer search of indices containing the name or Social Security number of the individual to whom the record applies. Records may be cross-referenced by case or complaint number.

SAFEGUARDS:

Records are maintained in a restricted area and accessed only by department personnel. Access within the OIG is strictly limited to authorized staff members. All employees are given instructions on the sensitivity of such files and the restrictions on disclosure. Access within HHS is strictly limited to the Secretary, Under-Secretary, and other officials and employees on a need-to-know basis. All mainframe computer files and printed listings are safeguarded

in accordance with the provisions of the National Institute of Standards and Technology Federal Information Processing Standards 41 and 31, and the HHS Information Resources Management Manual, Part 6, "ADP Systems Security."

RETENTION AND DISPOSAL:

Investigative files are retained for 10 years after completion of the investigation and/or action based thereon. Paper and computer indices are retained permanently. The records control schedule and disposal standards may be obtained by writing to the Systems Manager at the address below.

SYSTEM MANAGER(S) AND ADDRESS:

Inspector General, Room 5250, Wilbur J. Cohen Building, Department of Health and Human Services, 330 Independence Avenue, SW., Washington, DC 20201.

NOTIFICATION PROCEDURES:

Exempt. However, consideration will be given requests addressed to the system manager. For general inquiries, it would be helpful if the request included date of birth and Social Security number, as well as the name of the individual.

RECORDS ACCESS PROCEDURE:

Same as notification procedures. Requestors should also reasonably specify the record contents being sought.

CONTESTING RECORD PROCEDURES:

Contact the system manager at the address specified above, and reasonably identify the record, specify the information to be contested, and the corrective action sought with supporting justification.

RECORD SOURCE CATEGORIES:

OIG collects information from a wide variety of sources, including information from the department and other Federal, State, and local agencies, witnesses, complaints and other nongovernmental sources.

SYSTEMS EXEMPTED FROM CERTAIN PROVISIONS OF THE ACT:

In accordance with subsection (j)(2) of the Privacy Act, 5 U.S.C. 552a(j)(2), the Secretary has exempted this system from the access, amendment, correction, and notification provisions of the Act, 5 U.S.C. 552a(c)(3), (d)(1)–(4), (e)(3), and (e)(4)(G) and (H).

[FR Doc. E6–20848 Filed 12–7–06; 8:45 am]

BILLING CODE 4152–01–P

DEPARTMENT OF HOMELAND SECURITY

Office of the Secretary

[DHS–2006–0060]

Privacy Act of 1974; System of Records

AGENCY: Privacy Office; Department of Homeland Security.

ACTION: Privacy Act System of Records Notice; extension of comment period.

SUMMARY: This document provides additional time for interested persons to submit comments on the system of records notice for the Department of Homeland Security, U.S. Customs and Border Protection Automated Targeting System.

DATES: Comments on the Privacy Act System of Records Notice must be received on or before December 29, 2006.

ADDRESSES: You may submit comments, identified by docket number, by one of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments via docket number DHS 2006–0060.
- *Fax:* 202–572–8727.
- *Mail:* Comments by mail may also be submitted to Hugo Teufel III, Chief Privacy Officer, Department of Homeland Security, Washington, DC 20528.
- *Instructions:* All submissions received must include the agency name and docket number for this rulemaking. All comments received will be posted without change to <http://www.regulations.gov>, including any personal information provided.
- *Docket:* For access to the docket to read background documents or comments received go to <http://www.regulations.gov>.

FOR FURTHER INFORMATION CONTACT: For general questions please contact: Laurence E. Castelli (202–572–8790), Chief, Privacy Act Policy and Procedures Branch, Bureau of Customs and Border Protection, Office of Regulations & Rulings, Mint Annex, 1300 Pennsylvania Ave., NW., Washington, DC 20229. For privacy issues please contact: Hugo Teufel III (571–227–3813), Chief Privacy Officer, Privacy Office, U.S. Department of Homeland Security, Washington, DC 20528.

SUPPLEMENTARY INFORMATION:

Background

To provide expanded notice and transparency to the public, the

Department of Homeland Security (DHS), U.S. Customs and Border Protection (CBP) published a Privacy Act system of records notice (SORN) in the **Federal Register** regarding the Automated Targeting System (ATS) on November 2, 2006 (71 Fed. Reg. 64543). As detailed in the SORN, ATS is the enforcement screening module associated with the Treasury Enforcement Communications System and was previously covered by the Treasury Enforcement Communications System "System of Records Notice." This system of records is subject to the Privacy Act of 1974, as amended (5 U.S.C. 552a).

The DHS Privacy Office published the Privacy Impact Assessment (PIA) for ATS on November 24, 2006 on its Web site, www.dhs.gov/privacy under "Privacy Impact Assessments." The PIA provides additional background information and context for the SORN, including specific information on measures taken by DHS to protect the privacy of persons whose information might be found in ATS.

The SORN referenced above did not identify or create any new collection of information; rather DHS merely provided additional notice and transparency of the functionality of these pre-existing systems. The SORN provided for a thirty day comment period which expired on December 4, 2006.

Extension of Comment Period

In response to the SORN published in the **Federal Register**, and the PIA published on the web, DHS has received a number of comments from the public requesting an extension of the comment period. DHS has decided to grant the request for the extension. Accordingly, the period of time for the submission of comments is being extended. Comments are now due on or before December 29, 2006.

Dated: December 4, 2006.

Hugo Teufel III,
Chief Privacy Officer.

[FR Doc. 06–9595 Filed 12–5–06; 11:07 am]

BILLING CODE 4410–10–P

DEPARTMENT OF HOMELAND SECURITY

Coast Guard

[USCG–2006–26298]

Homeporting of Four National Security Cutters at Alameda, CA; Environmental Assessment

AGENCY: Coast Guard, DHS.