

of hydropower development and electric power generation at Bluestone Dam and the affected environment are urged to participate in this NEPA environmental analysis process. Assistance will be provided upon request to anyone having difficulty.

c. Public comments are welcomed anytime throughout the NEPA process. Formal opportunities for public participation include: (1) Public meetings to be held near the community of Hinton; (2) Anytime during the NEPA process via mail, telephone or e-mail; (3) During Review and Comment on the Draft EIS (DEIS)—approximately late Summer 2007; and (4) Review of the Final EIS (FEIS)—Winter 2007/2008. Schedules and locations will be announced in local news media. Interested parties may also request to be included on the mailing list for public distribution of meeting announcements and documents (see **ADDRESSES**).

d. To ensure that all issues related to the proposed project are approximately addressed, the Corps invites input from interested agencies, local and regional stakeholders and the general public to assist in identifying areas of concern, issues and impacts to be addressed in the EIS, and the alternatives that should be analyzed. Scoping for the DEIS will continue to build upon the knowledge and information developed during the more than 50 years of Corps of Engineer operation of the Bluestone Dam.

2. *Background:* a. The Bluestone Lake project is located in southern West Virginia, with the uppermost reaches of the lake extending into Virginia. Bluestone Dam is on the New River at Hinton, WV. Authorized in the 1935 and 1938 Flood Control Acts (FCAs) for flood control and hydropower, the Bluestone Lake project was completed in 1949. As the first of four authorized reservoirs in the Kanawha River Basin, Bluestone is operated for flood control. During construction hydropower development at Bluestone was delayed until other basin flood control projects could be constructed, with penstocks incorporated to permit future power facilities installation. Two of the three planned projects (Sutton and Summerville Lakes) have been constructed and the third was de-authorized. The Bluestone project was designed to operate at a normal summer pool elevation of 1490 feet and maximum flood control pool elevation of 1520 feet; 40 percent of the active storage was planned for flood control and almost 60 percent for hydropower. Current operations maintain the summer pool at 1410, with maximum flood control pool at 1520 and 97 percent of the active storage for flood

control. The 1944 FCA authorized the Secretary of the Army to permit recreation development at water resources projects, and during the 1950s and in 1970 project operations at Bluestone were changed to provide a conservation pool that allowed lake recreation. Section 6 of the 1988 Water Resources Development Act added recreation and downstream recreation as project purposes at Bluestone Lake.

b. Section 547 of Water Resources Development Act of 2000 (Pub. L. 106–541) authorized the Tri-Cities Power Authority to construct hydroelectric generating facilities at the Bluestone dam. “Tri-Cities Power Authority” (TCPA) refers to the entity established by the City of Hinton, WV, the City of White Sulphur Springs, WV, and the City of Philippi, WV, pursuant to a document entitled “Second Amended and Restated Intergovernmental Agreement” approved by the Attorney General of West Virginia on February 14, 2002. Further, this act directs the Secretary of the Army to enter into a binding agreement with the Secretary of Energy and TCPA to accomplish construction of the project.

c. Section 122 of the Energy and Water Development Appropriations Act, 2006 (Pub. L. 109–103) amended the aforementioned legislation. These amendments include the designation of TCPA as the owner and operator of said hydropower project. Further, section 122 removed hydroelectric power as an authorized project purpose “so long as Tri-Cities Power Authority continues to exercise its responsibilities as he builder, owner, and operator of the hydropower facilities at Bluestone Dam.” In addition, this legislation focused the approval that the Secretary of the Army must exercise for the proposed project, which is “to review the design and construction activities for all features of the hydroelectric project that pertain to and affect stability of the dam and control the release of water from Bluestone Dam to ensure that the quality of construction of those features meets all standards established for similar facilities constructed by the Secretary.”

d. Reasonable alternatives for hydropower development are limited to those which will provide profitable power generation, meet established design criteria with respect to stability of the dam, do not significantly affect other Bluestone Lake project purposes as related to flow, and are environmentally acceptable. Only one physical hydropower facility design has been found feasible by TCPA. No changes to pool elevations are proposed.

e. The proposed hydropower facility would utilize up to 9000 cubic feet per second (cfs) of flow. Under current operating procedures for the dam, a minimum discharge of 610 cfs is maintained. The alternatives to be considered in the EIS are those which evaluate various discharges through the stilling basin of the dam, including providing all flow up to 9000 cfs through the hydropower facility. In addition, the no-action alternative will be evaluated. As necessary, any reasonable alternatives that may become apparent as the evaluation process will be addressed.

3. *Cooperating Agencies:* a. At this time, no other federal, state, or local agencies are expected to be cooperating agencies in preparation of this EIS. However, numerous federal and state agencies, including the U.S. Environmental Protection Agency, Region III, U.S. Fish and Wildlife Service, Elkins West Virginia Field Office, Department of Interior National Park Service, West Virginia Department of Environmental Protection, and the West Virginia Division of Wildlife, are expected to be involved in this process.

4. *Additional Information and Review:* a. Compliance with other federal and state requirements that will be addressed in the EIS include, but will not be limited to, State Water Quality Certification under section 401 of the Clean Water Act, West Virginia Pollution Discharge Elimination System section 402 permit, section 7 of the Endangered Species Act, the Fish and Wildlife Coordination Act and section 106 of the National Historic Preservation Act.

5. *Availability of the Draft:* a. The draft EIS is projected to be available late Summer 2007. A formal public hearing will be conducted following release of the Draft EIS.

Brenda S. Bowen,

Army Federal Register Liaison Officer.

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BILLING CODE 3710-GM-M

DEPARTMENT OF DEFENSE

Department of the Navy

[USN–2006–0058]

Privacy Act of 1974; System of Records

AGENCY: Department of the Navy, DoD.

ACTION: Notice to amend systems of records.

SUMMARY: The Department of the Navy is amending a system of records notice

in its existing inventory of record systems subject to the Privacy Act of 1974, (5 U.S.C. 552a), as amended.

DATES: This proposed action will be effective without further notice on October 25, 2006 unless comments are received which result in a contrary determination.

ADDRESSES: Send comments to the Department of the Navy, PA/FOIA Policy Branch, Chief of Naval Operations (DNS-36), 2000 Navy Pentagon, Washington, DC 20350-2000.

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

SUPPLEMENTARY INFORMATION: The Department of the Navy systems of records notices 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 specific changes to the record system being amended are set forth below followed by the notice, as amended, published in its entirety. The proposed 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 a new or altered system report.

Dated: September 18, 2006.

C. R. Choate,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

N04066-3

SYSTEM NAME:

Layaway Sales Records (September 20, 1993, 58 FR 48852).

CHANGES:

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Authority for maintenance of the system: Delete entry and replace with "10 U.S.C. 5013, Secretary of the Navy."

* * * * *

STORAGE:

Delete entry and replace with "Electronic journals and paper records in file folders include layaway tickets and layaway patron lists."

RETRIEVABILITY:

Delete entry and replace with "Name and address."

SAFEGUARDS:

Delete entry and replace with "Controlled access to electronic journals and supervised records space."

RETENTION AND DISPOSAL:

Delete entry and replace with "Paid in full layaway records are maintained in an electronic journal for a period of one

year and then destroyed. Paper records are destroyed after two years."

SYSTEM MANAGER(S) AND ADDRESS:

Delete second paragraph and replace with "Record Holder: Director, Operations Group, Navy Exchange Service Command, 3280 Virginia Beach Boulevard, Virginia Beach, VA 23452-5724. Individual record holders within the central system may be contacted through the central system record holder."

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N04066-3

SYSTEM NAME:

Layaway Sales Records

SYSTEM LOCATION:

Navy Exchange Service Command, 3280 Virginia Beach Boulevard, Virginia Beach, VA 23452-5724 (for all Navy exchanges).

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Patrons of Navy exchanges who buy goods on layaway.

CATEGORIES OF RECORDS IN THE SYSTEM:

Layaway tickets and layaway patron lists.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

10 U.S.C. 5013, Secretary of the Navy.

PURPOSE(S):

To record the selection of layaway merchandise, record payments, verify merchandise pick-up and perform sales audits.

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

Policies and practices for storing, retrieving, accessing, retaining, and disposing of records in the system:

STORAGE:

Electronic journals and paper records in file folders include layaway tickets and layaway patron lists.

RETRIEVABILITY:

Name and address.

SAFEGUARDS:

Controlled access to electronic journals and supervised records space.

RETENTION AND DISPOSAL:

Paid in full layaway records are maintained in an electronic journal for a period of one year and then destroyed. Paper records are destroyed after two years.

SYSTEM MANAGER(S) AND ADDRESS:

Policy Official: Commander, Navy Exchange Service Command, 3280 Virginia Beach Boulevard, Virginia Beach, VA 23452-5724.

RECORD HOLDER:

Director, Operations Group, Navy Exchange Service Command, 3280 Virginia Beach Boulevard, Virginia Beach, VA 23452-5724. Individual record holders within the central system may be contacted through the central system record holder.

NOTIFICATION PROCEDURE:

Individuals seeking to determine whether this system of records contains information about themselves should address written inquiries to the Commander, Navy Exchange Service Command, 3280 Virginia Beach Boulevard, Virginia Beach, VA 23452-5724.

In the initial inquiry, the requester must provide full name and activity where layaway sales were transacted. A list of other offices the requester may visit will be provided after initial contact at the office listed above. At the time of personal visit, requesters must provide proof of identity containing the requester's signature.

RECORD ACCESS PROCEDURES:

Individuals seeking access to records about themselves should address written inquiries to the Commander, Navy Exchange Service Command, 3280 Virginia Beach Boulevard, Virginia Beach, VA 23452-5724. The requester must provide full name and activity where layaway sales were transacted. A list of other offices the requester may visit will be provided after initial contact at the office listed above. At the time of personal visit, requesters must provide proof of identity containing the requester's signature.

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:

The individual.

EXEMPTIONS CLAIMED FOR THE SYSTEM:

None.

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BILLING CODE 5001-06-U

DEPARTMENT OF DEFENSE**Department of the Navy**

[USN-2006-0057]

Privacy Act of 1974; System of Records

AGENCY: Department of the Navy, DoD.

ACTION: Notice to Amend Systems of Records.

SUMMARY: The Department of the Navy is amending a system of records notice in its existing inventory of record systems subject to the Privacy Act of 1974, (5 U.S.C. 552a), as amended.

DATES: This proposed action will be effective without further notice on October 25, 2006 unless comments are received which result in a contrary determination.

ADDRESSES: Send comments to the Department of the Navy, PA/FOIA Policy Branch, Chief of Naval Operations (DNS-36), 2000 Navy Pentagon, Washington, DC 20350-2000.

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

SUPPLEMENTARY INFORMATION: The Department of the Navy systems of records notices 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 specific changes to the record system being amended are set forth below followed by the notice, as amended, published in its entirety. The proposed 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 a new or altered system report.

Dated: September 18, 2006.

C. R. Choate,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

N01306-1**SYSTEM NAME:**

Job Advertisement and Selection System (JASS) (February 8, 2000, 65 FR 6184).

CHANGES:

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SYSTEM NAME:

Delete entry and replace with "Job Advertisement/Career Management/Detailing System."

SYSTEM LOCATION:

Delete entry and replace with "SPAWAR Systems Center New Orleans (SSC NOLA), 2251 Lakeshore Drive, New Orleans, LAS 70145—and all Navy afloat units."

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Delete entry and replace with "All Navy enlisted personnel: active, Selected Reserve (SELRES), Full Time Support (FTS), and Junior Officer Submariners."

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PURPOSE(S):

Delete entry and replace with "To administer the Job Advertisement and Selection System (JASS) and Career Management System and Interactive Detailing (CMS/ID). To assist Navy officials and employees in the initiation, development, implementation of policies pertaining to enlisted personnel assignment, placement, retention, career enhancement and motivation, and other career related matters to meet manpower allocations and requirements."

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STORAGE:

Delete entry and replace with "Automated records may be stored on magnetic tapes, disc, and drums. Manual records may be stored in paper file folders, or removable electronic storage media."

RETRIEVABILITY:

Delete entry and replace with "Name, Social Security Number, rate/pay grade, activity, and/or record status within command."

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System manager(s) and address:

Delete entry and replace with "Commander, Navy Personnel Command (Pers-455), 5720 Integrity Drive, Millington, TN 38055-0600."

NOTIFICATION PROCEDURE:

Delete first paragraph and replace with "Individuals seeking to determine whether this system of records contains information about themselves should address written inquiries to the Commander, Navy Personnel Command (Pers-455), 5720 Integrity Drive, Millington, TN 38055-0600."

RECORD ACCESS PROCEDURES:

Delete first paragraph and replace with "Individuals seeking access to records about themselves contained in this system of records should address written inquiries to the Commander, Navy Personnel Command (Pers-455), 5720 Integrity Drive, Millington, TN 38055-0600."

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N01306-1**SYSTEM NAME:**

Job Advertisement/Career Management/Detailing System.

SYSTEM LOCATION:

SPAWAR Systems Center New Orleans (SSC NOLA), 2251 Lakeshore Drive, New Orleans, LAS 70145—and all Navy afloat units.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

All Navy enlisted personnel: active, Selected Reserve (SELRES), Full Time Support (FTS), and Junior Officer Submariners.

CATEGORIES OF RECORDS IN THE SYSTEM:

Limited personnel records in automated form displaying basic qualifications. This system primarily displays a listing of available billets from which a sailor can request through their career counselor.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

5 U.S.C. 301, Departmental Regulations; 10 U.S.C. 5013, Secretary of the Navy; and E.O. 9397 (SSN).

PURPOSE(S):

To administer the Job Advertisement and Selection System (JASS) and Career Management System and Interactive Detailing (CMS/ID).

To assist Navy officials and employees in the initiation, development, implementation of policies pertaining to enlisted personnel assignment, placement, retention, career enhancement and motivation, and other career related matters to meet manpower allocations and requirements.

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 DoD 'Blanket Routine Uses' that appear at the beginning of the Navy's