

*New Mexico*

Navajo Community College Library,  
Shiprock Branch, Shiprock, NM  
87420

Mother Whiteside Memorial Library,  
525 W. High Street, Grants, NM  
87020

New Mexico State University Library,  
1500 3rd St., Grants, NM 87020

University New Mexico Gallup Library,  
200 College Road, Gallup, NM  
87301

University New Mexico Zimmerman  
Library, Albuquerque, NM 87131-  
1466

New Mexico Environmental Department  
Library, 1190 St. Francis Drive,  
Santa Fe, NM 87502

*North Dakota*

Bowman Public Library, 104 Main  
Street, Bowman, ND 58623

Dickinson Public Library, 139 West 3rd  
Street, Dickinson, ND 58601

*Oregon*

Lake County Library, 513 Center Street,  
Lakeview, OR 97630

*Pennsylvania*

Canonsburg Public Library, East Pike  
Street, Canonsburg, PA 15317

People's Library, 2889 Leechburg Road,  
Lower Burrell, PA 15068

*Texas*

Falls City Public Library, P.O. Box 325,  
Falls City, TX 78113

*Utah*

Bluff Public Library, Bluff, UT 84512  
Marriott Library, University of Utah,  
Salt Lake City, UT 84112

San Juan County Library, 25 West 300  
St., Blanding, UT 84511

Grand County Library, 25 S. 1st East,  
Moab, UT 84532

Green River Library, 85 South Lang St.,  
Green River, UT 84525

*Wyoming*

Riverton Branch Library, 1330 West  
Park, Riverton, WY 82501

Wyoming St. Library, Supreme Court  
Building, 24th & Capitol Street  
Cheyenne, WY 82002

University of Wyoming Library,  
University Station, Laramie, WY  
82071

**Opportunity to Comment**

Interested parties are invited to comment on the draft programmatic environmental impact statement. The Department of Energy will consider written and oral comments equally when preparing the final programmatic environmental impact statement. Written comments should be sent to Mr.

Rich Sena, UMTRA Team, at the address given above. To be considered in the document, written comments should be postmarked by July 17, 1995; comments postmarked after that date will be considered to the extent practicable.

**Public Hearings and Information Meetings**

The public is invited to comment on the draft programmatic environmental impact statement to the Department of Energy in person at the scheduled public hearings. The purposes of the hearings are to receive comments on the subjects analyzed in the draft document; to provide information to the public concerning the content and adequacy of the programmatic environmental impact statement; and to respond to public questions on the analyses or the programmatic environmental impact statement process. Hearings will be set up to address these areas. Persons presenting oral comments at the hearings are encouraged to provide the Department of Energy with written copies of their comments.

**Conduct of Hearings**

Format for the conduct of the hearings will be announced by the presiding officer at the start of the hearings. The Department of Energy personnel conducting the hearings may ask clarifying questions regarding statements made at the hearings. Transcripts of the comments made at the hearings will be made available at Department of Energy reading rooms and public libraries listed above.

**Hearing Schedules and Locations**

Shiprock, New Mexico, June 7, 1995,  
Shiprock Chapter House, 7:00-  
10:00 p.m.

Durango, Colorado, June 8, 1995,  
Durango City Hall, 7:00-10:00 p.m.

Halchita, Utah, June 13, 1995, Mexican  
Hat Elementary School, 7:00-10:00  
p.m.

Moenkopi, Arizona, June 14, 1995,  
Moenkopi Community Center,  
7:00-10:00 p.m.

Tuba City, Arizona, June 14, 1995, Tuba  
City Chapter House, 2:00-5:00 p.m.

Grand Junction, Colorado, June 22,  
1995, Grand Junction City Hall,  
7:00-10:00 p.m.

Gunnison, Colorado, June 21, 1995,  
Gunnison County Court House,  
7:00-10:00 p.m.

Falls City, Texas, June 27, 1995, Falls  
City Community Center, 7:00-10:00  
p.m.

Riverton, Wyoming, June 28, 1995, St.  
Stephens School, 7:30-10:30 p.m.

Issued in Washington, D.C., on May 10,  
1995.

**James M. Ownedoff,**

*Acting Deputy Assistant Secretary for  
Environmental Restoration.*

[FR Doc. 95-12041 Filed 5-16-95; 8:45 am]

BILLING CODE 6450-01-P

**Privacy Act of 1974; Establishment of a New System of Records**

**AGENCY:** Department of Energy (DOE).

**ACTION:** Proposed establishment of a new Privacy Act system of records.

**SUMMARY:** Federal agencies are required by the Privacy Act of 1974 (Pub. L. 93-579, 5 U.S.C. 552a) to publish a notice in the **Federal Register** of a proposed system of records. The Department of Energy (DOE) proposes to establish a new system of records entitled, "DOE-87 Human Radiation Experiments Helpline Records".

**DATES:** The proposed new system of records will become effective without further notice June 26, 1995, unless comments are received on or before that date that would result in a contrary determination and a notice is published to that effect.

**ADDRESSES:** Written comments should be directed to the following address: Director, Freedom of Information Act and Privacy Act Division, U.S. Department of Energy, HR-78, 1000 Independence Avenue, SW, Washington, DC 20585. Written comments will be available for inspection at the above address between the hours of 9 a.m and 4 p.m.

**FOR FURTHER INFORMATION CONTACT:** (1) Ellyn R. Weiss, Director, U.S. Department of Energy, Office of Human Radiation Experiments, 1726 M Street, NW, Washington DC 20036, or (2) GayLa D. Sessoms, Director, Freedom of Information Act and Privacy Act Division, HR-78, 1000 Independence Avenue SW, Washington, DC 20585 (202) 586-5955 or (3) Harold Halpern, Office of General Counsel, GC-80, 1000 Independence Avenue, SW, Washington, DC 20585 (202) 586-7406.

**SUPPLEMENTARY INFORMATION:** The DOE proposes to establish a new system of records entitled "DOE-87, Human Radiation Experiments Helpline Records". This system will contain records of telephone calls to the DOE or the Interagency Helpline (operated by DOE) and correspondence with or involving the callers. The calls and correspondence were in response to DOE's December, 1993, announcement that it would declassify and publicize information pertaining to Human

Radiation Experiments. That term, which includes certain experiments and environmental releases of radiation, is defined in Executive Order 12891, 59 FR 2935, (January 20, 1994); see Appendix A to the accompanying Notice of a Proposed New System of Records. The proposed new system will pertain to members of the public who contacted the DOE or the Interagency Helpline under the belief that they, or their deceased relatives, may have participated as subjects in the experiments or may have been affected by environmental or other releases of radiation resulting from Government activities. These records will be used as a source of information to assist the Advisory Committee on Human Radiation Experiments evaluation of the scientific and ethical aspects of the experiments and releases. These records will also be used to enable information to be gathered from other sources concerning inquirers or their relatives' participation in experiments and releases, in order to provide such information to the inquirers. Records in this system may be referred to agencies other than DOE if it appears that such other agencies may have conducted pertinent experiments or environmental releases or may administer remedial programs.

The text of the system notice is set forth below.

Issued in Washington, DC, this 28 day of April, 1995.

**Archer L. Durham,**

*Assistant Secretary for Human Resources and Administration.*

**DOE-87**

**SYSTEM NAME:**

Human Radiation Experiments Helpline Records.

**SECURITY CLASSIFICATION:**

None.

**SYSTEM LOCATION:**

U. S. Department of Energy, Office of Human Radiation Experiments, Washington, DC 20585

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

This system of records contains records pertaining to persons in the following categories who contacted the DOE or the Interagency Helpline (operated by the DOE), after December 1, 1993, to determine or report their, or their relatives', possible exposure to radiation as a result of Human Radiation Experiments or environmental releases conducted or sponsored by the Government or to report possible exposure to radiation as a result of other

Government or non-government activities:

- (1) Members of the public;
- (2) Former members of the armed forces;
- (3) Employees of the DOE, its predecessor agencies, and their contractors and subcontractors;
- (4) Persons exposed to radiation as a result of proximity to nuclear facilities or the intentional or accidental release of radiation.

**CATEGORIES OF RECORDS IN THE SYSTEM:**

Data provided by persons contacting the DOE or the Interagency Helpline after December 1, 1993, to report or inquire about exposure to radiation consists of records of telephone conversations and correspondence. Records in this system also include correspondence between the callers, Members of Congress, attorneys who represent them, and with Federal agencies that conducted pertinent Human Radiation Experiments or environmental releases or administer remedial programs.

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**

5 U.S.C. 301; authority incorporated by reference in Title III of the Department of Energy Organization Act at 42 U.S.C. 7151; including 42 U.S.C. 2201(c) and 42 U.S.C. 5813 and 5817.

**PURPOSE:**

The records will be used by DOE as a source of information to assist the Advisory Committee on Human Radiation Experiments in the evaluation of the Human Radiation Experiments and environmental releases. See Executive Order 12891, 59 FR 2935, (January 20, 1994). Additionally, based upon the information reported by the persons that contacted DOE or the Interagency Helpline after December 1, 1993, to inquire about or report participation in the experiments or the effects of the environmental releases, DOE intends to gather pertinent information about the experiments and releases from other sources, in order to provide that information to the inquirers. The DOE will also refer particular cases to other Federal agencies which may have conducted pertinent experiments or releases or may administer remedial programs.

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

1. To assist the Advisory Committee on Human Radiation Experiments perform its assigned task of evaluating the scientific and ethical aspects of the Human Radiation Experiments and environmental releases, a record from

this system of records may be disclosed to that Committee to provide it with information concerning experiments or releases of radiation that were sponsored, financed or conducted by DOE, its predecessors, or other Federal agencies, and their contractors and subcontractors. See Executive Order 12891, 59 FR 2935, (January 20, 1994); Appendix A.

2. A record in this system of records may be disclosed as a routine use to a Member of Congress submitting a written request involving the individual when the individual is a constituent of the member and has requested assistance from the member with respect to the subject matter of the record.

3. A record from this system may be disclosed to DOE contractors in performance of their contracts, and their officers and employees who have a need for the record in the performance of their duties, subject to the same limitations applicable to DOE's officers and employees under the Privacy Act, as amended, 5 U.S.C. 552a.

4. A record from this system of records pertaining to a particular Human Radiation Experiment or environmental release may be disclosed to another Federal agency if it appears from the record, or other available information, that the other Federal agency conducted the Human Radiation Experiment or environmental release or that referral to the other Federal agency is appropriate for remedial purposes.

5. A record from this system of records may be disclosed to the Department of Justice when: (a) DOE, any predecessor agency, or any component thereof; (b) any DOE or predecessor agency employee, in an official capacity; (c) the United States Government; (d) any current or former DOE, or predecessor agency, contractor, or any of their employees, is a party to, or has an interest in, litigation and DOE determines that the records are both relevant to and necessary for the litigation, and the use of such records by the Department of Justice is deemed by DOE to be compatible with the purpose for which DOE collected the records.

6. A record from this system of records may be disclosed to a court or adjudicative body in a proceeding when: (a) DOE, any predecessor agency, or any component thereof; (b) any current or former DOE, or predecessor agency, employee in an official capacity, or in an individual capacity where DOE has agreed to represent the employee; (c) the United States Government; or (d) any current or former DOE contractor, or employee of such contractor is a party to, or has an interest in, the proceeding

and DOE determines that the records are both relevant to and necessary for the proceeding and that such use is deemed by DOE to be compatible with the purpose for which DOE collected the records.

7. When a record on its face or in conjunction with other records indicates a violation or potential violation of law, whether civil, criminal or regulatory in nature and whether arising by general program statute or particular program pursuant thereto, the relevant records may be referred as a routine use to the appropriate agency, whether Federal, foreign, state, local or tribal, charged with the responsibility of investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation or order issued pursuant thereto, if DOE determines that the records are both relevant to and necessary for such investigation or prosecution and the use of such records by the appropriate agency is deemed by DOE to be compatible with the purpose for which DOE collected the records.

8. A record from this system of records may be disclosed to the Archivist of the United States, the National Archives and Records Administration or to the General Services Administration for records management conducted under 44 U.S.C. 2904 and 2906.

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

**STORAGE:**

Records are maintained on electromagnetic or optical storage media, and paper records.

**RETRIEVABILITY:**

Telephone calls have been placed in a database from which information is retrieved by the caller's name. Correspondence is retrieved by name of the person to whom the correspondence pertains or of the person submitting the correspondence.

**SAFEGUARDS:**

Data is kept in secured areas that are locked when not in regular use and buildings with controlled access. Hard copy data are stored in locked files. Appropriate safeguards for electronic information are built into program software as warranted by sensitivity of the data.

**RETENTION AND DISPOSAL:**

Records are retained and disposed of in accordance with authorities contained in the DOE Order 1324.2 "Records Disposition."

**SYSTEM MANAGER(S) AND**

**ADDRESSES:**

U.S. Department of Energy Director, Office of Human Radiation Experiments, Washington, DC 20585.

**NOTIFICATION PROCEDURES:**

Requests by an individual to determine if this system of records contains information about him or her should be directed to the Privacy Act Officer, U.S. Department of Energy, HR-78, Washington, DC 20585, in accordance with the DOE's Privacy Act regulation (10 CFR part 1008, September 16, 1980, 45 FR 61576). Requests should include the individual's current full name and address, the individual's name and address at the time of any possible participation in the Human Radiation Experiments or environmental release as defined in Appendix A, and, if the requester is a current or former employee of a Department contractor, the contractor's name, the individual's employment dates, and the individual's social security number.

**RECORD ACCESS PROCEDURES:**

Same as notification procedures.

**CONTESTING RECORD PROCEDURES:**

Same as notification procedures.

**RECORD SOURCE CATEGORIES:**

Subject individuals, family members, their attorneys, Senators and Representatives.

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

None.

**Appendix A**

As defined in Executive Order 12891, Human Radiation Experiments include:

(1) Experiments on individuals involving intentional exposure to ionizing radiation. This category does not include common and routine clinical practices, such as established diagnosis and treatment methods, involving incidental exposures to ionizing radiation;

(2) Experiments involving intentional environmental releases of radiation that (A) were designed to test human health effects of ionizing radiation; or (B) were designed to test the extent of human exposure to ionizing radiation;

(3) The experiment into the atmospheric diffusion of radioactive gases and test of detectability, commonly referred to as the "Green Run test," conducted by the former Atomic Energy Commission and the Air Force in December 1949 in Hanford, Washington;

(4) Two radiation warfare field experiments conducted at the Atomic Energy Commission's Oak Ridge office in 1948 involving gamma radiation released from non-bomb point sources at or near ground level;

(5) Six tests conducted during 1949-1952 of radiation warfare ballistic dispersal

devices containing radioactive agents at the U.S. Army's Dugway, Utah, site;

(6) Four atmospheric radiation-tracking tests in 1950 at Los Alamos, New Mexico; and

(7) Other similar human experiments that may later be identified by the Human Radiation Interagency Working Group.

[FR Doc. 95-12042 Filed 5-12-95; 8:45 am]

BILLING CODE 6450-01-P

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**DATES:** The proposed new system of records will become effective June 26, 1995 unless comments are received on or before that date that would result in a contrary determination and a notice is published to that effect.

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**SUPPLEMENTARY INFORMATION:** The DOE proposes to establish a new system of records entitled "DOE-86 Human Radiation Experiments Records". The records are being compiled by the DOE as part of its effort to gather and publicize information concerning Human Radiation Experiments and certain environmental releases of radiation, as defined in Executive Order 12891, 59 FR 2935 (January 20, 1994).