

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

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

AGENCY: Department of Energy.

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-86 Human Radiation Experiments Records."

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.

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, U.S. Department of Energy, 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-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).

See Appendix A to the accompanying Notice of a Proposed New System of Records. The records will be used to provide information concerning the experiments and environmental releases to the general public and to individuals who contacted the DOE or the Interagency Helpline (operated by the DOE) that were, or believed that they or their relatives were, subjects of the experiments or affected by the environmental releases. The information will also be used to assist the Advisory Committee on Human Radiation Experiments in its assigned task of evaluating the scientific and ethical aspects of the experiments and proposing remedial measures to the Human Radiation Interagency Working Group. See Executive Order 12891.

Information in the system will include records pertaining to the organizing, conducting, financing, results and effects of experiments and environmental radiation releases sponsored or conducted by DOE, its predecessors and their current and former contractors and subcontractors.

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-86

SYSTEM NAME:

Human Radiation Experiments Records.

SECURITY CLASSIFICATION:

None.

SYSTEM LOCATION:

U. S. Department of Energy, Office of Human Radiation Experiments, Washington, DC 20585
Coordination and Information Center, 3084 S. Highland St., Las Vegas, Nevada 89109

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

The records pertain to persons who participated in the organizing, conducting, and financing of the Human Radiation Experiments and environmental releases of radiation described in Executive Order 12891, 59 FR 2935 (January 20, 1994). See Appendix A. The records also pertain to persons who were subjects of the experiments or were affected by the releases. Generally, the records pertain to persons in the following categories:

(1) Former and current employees of the DOE, its predecessor agencies and their contractors and subcontractors;

(2) Members of the public;
(3) 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 consists of records pertaining to the planning, organizing, financing, conducting, effects and results of experiments and environmental releases, gathered from DOE, its predecessor agencies and their contractors and subcontractors. Such records include correspondence, memoranda, published and unpublished reports, notes, logs, proposals, contracts, minutes of meetings of the Atomic Energy Commission and its advisory committees and subcommittees dealing with radiation, correspondence with members of the public, transcripts of interviews of persons associated with the organizing, financing and conducting of the experiments, reports of Congressional hearings, personal notes, diaries and papers, archival collections, interagency memoranda and agreements, consent forms, medical and laboratory reports, transcripts of medical conferences, and newspaper and magazine articles.

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 enable DOE to create a central source of data concerning the experiments and releases, and to provide information to the public and to individuals that were subjects of the experiments or affected by the environmental releases. The records will also be used to assist the Advisory Committee on Human Radiation Experiments evaluate the scientific, medical and ethical aspects of the experiments.

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 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.

3. A record from this system of records may be disclosed for epidemiological, industrial safety or hygiene studies conducted by DOE's contractors and subcontractors to ascertain or determine: (1) How radiation exposure effects the health and well being of individuals or groups of individuals; and (2) the risks of working with, or being in proximity to, nuclear equipment, devices and facilities and how such risks may be ameliorated.

4. A record from this system of records may be disclosed to the Centers for Disease Control and Prevention, other Federal and state health agencies, and Federal and state agencies involved with industrial or employee safety to be used for epidemiological or industrial safety or hygiene studies to ascertain or determine: (1) How radiation exposure effects the health and well being of individuals or groups of individuals; and (2) the risks of working with, or being in proximity to, nuclear equipment, devices and facilities, and how such risks may be ameliorated.

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

8. 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.

9. 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.

10. A record from this system may be disclosed to DOE's 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.

11. A record from this system of records may be disclosed to officials and contractor personnel of the Agency for Toxic Substances and Disease Registry in carrying out that agency's authorized activities at DOE's facilities pursuant to section 104(i) of the Comprehensive Environmental Response, Compensation, and Liability Act.

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:

These records are entered into a database. Accordingly, retrievability may be by name, or other personal identifier, as dictated by the needs of the particular researcher.

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 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, Washington, DC 20585, in accordance with 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 specific events of interest to the requester, and, if the requester is a current or former employee of a DOE 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:

Persons conducting or otherwise having a role in the organization and financing of experiments or releases, present and former DOE and predecessor agency contractors and subcontractors, physicians, medical records, dosimetry records, subject individuals, DOE and its predecessor agency officials and operating offices.

SYSTEMS EXEMPTED FROM CERTAIN PROVISIONS OF THE ACT:

None.

Appendix A

As defined in Executive Order 12891, 59 FR 2935 (January 20, 1994) 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. 95-12043 Filed 5-16-95; 8:45 am]

BILLING CODE 6450-01-P

Energy Information Administration

Notice of Proposed One Year Extension of Forms

SUMMARY: The Energy Information Administration (EIA), as part of its continuing effort to reduce paperwork and respondent burden conducts a presurvey consultation program to provide the general public and other Federal agencies with an opportunity to comment on proposed and/or continuing reporting forms. This program helps to ensure that requested data can be provided in the desired format, reporting burden is minimized, reporting forms are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, EIA is soliciting comments concerning the proposed extension to the Forms EIA-800-804, 807, 810-814, 816, 817, 819M, 819A, 820 and 825, "Petroleum Supply Reporting System."

DATES: Written comments must be submitted on or before June 16, 1995. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of