

application would be due 45 days after the filing of the application. In this case, the court's deadline is August 18, 1997 (only 41 days after the July 8, 1997 filing). In order to be in a position to make a recommendation to the court as soon as possible, a shortened procedural schedule will be adopted here. Any interested person may file with the Board written comments concerning the proposed abandonment or protests (including the protestant's entire opposition case). Written comments and protests must indicate the proceeding designation STB Docket No. AB-336 (Sub-No. 6) and should be filed with the Secretary, Surface Transportation Board, Washington, DC 20423-0001, by August 7, 1997. Applicant's reply to opposition case must be filed by August 12, 1997. If the record that is developed permits it, the Board will be able to issue its advisory opinion by August 18, 1997, or shortly thereafter. A copy of each written comment or protest shall be served upon the representative of the applicant: Charles H. White, Jr., Galland, Kharasch & Garfinkle, P.C., Canal Square, 1054 Thirty-First Street, N.W., Washington, DC 20007-4492. The original and 10 copies of all comments or protests shall be filed with the Board with a certificate of service. Except as otherwise set forth in 49 CFR part 1152, every document filed with the Board must be served on all parties to the abandonment proceeding. 49 CFR 1104.12(a).

Persons seeking further information concerning abandonment procedures may contact the Board's Office of Public Services at (202) 565-1592 or refer to the full abandonment or discontinuance regulations at 49 CFR part 1152. (TDD for the hearing impaired is available at (202) 565-1695.)

A copy of this notice will be mailed to the Bankruptcy Court at this address: The Honorable Larry Lessen, United States Bankruptcy Court, Southern District of Indiana, Indianapolis Division, Room 116, U.S. Courthouse, 46 East Ohio Street, Indianapolis, IN 46204.

Decided: July 17, 1997.

By the Board, David M. Konschnik,
Director, Office of Proceedings.

Vernon A. Williams,

Secretary.

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DEPARTMENT OF THE TREASURY

Departmental Offices

Privacy Act of 1974; System of Records

AGENCY: Internal Revenue Service, Treasury Department.

ACTION: Notice to republish a Privacy Act system of records.

SUMMARY: The Department of the Treasury gives notice of its intent to republish the Privacy Act notice pertaining to the system of records entitled "Integrated Data Retrieval System (IDRS) Security Files—Treasury/IRS 34.018," which is subject to the Privacy Act of 1974, 5 U.S.C. 552a.

EFFECTIVE DATE: July 23, 1997.

FOR FURTHER INFORMATION CONTACT: Dale Underwood, Program Analyst, Disclosure Services, (202) 622-0930.

SUPPLEMENTARY INFORMATION: The Privacy Act system of records entitled "Integrated Data Retrieval System (IDRS) Security Files—Treasury/IRS 34.018" was amended by notice in the **Federal Register** on July 31, 1995, at 60 FR 39072. No comments were received in response to the amended system of records notice, and it became effective on September 11, 1995. However, the Department of the Treasury Privacy Act systems of records inventory, published on November 9, 1995, at 60 FR 56802, inadvertently published the pre-amendment version of this system of records notice. Therefore, it is necessary to republish the correct amended notice of July 31, 1995.

As required by 5 U.S.C. 552a(r), on July 21, 1995, the Department submitted a copy of the report and notice to the Committee on Governmental Affairs in the Senate; the Committee on Government Reform and Oversight in the House of Representatives, and to the Administrator, Office of Information and Regulatory Affairs, Office of Management and Budget.

The purpose of the amendment, as originally published, was to enable the Internal Revenue Service to implement the Electronic Audit Research Log (EARL) system, which would enhance voluntary compliance through the assurance of ethical conduct by IRS employees. The July 31, 1995 amendment was also to ensure that this system of records, including the EARL system, was in compliance with the Privacy Act. Several other changes were made to the notice due to organizational changes and changes in reference to resource materials. Also, a proposed amendment to 31 CFR 1.36 was published at 60 FR 40797 on August 10,

1995, to exempt this system of records from certain provisions of the Privacy Act. The exemption is to permit the IRS to comply with legal prohibitions against the disclosure of certain kinds of information and to protect certain information on individuals maintained in this system of records.

The system notice, as amended on July 31, 1995, is being republished in its entirety below.

Date: July 10, 1997.

Alex Rodriguez,

Deputy Assistant Secretary (Administration)

Treasury/IRS 34.018

SYSTEM NAME:

Integrated Data Retrieval System (IDRS) Security Files—Treasury/IRS

SYSTEM LOCATION:

National Office, District Offices, Internal Revenue Service Centers, Regional Offices, Customer Service Sites, Submission Processing Centers, Development Centers, Computing Centers, Field Information Systems Offices (FISO) and the Austin Compliance Center. (See IRS Appendix A for addresses at 60 FR 56856, November 9, 1995.)

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

(1) Employees who input or who are authorized to input IDRS transactions and (2) taxpayers whose accounts are accessed.

CATEGORIES OF RECORDS IN THE SYSTEM:

Record logs of the employees who are authorized access to IDRS and of employee inputs and inquiries processed through IDRS terminals, including record logs of employees who have accessed IDRS in a manner that appears to be inconsistent with standard IRS practice(s).

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

5 U.S.C. 301; 26 U.S.C. 6103, 7602, 7801 and 7802.

PURPOSE(S):

To aid the ongoing efforts of the IRS to enhance the protection of confidential tax returns and return information from unauthorized access, by assuring the public that their tax information is being protected in an ethical and legal manner, thereby promoting voluntary taxpayer compliance.

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

Disclosure of returns and return information may be made only as provided by 26 U.S.C. 6103.

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

STORAGE:

Magnetic media, hard copy, and optical storage media.

RETRIEVABILITY:

Indexed by employee's Social Security Number and employee identification number. Also may be retrieved by the Taxpayer Identification Number (TIN) of the taxpayer whose account is being accessed, date and time, command code, and terminal identification.

SAFEGUARDS:

Access controls will not be less than those provided by the Automated Information Systems Security Handbook, IRM 2(10)00.

RETENTION AND DISPOSAL:

Records are maintained in accordance with Records Disposition Handbook, IRM 1(15)59.1 through 1(15)59.32.

SYSTEM MANAGER(S) AND ADDRESS:

Chief, Program Management and Evaluation Section, Information Systems Security Program Branch, Operations Management Division, Network and Systems Management, Information Systems, National Office.

NOTIFICATION PROCEDURE:

This system of records may not be accessed for purposes of determining if the system contains a record pertaining to a particular individual.

RECORD ACCESS PROCEDURES:

This system is exempt and may not be accessed for purposes of inspection or for contest of content of records.

CONTESTING RECORD PROCEDURES:

26 U.S.C. 7852(e) prohibits Privacy Act amendment of tax records.

RECORD SOURCE CATEGORIES:

This system of records contains (1) tax returns and return information, (2) account transactions and inputs to tax accounts, (3) employee user identification and profile information, (4) access record logs to accounts, and (5) data may also be retrieved from other IRS published systems of records used in the operation of this system.

EXEMPTIONS CLAIMED FOR THE SYSTEM:

This system is exempt from 5 U.S.C. 552a(c)(3), (d)(1), (d)(2), (d)(3), (d)(4), (e)(1), (e)(4)(G), (H) and (I), and (f) of the Privacy Act pursuant to 5 U.S.C. 552a(k)(2).

[FR Doc. 97-19404 File 19404 -7-22-97; 8:45am]

BILLING CODE: 4810-25-F

DEPARTMENT OF THE TREASURY

Internal Revenue Service

Privacy Act of 1974, as Amended; System of Records

AGENCY: Internal Revenue Service, Treasury

ACTION: Notice of a proposed new Privacy Act system of records.

SUMMARY: The Treasury Department, Internal Revenue Service, gives notice of a proposed new system of records entitled "Customer Feedback System—Treasury/IRS 00.003," which is subject to the Privacy Act of 1974, 5 U.S.C. 552a, as amended.

DATES: Comments must be received no later than August 22, 1997. The notice will be effective September 2, 1997, unless comments are received which result in a contrary determination.

ADDRESSES: Comments should be sent to the Office of Governmental Liaison and Disclosure, Internal Revenue Service, 1111 Constitution Avenue, NW, Washington, DC 20224. Comments will be made available for inspection and copying in the Freedom of Information Reading Room upon request.

FOR FURTHER INFORMATION CONTACT: Tom Tiffany, Office of the Taxpayer Advocate, National Office, Internal Revenue Service, at (202) 622-6100.

SUPPLEMENTARY INFORMATION: The Internal Revenue Service is proposing a new system of records to implement the provisions of the recently enacted Taxpayer Bill of Rights 2 (TBOR 2). TBOR 2 requires that IRS annually report to Congress, beginning June 1, 1997, on the amount and type of taxpayer complaints against IRS employees in a given year, and their resolution. For purposes of this system of records, IRS employees include Chief Counsel employees. The records include internally identified cases, as well as taxpayer or third-party initiated complaints, either written or received in person or by telephone through management channels. The report would identify by IRS region and primary activity involved, (e.g., collection, examination), the nature of the misconduct or complaint, the number of cases received by category and the disposition of those cases. Additionally, although not required by statute, the IRS is tracking all compliments received from the private sector as a part of this database. IRS employee identifiers have been left in the system in order to relate the case with its resolution.

The definition of complaint is built on the TBOR 2 legislation and the related

definition used by GAO. IRS has defined it as "an allegation by a taxpayer or their representative that (1) an IRS employee violated a law, regulation, or standard of conduct; (2) an IRS employee used inappropriate behavior in the treatment of taxpayers in the conduct of their business; i.e., rudeness, overzealousness, excessive aggressiveness, discriminatory treatment, intimidation and the like; or (3) a system of the IRS failed to function properly or within prescribed time frames."

In order to facilitate the Service's compliance with the legislation, the Service is creating a new Customer Feedback system of records to track the feedback. In addition to maintaining records of complaints or compliments described above, other information maintained in this system will be derived from records of the following databases: (1) Treasury/IRS 60.011—Internal Security Management Information System (ISMIS) (published on November 9, 1995 at 60 FR 56842), and (2) the Automated Labor Employee Relations Tracking System (ALERTS), which is a subset of Treasury/IRS 36.001—Appeals, Grievances, and Complaint Records; and Treasury/IRS 36.003—General Personnel and Payroll Records.

ISMIS provides the technical ability for other components within IRS to analyze trends in integrity matters on an organization, geographic and violation basis. ALERTS is a Servicewide automated data management and control system, containing information about disciplinary cases, benefits and compensation cases, agency and negotiated grievances, Inspection cases, negotiation issues, special projects and activities, third-party appeals/adjudications, unfair labor charges/complaints, and centralized employee tax compliance cases. The inclusion of these records is necessary for preparing the statistics required under TBOR 2.

The Customer Feedback System is maintained under section 6108 of the Internal Revenue Code and Section 1211 of Pub.L. 104-168, and unlike other IRS systems of records that do affect employees' rights, benefits, or entitlements this proposed system is prohibited from being used for any purpose involving the making of a determination about the individual to whom they pertain.

Accordingly, the information in this system will be exempted from disclosure provisions of the Privacy Act under (k)(4), and a proposed rule is being published separately in the **Federal Register**. The (k)(4) exemption protects the customer's identity from the