

**BJEPA-21****SYSTEM NAME:**

External Compliance Program  
Discrimination Complaint Files.

**SYSTEM LOCATION:**

Office of Civil Rights, Environmental  
Protection Agency, Ariel Rios Building,  
1200 Pennsylvania Avenue NW.,  
Washington, DC 20460.

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

Individuals who have filed, or had  
filed on their behalf, discrimination  
complaints against recipients of Federal  
financial assistance.

**CATEGORIES OF RECORDS IN THE SYSTEM:**

Letters or other documents initiating  
discrimination complaints,  
correspondence, internal memoranda  
and notes pertaining to the complaints;  
investigative reports and findings on the  
complaints; and related information  
concerning the complaints and  
investigations. A computerized case  
index includes cases by number,  
complainant (but not all complainants  
are identified because there are  
sometimes multiple complainants in a  
single case), and recipient.

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM  
(INCLUDES ANY REVISIONS OR AMENDMENTS):**

Title VI of the Civil Rights Act of  
1964, 42 U.S.C. 2000d *et seq.*; Title IX  
of the Education Amendments of 1972,  
20 U.S.C. 1681 *et seq.*; Section 504 of  
the Rehabilitation Act of 1973, 29 U.S.C.  
794; Federal Water Pollution Control  
Act Amendments of 1972 (Pub. L. 92-  
500, section 13), 33 U.S.C. 1251 note;  
Title III of the Age Discrimination Act  
of 1975, 42 U.S.C. 6101 *et seq.*; Title  
VIII of the Federal Fair Housing Act (42  
U.S.C. 3601); Executive Orders 11246  
(Sept. 24, 1965), 12250 (Nov. 2, 1980)  
and 12892 (Jan. 17, 1994); 40 CFR part  
7.

**PURPOSE(S):**

This file system is maintained to  
support and further the discrimination  
complaint process, including the  
investigation and resolution of  
complaints, and to assure compliance  
with the nondiscrimination laws by  
recipients of Federal financial  
assistance.

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

General Routine Uses A, C, D, E, F, G,  
H, I, and K apply to this system. Records  
may also be disclosed:

1. To the Department of Justice or  
other Federal and State agencies when  
necessary to complete an investigation,

enforce the nondiscrimination statutes  
set forth in the Authority section of this  
Notice, or assure proper coordination  
between Federal agencies.

2. To persons named as alleged  
discriminating officials to allow such  
persons the opportunity to respond to  
the allegations of discrimination made  
against them during the course of the  
discrimination complaint process.

3. To any potential source of  
information when necessary to obtain  
information relevant to an OCR  
investigation of a discrimination  
complaint, but only to the extent  
necessary to inform the source of the  
Purpose(s) of the request and to identify  
the type of information requested.  
Policies and Practices for Storing,  
Retrieving, Accessing, Retaining, and  
Disposing of Records in the System:  
*Storage:* File folders. An index of  
cases is maintained on a computer  
database.

*Retrievability:* By name, case file  
number, or other characteristic.

*Safeguards:* Computer records are  
maintained in a secure, password  
protected computer system. Paper  
records are maintained in lockable file  
cabinets. All records are maintained in  
secure, access-controlled areas or  
buildings.

*Retention and Disposal:* The record  
schedule for these records is currently  
under review and will be submitted to  
the National Archives and Records  
Administration. Proposed retention:  
Files are retained in the office for one  
year after the final decision is written,  
sent to the Federal Records Center for  
nine years, then destroyed.

**SYSTEM MANAGER(S) AND ADDRESS:**

Associate Director, Complaints  
Resolution and External Compliance  
Staff, Office of Civil Rights,  
Environmental Protection Agency, Ariel  
Rios Building, 1200 Pennsylvania  
Avenue NW., Washington, DC 20460.

**NOTIFICATION PROCEDURES:**

Any individual who wants to know  
whether this system of records contains  
a record about him or her, who wants  
access to his or her record, or who  
wants to contest the contents of a  
record, should make a written request to  
the System Manager.

**ACCESS PROCEDURE:**

To the extent permitted under the  
Privacy Act of 1974, 5 U.S.C. 552a(k)(2),  
this system has been exempted from the  
provisions of the Privacy Act of 1974  
that permit access and correction.  
However, EPA may, in its discretion,  
fully grant individual requests for access  
and correction if it determines that the

exercise of these rights will not interfere  
with an interest that the exemption is  
intended to protect. The exemption  
from access is limited in some instances  
by law to information that would reveal  
the identity of a confidential source.  
Requesters will be required to provide  
adequate identification, such as a  
driver's license, employee identification  
card, or other identifying document.  
Additional identification procedures  
may be required in some instances.

**CONTESTING PROCEDURE:**

Requests for correction or amendment  
must identify the record to be changed  
and the corrective action sought.  
Complete EPA Privacy Act procedures  
are set out in 40 CFR part 16.

**RECORD SOURCE CATEGORIES:**

Complainants, recipients, witnesses,  
EPA investigators and/or contract  
investigators, other EPA personnel, and  
other persons with information relevant  
to the case.

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

Pursuant to 5 U.S.C. 552a(k)(2), this  
system is exempt from the following  
provisions of the Privacy Act of 1974,  
subject to the limitations set forth in  
that subsection: 5 U.S.C. 552a(c)(3), (d),  
and (e)(1).

[FR Doc. 04-20677 Filed 9-13-04; 8:45 am]

BILLING CODE 6560-50-P

**EQUAL EMPLOYMENT OPPORTUNITY  
COMMISSION****Sunshine Act Meeting**

**DATE AND TIME:** Friday, September 17,  
2004, 10 a.m. Eastern Time.

**PLACE:** Clarence M. Mitchell, Jr.  
Conference Room on the Ninth Floor of  
the EEOC Office Building, 1801 "L"  
Street, NW., Washington, DC 20507.

**STATUS:** The meeting will be open to the  
public.

**MATTERS TO BE CONSIDERED:****OPEN SESSION:**

1. Announcement of Notation Votes,  
and
2. Obligation of Funds for EEOC  
National Contact Center.

**Note:** In accordance with the Sunshine Act,  
this meeting will be open to public  
observation of the Commission's  
deliberations and voting. (In addition to  
publishing notices on EEOC Commission  
meetings in the **Federal Register**, the  
Commission also provides a recorded  
announcement a full week in advance on  
future Commission sessions.)

Please telephone (202) 663-7100  
(voice) and (202) 663-4074 (TTY) at any

time for information on these meetings.  
*Contact Person For More Information:*  
 Stephen Llewellyn, Acting Executive  
 Officer on (202) 663-4070.

Dated: September 10, 2004.

**Stephen Llewellyn,**

*Acting Executive Officer, Executive  
 Secretariat.*

[FR Doc. 04-20792 Filed 9-10-04; 1:53 pm]

**BILLING CODE 6750-06-M**

## EXECUTIVE OFFICE OF THE PRESIDENT

### Office of Administration; Notice of Meeting of the Commission on the Intelligence Capabilities of the United States Regarding Weapons of Mass Destruction

**ACTION:** Notice.

**SUMMARY:** The Commission on the Intelligence Capabilities of the United States Regarding Weapons of Mass Destruction ("Commission") will meet in closed session on Wednesday, September 29, 2004, and Thursday, September 30, 2004, in its offices in Arlington, Virginia.

Executive Order 13328 established the Commission for the purpose of assessing whether the Intelligence Community is sufficiently authorized, organized, equipped, trained, and resourced to identify and warn in a timely manner of, and to support the United States Government's efforts to respond to, the development of Weapons of Mass Destruction, related means of delivery, and other related threats of the 21st Century. This meeting will consist of briefings and discussions involving classified matters of national security, including classified briefings from representatives of agencies within the Intelligence Community; Commission discussions based upon the content of classified intelligence documents the Commission has received from agencies within the Intelligence Community; and presentations concerning the United States' intelligence capabilities that are based upon classified information. While the Commission does not concede that it is subject to the requirements of the Federal Advisory Committee Act (FACA), 5 United States Code Appendix 2, it has been determined that the September 29-30 meeting would fall within the scope of exceptions (c)(1) and (c)(9)(B) of the Sunshine Act, 5 United States Code, Sections 552b(c)(1) & (c)(9)(B), and thus could be closed to the public if FACA did apply to the Commission.

**DATES:** Wednesday, September 29, 2004 (9 a.m. to 5 p.m.) and Thursday, September 30, 2004. (9 a.m. to 2 p.m.).

**ADDRESSES:** Members of the public who wish to submit a written statement to the Commission are invited to do so by facsimile at (703) 414-1203, or by mail at the following address: Commission on the Intelligence Capabilities of the United States Regarding Weapons of Mass Destruction, Washington, DC, 20503. Comments also may be sent to the Commission by e-mail at *comments@wmd.gov*.

**FOR FURTHER INFORMATION:** Contact Brett C. Gerry, Associate General Counsel, Commission on the Intelligence Capabilities of the United States Regarding Weapons of Mass Destruction, by facsimile, or by telephone at (703) 414-1200.

**Victor E. Bernson, Jr.,**

*Executive Office of the President, Office of  
 Administration, General Counsel.*

[FR Doc. 04-20764 Filed 9-13-04; 8:45 am]

**BILLING CODE 3130-W4-P**

## FEDERAL COMMUNICATIONS COMMISSION

### Notice of Public Information Collection(s) Being Reviewed by the Federal Communications Commission, Comments Requested

September 7, 2004.

**SUMMARY:** The Federal Communications Commission, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the following information collection(s), as required by the Paperwork Reduction Act (PRA) of 1995, Public Law 104-13. An agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number. Comments are requested concerning (a) whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission's burden estimate; (c) ways to enhance the quality, utility and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated

collection techniques or other forms of information technology.

**DATES:** Written Paperwork Reduction (PRA) comments should be submitted on or before October 14, 2004. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

**ADDRESSES:** Direct all Paperwork Reduction Act (PRA) comments to Judith B. Herman, Federal Communications Commission, Room 1-C804, 445 12th Street, SW., Washington, DC 20554 or via the Internet to *Judith-B.Herman@fcc.gov*.

**FOR FURTHER INFORMATION CONTACT:** For additional information or copies of the information collection(s), contact Judith B. Herman at 202-418-0214 or via the Internet at *Judith-B.Herman@fcc.gov*.

#### SUPPLEMENTARY INFORMATION:

*OMB Control Number:* 3060-0654.

*Title:* Application for a Multipoint Distribution Service Authorization.

*Form No.:* FCC Form 304.

*Type of Review:* Revision of a currently approved collection.

*Respondents:* Business or other for-profit.

*Number of Respondents:* 200.

*Estimated Time per Response:* 1 hour.

*Frequency of Response:* On occasion reporting requirement.

*Total Annual Burden:* 200 hours.

*Total Annual Cost:* \$604,000.

*Privacy Act Impact Assessment:* Not applicable.

*Needs and Uses:* FCC Form 304 is used by existing Multipoint Distribution (MDS) operators to modify their stations or to add a signal booster station. It is also used by some winning bidders in the competitive bidding process to propose facilities to provide wireless cable service over any usable MDS channels within their Basic Trading Area (BTA). This collection of information also includes the burden for the technical rules involving the interference or engineering analysis and service requirements under Sections 21.902, 21.913, and 21.938. These analyses will not be submitted with the application but will be retained by the operator and must be made available to the Commission upon request. The data is used by FCC staff to ensure that the applicant is legally, technically and otherwise qualified to become a Commission licensee. MDS/ Instructional Television Fixed Service (ITFS) applicants/licensees will need this information to perform the necessary analyses of the potential for harmful interference to their facility.

The Commission is now revising this form to request additional information