

Department to track the time spent litigating court cases and for providing legal services.

DATES: Persons wishing to comment on this new systems of records may do so by July 25, 1995.

EFFECTIVE DATE: Unless there is a further notice in the **Federal Register**, this new system of records and the amendment to the existing system will become effective on August 9, 1995.

ADDRESSES: Written comments may be mailed or delivered to Robert A. Shapiro, Associate Solicitor, Division of Legislation and Legal Counsel, 200 Constitution Avenue, NW., Room N-2428, Washington, DC 20210.

FOR FURTHER INFORMATION CONTACT: Miriam McD. Miller, Co-Counsel for Administrative Law, Office of the Solicitor, Department of Labor, 200 Constitution Avenue, NW., Room N-2428, Washington, DC 20210, telephone (202) 219-8188.

SUPPLEMENTARY INFORMATION: Pursuant to section three of the Privacy Act of 1974 (5 U.S.C. 552a(e)(4)), hereinafter referred to as the Act, the Department hereby publishes notice of a new system of records currently maintained pursuant to the Act. This document supplements this Department's last publication in full of all of its Privacy Act systems of records. On September 23, 1993, in volume 58 at page 49548 of the **Federal Register**, we published a notice of all 138 systems of records which were maintained under the Act. Of those 138 systems, there were 37 new systems. On April 15, 1994 (59 FR 18156) the Department published two new systems, which brings the total of system of records to 140. On May 10, 1995 (60 FR 24897) the Department published one new system, which brings the total of systems of records to 141.

1. The new system presented herein is entitled DOL/ILAB-2, Senior Technical Assistance Register (STAR). The system contains the names, addresses and related information of individuals who are offering unpaid assistance to ILAB in carrying out technical assistance in developing counties. The purpose of the system is to provide for the collection and maintenance of information on these individuals who can offer expert advice to developing nations.

2. The Department also hereby proposes to amend an existing system of records, DOL/SOL-7, Solicitor's Legal Activity Recordkeeping System, in order to revise a number of categories, such as Categories of Individuals Covered, Categories of Records, Purpose and Routine Uses. The purpose and effect of the revisions will enable the Department

to track the time spent on litigating court cases and for providing other legal services. This tracking will assist the Department to prepare budget submissions and to assist in allocating resources within the Office of the Solicitor. In a related matter, the revision will add paralegal specialists as a newly covered group of employees. The revision will also make certain non-substantive revisions to the Categories for System Manager and System Location.

Universal Routine Uses

In its September 23, 1993 publication, the Department gave notice of eleven paragraphs containing routine uses which apply to all of its systems of records, except for DOL/OASAM-5 and DOL/OASAM-7. There eleven paragraphs were presented in the General Prefatory Statement for that document, and it appeared at pages 49554-49555 of volume 58 of the **Federal Register**. Those eleven paragraphs were republished in an April 15, 1994 document in order to correct grammatical mistakes in the September 23, 1993 version. In the May 10, 1995 publication the General Prefatory Statement was again republished as a convenience to the reader of the document. At this time we are again republishing the May 10, 1995 version of the General Prefatory Statement as a convenience to the reader of this document.

The public, the Office of Management and Budget (OMB), and the Congress are invited to submit written comments on this new system. A report on this new system has been provided to OMB and to the Congress as required by OMB Circular A-130, Revised, and 5 U.S.C. 552a(r).

General Prefatory Statement

The following routine uses apply to and are incorporated by reference into each system of records published below unless the text of a particular notice of a system of records indicates otherwise. These routine uses do not apply to DOL/OASAM-5 Rehabilitation and Counseling File nor to DOL/OASAM-7 Employee Medical Records.

1. It shall be a routine use of the records in this system of records to disclose them to the Department of Justice when: (a) The agency or any component thereof; or (b) any employee of the agency in his or her official capacity where the Department of Justice has agreed to represent the employee; or (c) the United States Government, is a party to litigation or has an interest in such litigation, and by careful review, the agency determines

that the records are both relevant and necessary to the litigation and the use of such records by the Department of Justice is therefore deemed by the agency to be for a purpose that is compatible with the purpose for which the agency collected the records.

2. It shall be a routine use of the records in this system of records to disclose them in a proceeding before a court or adjudicative body, when: (a) The agency or any component thereof; or (b) any employee of the agency in his or her official capacity; or (c) any employee of the agency in his or her individual capacity where the agency has agreed to represent the employee; or (d) the United States Government, is a party to litigation or has an interest in such litigation, and by careful review, the agency determines that the records are both relevant and necessary to the litigation and the use of such records is therefore deemed by the agency to be for a purpose that is compatible with the purpose for which the agency collected the records.

3. 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 statute or particular program statute, or by regulation, rule, or order issued pursuant thereto, disclosure may be made to the appropriate agency, whether Federal, foreign, State, local, or tribal, or other public authority responsible for enforcing, investigating or prosecuting such violation or charged with enforcing or implementing the statute, or rule, regulation, or order issued pursuant thereto, if the information disclosed is relevant to any enforcement, regulatory, investigative or prosecutive responsibility of the receiving entity, and by careful review, the agency determines that the records are both relevant and necessary to the litigation and the use of such records is therefore deemed by the agency to be for a purpose that is compatible with the purpose for which the agency collected the records.

4. A record from this system of records may be disclosed to a Member of Congress or to a Congressional staff member in response to an inquiry of the Congressional office made at the written request of the constituent about whom the record is maintained.

5. Records from this system of records may be disclosed to the National Archives and Records Administration or to the General Services Administration for records management inspections conducted under 44 U.S.C. 2904 and 2906.