

**DEPARTMENT OF HEALTH AND HUMAN SERVICES****Centers for Disease Control and Prevention****Disease, Disability, and Injury Prevention and Control Special Emphasis Panel: Economic Studies of Vaccines and Immunization Policies, Programs and Practices, Program Announcement Number 04092**

In accordance with Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), the Centers for Disease Control and Prevention (CDC) announces the following meeting:

*Name:* Disease, Disability, and Injury Prevention and Control Special Emphasis Panel: Economic Studies of Vaccines and Immunization Policies, Programs and Practices, Program Announcement Number 04092.

*Times and Dates:* 1 p.m.–1:20 p.m., June 28, 2004 (Open). 1:20 p.m.–5 p.m., June 28, 2004 (Closed).

*Place:* Teleconference number 1.888.469.3149, Pass Code 55672.

*Status:* Portions of the meeting will be closed to the public in accordance with provisions set forth in section 552b(c) (4) and (6), Title 5 U.S.C., and the Determination of the Director, Management Analysis and Services Office, CDC, pursuant to Public Law 92-463.

*Matters to be Discussed:* The meeting will include the review, discussion, and evaluation of applications received in response to Program Announcement Number 04092.

**FOR FURTHER INFORMATION CONTACT:** Beth Gardner, National Immunization Program, CDC, 1600 Clifton Road, NE, MS-E05, Atlanta, GA 30333, Telephone 404.639.6101.

The Director, Management Analysis and Services Office, has been delegated the authority to sign **Federal Register** notices pertaining to announcements of meetings and other committee management activities, for both CDC and the Agency for Toxic Substances and Disease Registry.

Dated: May 26, 2004.

**Alvin Hall,**

*Director, Management Analysis and Services Office, Centers for Disease Control and Prevention (CDC).*

[FR Doc. 04-12566 Filed 6-2-04; 8:45 am]

**BILLING CODE 4163-18-P**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES****Administration for Children and Families****Office of Child Support Enforcement****Privacy Act of 1974; Amended System of Records**

**AGENCY:** Office of Child Support Enforcement, ACF, HHS.

**ACTION:** Notice of amended system of records.

**SUMMARY:** In accordance with the requirements of the Privacy Act of 1974 (5 U.S.C. 552a), the Office of Child Support Enforcement (OCSE) is publishing notice of its amendment of its systems of records entitled "The Location and Collection System", No. 09-90-0074.

**DATES:** HHS invites interested parties to submit comments on the proposed notice by July 6, 2004. As required by the Privacy Act (5 U.S.C. 552a(r)), HHS on May 25, 2004 sent a report of an Amended System to the Committee on Government Reform and Oversight of the House of Representatives, the Committee on Governmental Affairs of the Senate, and the Office of Management and Budget. The amendments described in this notice are effective upon publication unless HHS receives comments that would result in a contrary determination.

**ADDRESSES:** Please address comments to: Donna Bonar, Associate Commissioner, Office of Automation and Program Operations, Office of Child Support Enforcement, Administration for Children and Families, 370 L'Enfant Promenade, SW., 2nd Floor West, Washington, DC 20447, (202) 401-9271.

Comments received will be available for inspection at the address specified above from 9 a.m. to 5 p.m., Monday through Friday.

**FOR FURTHER INFORMATION CONTACT:** Donna Bonar, Director, Division of Program Operations, Office of Child Support Enforcement, Administration for Children and Families, 370 L'Enfant Promenade, SW., 4th Floor East, Washington, DC 20447, (202) 401-9271.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that the Office of Child Support Enforcement (OCSE) is amending one of its Systems of Records, "The Location and Collection System of Records" (LCS), No. 09-90-0074, last published at 65 FR 57817 on September 26, 2000.

First, consistent with sections 453(j)(7) of the Social Security Act (the Act) as amended by Pub. L. 108-199,

the National Directory of New Hires (NDNH) will be used by the Department of Housing and Urban Development for the purpose of verifying the employment and income of individuals receiving benefits under certain enumerated programs, and, after removal of personal identifiers, to conduct analysis of the employment and income reporting of these individuals. Second, we have added a routine use to clarify that OCSE shares information with private individuals and companies who are under contract with OCSE for the purpose of operating the Location and Collection System.

Dated: May 25, 2004.

**Sherri Z. Heller,**  
*Commissioner.*

**09-90-0074**

**SYSTEM NAME:**

Location and Collection System of Records, HHS, OCSE.

**SECURITY CLASSIFICATION:**

None.

**SYSTEM LOCATION:**

Office of Child Support Enforcement, 370 L'Enfant Promenade, SW., 2nd Floor West, Washington, DC 20447; Social Security Administration, 6200 Security Boulevard, Baltimore, Maryland 21235.

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

Records are maintained to locate individuals for the purpose of establishing parentage, establishing, setting the amount of, modifying, or enforcing child support obligations, or enforcing child custody or visitation orders, and may include (1) information on, or facilitate the discovery of, or the location of any individuals: (A) Who are under an obligation to pay child support or provide child custody or visitation rights; (B) against whom such an obligation is sought; (C) to whom such an obligation is owed including the individual's Social Security number (or numbers) (SSN), most recent address, and the name, address, and employer identification number of the individual's employer; and (D) who have or may have parental rights with respect to a child; (2) information on the individual's wages (or other income) from, and benefits of, employment (including rights to enrollment in group health care coverage); (3) information on the type, status, and amount of any assets or debts owed to or by such an individual; and (4) information on certain Federal disbursements payable to a delinquent obligor which may be

offset for the purpose of collecting past-due child support.

**CATEGORIES OF RECORDS IN THE SYSTEM:**

Specific records retained in the LCS system are: The name of noncustodial or custodial parent or child, Social Security number (when available), date of birth, place of birth, sex code, State case identification number, local identification number (State use only), State or locality originating request, date of origination, type of case (Temporary Aid to Needy Families (TANF), non-TANF full-service, non-TANF locate only, parental kidnapping); home address, mailing address, type of employment, work location, annual salary, pay rate, quarterly wages, medical coverage, benefit amounts, type of military service (Army, Navy, Marines, Air Force, not in service), retired military (yes or no), Federal employee (yes or no), recent employer's address, known alias (last name only), date requests sent to State and Federal agencies or departments (SSA, Treasury, DoD/OPM, VA, USPS, FBI, and SESAs), dates of Federal agencies' or departments' responses, date of death, record identifier; employee's SSN, SSN verification indicator and any corrected SSN, employee first name, middle name, last name, employee address(es), date of birth (optional), employee date of hire (optional), employee State of hire, wage amount, quarter paid, reporting period; employer name, Federal Employer Identification Number or Federal Information Processing System (FIPS) Code, State Employee Identification Number of FIPS Code, employer address, employer foreign address, employer optional address, and employer optional foreign address; multistate employer name, address and Federal Identification Number; employee SSN, employee first name, middle name, last name, employee address(es), date of birth (optional), date of hire (optional), State of hire (optional), employee wage amount, quarter paid, reporting period; unemployment insurance record identifier, claimant SSN, SSN verification indicator and any corrected SSN; claimant first name, middle name, claimant address, SSA/VA benefit amount, unemployment insurance benefits amount, reporting period, quarter paid, payer State, date report processed; State code, local code, case number, arrearage amount, collection amount, adjustment amount, return indicator, transfer State, street address, city and State, zip code 4, total debt, number of adjustments, number of collections, net amount, adjustment year, tax period for offset, type of offset,

offset amount, submitting State FIPS, locate code, case ID number, case type, and court/administrative order indicator. Records used to aid State Child Support Enforcement agencies in obtaining information from multistate financial institutions may include institution name(s), name control, Taxpayer Identification Number(s), year, month, service bureau indicator, transfer agent indicator, foreign corporation indicator, reporting agent/transmitter, address(es), file indicator, record type, payee last name control, SSN(s), payee account number, account full legal title (optional), payee foreign country indicator (optional), payee names, addresses, account balances (optional), trust fund indicator, account balance indicator (optional), account update indicator, account type, date of birth. Individuals will be fully informed of the uses and disclosures of their records.

**AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**

Legal authority for maintenance of the system is contained in sections 452 and 453 of the Social Security Act that require the Secretary of the Department of Health and Human Services to establish and conduct the Federal Parent Locator Service, a computerized national location network which provides location and asset information, including addresses and social security numbers to authorized persons, primarily for the purposes of establishing and collecting child support obligations.

**PURPOSES:**

The primary purpose of the Location and Collection System is to improve States' abilities to locate parents and collect child support.

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

The routine uses of records maintained in the LCS are as follows: (1) Request the most recent home and employment addresses and SSN of the noncustodial or custodial parents from any State or Federal government department, agency or instrumentality which might have such information in its records; (2) provide the most recent home and employment addresses and SSN to State Child Support Enforcement (CSE) agencies under agreements covered by section 463 of the Act (42 U.S.C. 663) for the purpose of locating noncustodial parents or children in connection with activities by State courts and Federal attorneys and agents charged with making or enforcing child custody determinations or conducting

investigations, enforcement proceedings or prosecutions concerning the unlawful taking or restraint of children; (3) provide the most recent home and employment addresses and SSN to agents and attorneys of the United States, involved in activities in States which do not have agreements under section 463 of the Act for purposes of locating noncustodial parents or children in connection with Federal investigations, enforcement proceedings or prosecutions involving the unlawful taking or restraint of children; (4) provide to the State Department the name and SSN of noncustodial parents in international child support cases, and in cases involving the Hague Convention on the Civil Aspects of International Child Abduction; (5) provide to State agencies data in the NDNH portion of this system for the purpose of administering the Child Support Enforcement program and the Temporary Assistance for Needy Families (TANF) program; (6) provide to the Commissioner of Social Security information for the purposes of verifying reported SSNs, verifying eligibility and/or payment amounts under the Supplemental Security Income (SSI) program, and for other purposes; (7) provide to the Secretary of the Treasury information in the NDNH portion of this system for purposes of administering advance payments of the earned income tax credit and verifying a claim with respect to employment in a tax return; (8) provide to researchers new hire data for research efforts that would contribute to the TANF and CSE programs. Information disclosed may not contain personal identifiers; (9) provide to State CSE agencies, or any agent of an agency that is under contract with the State CSE agency, information which will assist in locating individuals for the purposes of establishing paternity and for establishing, modifying, and enforcing child support obligations; (10) disclose to authorized persons as defined in section 463(d)(2) of the Act (42 U.S.C. 663(d)(2)) records for the purpose of locating individuals and enforcing child custody and visitation orders; (11) disclose to the State agency administering the Medicaid, Unemployment Compensation, Food Stamp, Supplemental Security Income (SSI) and territorial cash assistance programs new hire information for income eligibility verification; (12) disclose to State agencies administering unemployment and worker's compensation programs new hire information to assist in determining the allowability of claims; (13) disclose

information to the Treasury Department in order to collect past due child support obligation via offset of tax refunds and certain Federal payments such as: Federal salary, wage and retirement payments; vendor payments; expense reimbursement payments, and travel payments; (14) disclose to the Secretary of State information necessary to revoke, restrict, or deny a passport to any person certified by State CSE agencies as owing a child support arrearage in an amount specified in section 452(k) of the Act; and (15) disclose to States information pertaining to multistate financial institutions which has been provided by such institutions in order to aid State CSE agencies; (16) disclose to the Department of Education information in the NDNH portion of this system for purposes of enforcing obligations on loans under title IV of the Higher Education Act of 1965 that are in default or for collecting overpayments of grants awarded under this Act; (17) Disclose to the Department of Housing and Urban Development information in the NDNH portion of this system for purposes of verifying employment and income of individuals participating in specified programs and, after removal of personal identifiers, to conduct analyses of the employment and income reporting of these individuals; and (18) Disclose information to private individuals or companies under contract with OCSE for the purpose of maintaining the LCS.

**DISCLOSURE TO CONSUMER REPORTING AGENCIES:**

None.

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

**STORAGE:**

The Location and Collection System records are maintained on disc and computer tape, and hard copy.

**RETRIEVABILITY:**

System records can be accessed by either a State assigned case identification number or Social Security Number.

**SAFEGUARDS:**

1. Authorized Users: All requests from the State IV-D Agency must certify that: (1) They are being made to locate noncustodial and custodial parents for the purpose of establishing paternity or securing child support, or in cases involving parental kidnapping or child custody and visitation determinations and for no other purpose; (2) the State IV-D agency has in effect protective measures to safeguard the personal

information being transferred and received from the Federal Parent Locator Service; and (3) the State IV-D Agency will use or disclose this information for the purposes prescribed in 45 CFR 303.70.

2. Physical Safeguards: For computerized records electronically transmitted between Central Office and field office locations (including organizations administering HHS programs under contractual agreements), safeguards include a lock/unlock password system. All input documents will be inventoried and accounted for. All inputs and outputs will be stored in a locked receptacle in a locked room. All outputs will be labeled "For Official Use Only" and treated accordingly.

3. Procedural and Technical Safeguards: All Federal and State personnel and contractors are required to take a nondisclosure oath. A password is required to access the terminal. All microfilm and paper files are accessible only by authorized personnel who have a need for the information in the performance of their official duties. These practices are in compliance with the standards of Chapter 45-13 of the HHS General Administration Manual, "Safeguarding Records Contained in Systems of Records," and the Department's Automated Information System Security Program Handbook.

**RETENTION AND DISPOSAL:**

Quarterly wage data and unemployment data supplied to the LCS which, within 12 months, has not produced a match as a result of any information comparison will not thereafter be used for child support enforcement purposes. Quarterly wages and unemployment data and new hire information will be deleted from the database 24 months after the date of entry. An information comparison will be retained for 24 months. Sample data will be retained only long enough to complete research authorized under section 453(j)(5) of the Act. Tax refund and administrative offset information will be maintained for six years in an active master file for purposes of collection and adjustment. After this time, records of cases for which there was no collection will be destroyed. Records of cases with a collection will be stored on-line in an inactive master file. Records pertaining to passport denial will be updated and/or deleted as obligors meet satisfactory restitution or other State approved arrangements. Records of information provided to authorized users will be maintained only long enough to communicate the

information to the appropriate State or Federal agent. Thereafter, the information provided will be destroyed. However, records pertaining to the disclosures, which include information provided by States, Federal agencies contacted, and an indication of the type(s) of information returned, will be stored on a history tape and in hard copy for five years and then destroyed. Records of information provided by financial institutions for the purpose of facilitating matches will be maintained only long enough to communicate the information to the appropriate State agent. Thereafter, the information provided will be destroyed. However, records pertaining to the disclosures, which include information provided by States, Federal agencies contacted, and an indication of the type(s) of information returned, will be stored on a history tape and in hard copy for five years and then destroyed.

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

Associate Commissioner for Automation and Program Operations, Office of Child Support Enforcement, Administration for Children and Families, 370 L'Enfant Promenade, SW., 2nd Floor West, Washington, DC 20447.

**NOTIFICATION PROCEDURES:**

To determine if a record exists, write to the Systems Manager at the address listed above. The Privacy Act provides that, except under certain conditions specified in the law, only the subject of the records may have access to them. All requests must be submitted in the following manner: identify the system of records you wish to have searched, have your request notarized to verify your identity, indicate that you are aware that the knowing and willful request for or acquisition of a Privacy Act record under false pretenses is a criminal offense subject to a \$10,000 fine. Your letter must also provide sufficient particulars to enable OCSE to distinguish between records on subject individuals with the same name.

**RECORD ACCESS PROCEDURES:**

Write to the Systems Manager specified above to attain access to records. Requesters should provide a detailed description of the record contents they are seeking.

**CONTESTING RECORD PROCEDURE:**

Contact the official at the address specified under System Manager above, and identify the record and specify the information to be contested and corrective action sought with supporting justification to show how the record is inaccurate, incomplete, untimely, or irrelevant.

**RECORD SOURCE CATEGORIES:**

Information is obtained from departments, agencies, or instrumentalities of the United States or any State and from multi-state financial institutions.

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

None.

[FR Doc. 04-12506 Filed 6-2-04; 8:45 am]

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**DEPARTMENT OF HEALTH AND HUMAN SERVICES****Food and Drug Administration**

[Docket No. 2004N-0246]

**Agency Emergency Processing Under OMB Review; Experimental Study of Petitioned Health Claims on Glucosamine and Chondroitin Sulfate**

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Notice.

**SUMMARY:** The Food and Drug Administration (FDA) is announcing that a proposed collection of information has been submitted to the Office of Management and Budget (OMB) for emergency processing under the Paperwork Reduction Act of 1995 (the PRA). The proposed collection of information is in response to a petition for health claims for glucosamine and chondroitin sulfate. The study examines various petitioned health claims about the effect of glucosamine and chondroitin sulfate on osteoarthritis. The goal of the study is to determine if certain claims about glucosamine and/or chondroitin (the "product") and the reduction of risk of specific outcomes related to osteoarthritis, namely joint degradation and cartilage deterioration, create misperceptions on the part of consumers about the intended use of the product.

**DATES:** Fax written comments on the collection of information by July 6, 2004. FDA is requesting approval of this emergency processing by July 6, 2004.

**ADDRESSES:** OMB is still experiencing significant delays in the regular mail, including first class and express mail, and messenger deliveries are not being accepted. To ensure that comments on the information collection are received, OMB recommends that comments be faxed to the Office of Information and Regulatory Affairs, OMB, Attn: Fumie Yokota, Desk Officer for FDA, FAX: 202-395-6974.

**FOR FURTHER INFORMATION CONTACT:** Peggy Robbins, Office of Management

Programs (HFA-250), Food and Drug Administration, 5600 Fishers Lane, Rockville, MD 20857, 301-827-1223.

**SUPPLEMENTARY INFORMATION:** FDA is requesting emergency processing of this proposed collection of information under section 3507(j) of the PRA (44 U.S.C. 3507(j) and 5 CFR 1320.13). The information is critical to the agency's mission of regulating health claims on dietary supplements. FDA has received petitions for new health claims for glucosamine and chondroitin sulfate. Unlike traditional health claims that promote the ability of a product to reduce the risk of a particular disease, the petitioned claims promote the ability of the product to reduce the risk of a specific health outcome without mention of an associated disease.

Traditionally, a health claim states how a product will reduce the risk of contracting a particular disease. An example of this type of claim would include "Eating a diet rich in fruits and vegetables may reduce the risk of cancer." Here, the statement clearly defines the product (fruits and vegetables), its risk-reducing effect, and the disease upon which it may be effective (cancer). The petitioned claims, however, do not employ the standard structure as traditional health claims.

The petitioned claims are designed as health claims, in that they promote the risk reducing effect of glucosamine and chondroitin sulfate. The claims neglect, however, to mention the specific disease risk, or the risk of osteoarthritis, that the product intends to reduce. Instead, the claims mention symptoms, modifiable risk factors, and surrogate endpoints of the disease. An example of these claims is "Glucosamine and chondroitin sulfate may reduce the risk of joint degradation." The petitioned claims to be examined resemble health claims by their use of language concerning the reduction of risk. Yet they employ terminology suggestive of modifiable risk factors of the disease, which are elements not traditionally found in health claims. It is not clear how consumers will interpret these claims. The agency is concerned that the label language may cause consumers to interpret the claims in such a way that would suggest it has an effect on the disease or condition other than risk reduction.

Consumer research is needed to test consumer's perceptions of claims that promote risk reduction of contracting a symptom or a modifiable risk factor for a disease. Despite the verbiage within the claim about risk reduction, the presence of health conditions without

mention of a disease may cause consumers to believe that the product will treat the health condition rather than reduce risk. If consumers disregard language concerning the reduction of risk and interpret the claim as one that promotes a treatment effect, then the claim language has created a misperception on the part of the consumer. The result is that consumer's interpret the claim as a treatment claim rather than a health claim.

FDA invites comments on: (1) Whether the proposed collection of information is necessary for the proper performance of FDA's functions, including whether the information will have practical utility; (2) the accuracy of FDA's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques, when appropriate, and other forms of information technology.

**Experimental Study of Petitioned Health Claims on Glucosamine and Chondroitin Sulfate**

FDA is requesting OMB approval of an experimental study of petitioned health claims on glucosamine and chondroitin sulfate. The study examines various petitioned health claims about the effect of glucosamine and chondroitin sulfate on osteoarthritis. The goal of the study is to determine if certain claims about glucosamine/ chondroitin (the "product") and the reduction of risk of specific outcomes related to osteoarthritis, namely joint degradation and cartilage deterioration, create misperceptions on the part of consumers about the intended use of the product. Results of the study will inform the Center for Food Safety and Applied Nutrition decision making process, particularly as it concerns the approval of the use of these claims. The results may also assist in future decisions toward other claims that bear similar characteristics.

The need for consumer research on various dietary supplement claims arises over a concern that consumer's may misinterpret or misperceive a health claim as a treatment claim when the claim does not clearly refer to a specific disease. Traditional health claims for dietary supplements promote the ability of a product to reduce the risk of a particular disease. However, new claims about products promote the ability of a product to reduce the risk of