

Decree. Crown Cork & Seal is also required under the Consent Decree to conduct internal environmental management training in accordance with the schedule set forth in the Consent Decree. Stipulated penalties may be imposed in the event Crown Cork & Seal does not comply with the requirements of the Consent Decree.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Crown Cork & Seal Company, Inc.*, D.J. Ref. 90-5-2-1-1383.

The proposed Consent Decree may be examined at the Office of the United States Attorney, Northern District of Mississippi, 911 West Jackson Avenue, Oxford, Mississippi, and at Region IV, Office of the Environmental Protection Agency, 345 Courtland Street NE., Atlanta, Georgia 30365 and at the Consent Decree Library, 1120 G Street NW., 4th Floor, Washington, DC 20005, (202) 624-0892. A copy of the proposed Consent Decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street NW., 4th Floor, Washington, DC 20005. In requesting a copy, please enclose a check in the amount of \$3.75 (25 cents per page reproduction cost) payable to the Consent Decree Library.

John C. Cruden,

Chief, Environmental Enforcement Section,
Environment and Natural Resources Division.

[FR Doc. 93-27766 Filed 11-10-93; 8:45 am]

BILLING CODE 4410-01-M

Lodging of Consent Decree Pursuant to the Clean Air Act; *United States v. Western Mobile New Mexico, Inc.*

In accordance with Departmental policy, 28 CFR 50.7, notice is hereby given that a proposed consent decree in *United States v. Western Mobile New Mexico, Inc.*, Civil Action No. 93-1228 LH, was lodged on October 20, 1993 with the United States District Court for the District of New Mexico. Western Mobile New Mexico, Inc. operates a rock crushing facility on the Sandia Pueblo Indian Lands near the City of Albuquerque, New Mexico. A civil complaint filed simultaneously with the lodging of this proposed consent decree alleges that Western Mobile violated New Source Performance Standards by failing to give notice to the Administrator of the United States Environmental Protection Agency of its

intent to modify its facility, failed to notify the Administrator of the intended and actual startup dates of the facility and failed to conduct performance testing of its facility to ensure compliance with applicable emission standards found in 40 CFR part 60, subpart 000.

The proposed consent decree requires Western Mobile to pay a civil penalty of \$30,000 and to conduct the required performance testing.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed consent decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Western Mobile New Mexico, Inc.*, DOJ Ref. #90-5-2-1-1435.

The proposed consent decree may be examined at the Office of the United States Attorney, 625 Silver SW., 4th Floor, Albuquerque, New Mexico; the Region 6 Office of the Environmental Protection Agency, 1445 Ross Avenue, Dallas, Texas; and at the Consent Decree Library, 1120 G Street NW., 4th Floor, Washington, DC 20005. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$3.75 (25 cents per page reproduction costs), payable to the Consent Decree Library.

John C. Cruden,

Chief, Environmental Enforcement Section,
Environment and Natural Resources Division.

[FR Doc. 93-27769 Filed 11-10-93; 8:45 am]

BILLING CODE 4410-01-M

[AAG/A Order No. 80-93]

Privacy Act of 1974; Modified Systems

On February 13, 1989 (54 FR 6622 and 6623), the Department published notice of two new Privacy Act systems of records which would assist in its efforts to collect overdue debts owed to the United States. The new systems, published pursuant to the requirements of the Privacy Act of 1974 (5 U.S.C. 552a), were entitled "Debt Collection Enforcement System, JUSTICE/USA-015, and "Debt Collection Management System, JUSTICE/JMD-006." The enforcement system was established to cover Privacy Act records used in debt collection efforts by contract private counsel and United States Attorneys (USAs) in ten selected judicial districts

on a pilot project basis.¹ The management system was established to provide litigation/administrative support to the pilot districts by (1) serving as an automated database for debt collection litigation, (2) performing such administrative functions as reconciling Department and client agency records, maintaining account data and managing the contract private counsel portfolios, etc., and (3) creating an automated inventory of debt cases received from client Federal agencies and assigned to contract private counsel and to USAs in the ten pilot districts.

The Department has modified both systems of records. Modifications include additional clarity regarding the purpose of the systems and the categories or records covered there. Modifications also reflect (1) that the pilot program will now cover 15 judicial districts and (2) that an automated data base has been added which will enable the Justice Management Division's Central Intake Facility to (a) assign cases to the USAs in the remaining 79 non-pilot districts, (b) provide an automated inventory of debt collection cases in the non-pilot districts, similar to that provided for the pilot districts, and (c) provide "summary level" data to the non-pilot districts while continuing to provide full administrative and litigation support to the pilot districts—until such support is provided, seriatim, to all 94 judicial districts.

Further, in addition to making a number of changes to clarify and better describe these systems, we are adding to the management system two routine use disclosures, identified as (j)(2), and (k) together with notice of disclosure pursuant to subsection (b)(12). Finally, we have edited the enforcement system to clarify existing routine use (j) as well as the language which permits disclosure under subsection (b)(12). Accordingly, as required by 5 U.S.C. 552a(e) (4) and (11) and 31 U.S.C. 3711(f)(1)(A), a 30-day comment period is provided. Any comments may be addressed to Patricia E. Neely, Staff Assistant, Systems Policy Staff, Justice Management Division, room 850, Washington Center Building, Department of Justice, Washington, DC 20530 by December 13, 1993.

As required by 5 U.S.C. 552a(r) and Office of Management and Budget (OMB) implementing regulations, the Department of Justice has provided a report on the proposed changes to OMB and the Congress.

¹ On November 10, 1992, Public Law No. 102-58 expanded the pilot program to 15 judicial districts and extended the period covered by the program to September 30, 1996.

Modified system descriptions are set forth below. Changes have been italicized for public convenience.

Dated: November 2, 1993.

Stephen R. Colgate,
Assistant Attorney General for
Administration.

JUSTICE/USA-015

SYSTEM NAME:

Debt Collection Enforcement System,
JUSTICE/USA-015.

SYSTEM LOCATIONS:

Executive Office for United States Attorneys, U.S. Department of Justice, 10th and Constitution Avenue NW., Washington, DC 20530; and 94 United States Attorney (USA) Offices (see Appendix of USA office locations, JUSTICE/USA-999). In addition, not to exceed 15 of the 94 Federal judicial districts, are pilot districts from which contract private counsel are/have been employed to assist USAs in debt collection litigation. Ten of the judicial districts are named below; the remaining five have not been identified.

SYSTEM LOCATIONS:

Southern District of Texas, P.O. Box 61129, Houston, TX 77208
Southern District of Florida, *Federal Justice Building, 99 NE 4th Street, Miami, FL 33132*
Eastern District of Michigan, Room 817, Federal Building, 231 W. Lafayette, Detroit, MI 48226-2784
Northern District of California, 10th Floor, Claims & Judgment Unit; 450 Golden Gate Avenue, P.O. Box 36055, San Francisco, CA 94102
Middle District of Florida, room 400, Robert Timberlake Building, 500 Zack Street, Tampa, FL 33602
Eastern District of New York, U.S. Courthouse, 225 Cadman Plaza East, Brooklyn, NY 11201
Central District of California, 312 N. Spring Street, room 446D, Los Angeles, CA 90012-4701
District of New Jersey, room 502, Federal Building, 970 Broad Street, Newark, NJ 07102-2506
Western District of Louisiana, *Suite 2100, Louisiana Tower, 401 Edwards Street, Shreveport, LA 71101-6133*
District of Columbia, Judiciary Center Building, 555 Fourth Street NW., Washington, DC 20001

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Persons indebted to the United States (1) who have allowed their debts to become delinquent and whose delinquent debts have been assigned by the Department's Justice Management Division (JMD) to a U.S. Attorney (USA)

or contract private counsel for settlement or enforced collection through litigation, and/or (2) who have incurred debts assessed by the court, e.g., fines or penalties, as a result of a criminal proceeding.

CATEGORIES OF RECORDS IN THE SYSTEM:

This system of records contains records relating to the negotiation, compromise, settlement, and litigation of debts owed the United States. Records consist of a case file and automated and/or hard copy support data.

The case file includes such documents as: the Claims Collection Litigation Report; Certificate of Indebtedness; Satisfaction of Judgment or Certificate of Discharge; court and related legal documents such as judgments, orders, briefs, pleadings and settlement agreements; status reports, and correspondence, and any other documentation developed during the negotiation, compromise, settlement and/or litigation of the debts.

The automated and/or hard copy support data contains information extracted from the case file and any data generated or developed to support the administrative operations of the debt collection program. Information may include personal data, e.g., name, social security number, date of birth, and locator information; claim information e.g., type of claim such as benefit overpayment, loan default, bankruptcy, etc.; payment demand information, compromise offered, etc.; account information, e.g., debtor payments including principal, penalties, interests, and balances, etc.; information regarding debtor's employment, ability to pay, property liens, etc.; value of claim, name of source agency which provided the loan or benefit; information on the status and disposition of cases at various intervals of time; and any other information related to the negotiation, compromise, settlement, or litigation of debts owed the United States, or to the administrative management of the debt collection program.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

31 U.S.C. 3711 and 3718, and 28 U.S.C. 3201.

PURPOSE(S):

Title 31 U.S.C. 3711 authorizes the Attorney General to conduct litigation to collect delinquent debts due the United States; 31 U.S.C. 3718(b) authorizes the Attorney General to contract with private counsel to assist the Department (specifically, the USAs) in collecting consumer and commercial debts owed

the United States on a pilot basis; Chapter 176 of Title 28, United States Code ("Federal Debt Collection Procedure"), authorizes the Attorney General to obtain both prejudgment and postjudgment remedies against delinquent debtors, and Section 3201(e) of that Chapter states that a judgment against such a debtor creates a lien on all real property of the debtor and renders that debtor "ineligible" for any grant or loan made, insured, financed, or guaranteed by the Federal Government. Accordingly, this system of records is maintained by the Executive Office for U.S. Attorneys to cover records which are used by the 94 USAs, and/or private counsel in selected pilot districts where the Department has contracted with private counsel, to perform legal services such as the negotiation, settlement, litigation and enforcement of debts owed the United States.¹

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

In the course of its collection and enforcement activities, the Department may release client Federal agency case files and any related records or information created by the Department to contract private counsel to negotiate, settle, and litigate debts owed the United States.

In the course of its collection and enforcement activities, or during the course of a trial or hearing or preparation for a trial or hearing, the Department through contract private counsel in the pilot judicial districts, or through its own USAs in all 94 judicial districts, may disclose relevant records or information from this system as follows:

(a) In any case in which there is an indication of a violation or potential violation of law, civil or regulatory in nature—to the appropriate Federal, State, local or foreign agency charged with the responsibility of investigating, defending or pursuing such violation, civil claim or remedy, or charged with

¹ A separate but ancillary system of records entitled "Debt Collection Management System, Justice/JMD-006" is maintained by JMD to furnish automated litigation/administrative support to USAs and to private counsel in pilot districts (and ultimately to provide, *seriatim*, such support to all USAs), and to create an inventory of debtor files in all 94 judicial districts. The inventory consists of all debtor files referred by USAs and by client Federal agencies to the Department (and subsequently referred/assigned by JMD to such private counsel, and to USAs in the 94 judicial districts) for enforced collection via litigation. The inventory enables the Department to provide statistical data to the Congress and to the Office of Management and Budget on debt collection as required by 31 U.S.C. 3718(c).