

consent decree in *United States v. Town of Middletown*, Civil Action No. 03–011T, was lodged with the United States District Court for the District of Rhode Island. This proposed consent decree resolves the United States' claims on behalf of the Department of the Interior ("DOI") under the Comprehensive Environment Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9601 *et seq.*, against the Town of Middletown ("the Town") for response costs that have been or will be incurred at the former Town of Middletown Landfill ("the Site") located within and adjacent to the Saschuest Point National Wildlife Refuge, Rhode Island.

The constant decree requires the Town to pay \$1.5 million to the United States as reimbursement for the past and future costs of the cleanup of the Site.

The Department of Justice will receive comments relating to the proposed Consent Decree for a period of thirty (30) days from the date of this publication. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, Department of Justice, PO Box 7611, Washington, DC 20044, and should refer to *United States v. Town of Middletown*, D.J. Ref.# 90–11–3–07264.

The proposed consent decree may be examined at the office of the United States Attorney, Fleet Center, 50 Kennedy Plaza, 8th Floor, Providence, RI 02903, and at the Office of the Solicitor, U.S. Department of the Interior, 1849 C. St., NW., Washington, DC 20240–001 (contact John Seymour: (202) 219–3383). A copy of the proposed consent decree may also be obtained by mail from the Department of Justice Consent Decree Library, PO Box 7611, Washington, DC 20044. In requesting a copy, please enclose a check (there is a 25 cent per page reproduction cost) in the amount of \$4.50 payable to the "U.S. Treasury."

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DEPARTMENT OF JUSTICE

[AAG/A Order No. 001–2003]

Privacy Act of 1974; Systems of Records

On November 25, 2002, the President signed into law the Homeland Security Act of 2002, Pub. L. 107–296, 116 Stat. 2135 (2002). Under Title XI, Subtitle B

of the Act, the "authorities, functions, personnel, and assets" of the Bureau of Alcohol, Tobacco, and Firearms are transferred to the Department of Justice, with the exception of certain enumerated authorities that were retained by the Department of the Treasury. The functions retained by the Department of the Treasury are the responsibility of a new Alcohol and Tobacco Tax and Trade Bureau. Section 1111 of the Homeland Security Act further provides that the Bureau will retain its identity as a separate entity within the Department of Justice known as the Bureau of Alcohol, Tobacco, Firearms, and Explosives (ATF). The transfer takes effect January 24, 2003.

In accordance with the requirements of the Privacy Act of 1974, as amended, 5 U.S.C. 552a, ATF is publishing its Privacy Act systems of records and converting certain ATF systems of records from Department of the Treasury systems to Department of Justice systems pursuant to the reorganization and transfer of ATF to the Department of Justice.

ATF is designating the following systems of records as Department of Justice systems: ATF–001, Administrative Record System; ATF–003, Criminal Investigation Report System; ATF–006, Internal Security Record System; ATF–007, Personnel Record System; ATF–008, Regulatory Enforcement Record System; ATF–009, Technical and Scientific Services Record System; and ATF–010, Training and Professional Development System. ATF–010, Training and Professional Development Records, is a new notice covering non-federal training participants. ATF–006, Internal Security Record System, was previously published and in effect through 1998, when it was deleted as covered by a Department of the Treasury System notice, Treasury–007, Personnel Security System. Because ATF will no longer be covered by the Treasury notice, the ATF notice for Internal Security Record System–006 is being republished. All other systems notices were previously published by ATF and have been continuously in effect.

There has been no change in the maintenance or operations of the systems of records by ATF. Rather, these systems notices are being published to reflect the transfer of ATF to the Department of Justice. Some revisions were made to update authorities, to clarify certain descriptions of categories, and to revise or add routine uses in accordance with Department of Justice format and practices. A routine use is also being added to allow disclosures to the Treasury Department, Alcohol and

Tobacco Tax and Trade Bureau employees, when necessary to accomplish a Department of Justice or Department of the Treasury function related to the system of records. Disclosures will not be made under the new system of records or under new routine uses until after the 30-day comment period, except with respect to disclosures to employees of the Alcohol and Tobacco Tax and Trade Bureau who have a need for the records in the performance of their duties during the transition. Such disclosures will be treated as intra-agency disclosures for purposes of section 552a(b)(1) of the Privacy Act.

The publication of these systems of records as Justice systems does not rescind the Treasury/ATF systems of records, as they govern the Alcohol and Tobacco Tax and Trade Bureau within the Department of the Treasury.

Due to the transfer to the Department of Justice, the following Department of Justice Department-wide notices are applicable to ATF: DOJ–001, Accounting Systems for the Department of Justice; DOJ–002, Department of Justice Computer Systems Activity and Access Records; DOJ–003, Correspondence Management Systems for the Department of Justice; DOJ–004, Freedom of Information Act, Privacy Act, and Mandatory Declassification Review Requests and Administrative Appeals for the Department of Justice; DOJ–005, Nationwide Joint Automated Booking System; DOJ–006, Personnel Investigation and Security Clearance Records for the Department of Justice; DOJ–007, Reasonable Accommodations for the Department of Justice; Justice/JMD–005, Grievance Records; Justice/JMD–017, Department of Justice Employee Transportation Facilitation System; Justice/JMD–012, Department of Justice Call Detail Records and Justice/DAG–011, Miscellaneous Attorney Personnel Records System.

A comment period will be held for the systems of records published by ATF today. In accordance with 5 U.S.C. 552(e)(4) and (11), the public is given a 30-day period in which to comment; and the Office of Management and Budget (OMB), which has oversight responsibility under the Act, requires a 40-day period in which to conclude its review of the systems. Therefore, please submit any comments by February 24, 2003. The public, OMB, and Congress are invited to submit any comments to Mary E. Cahill, Management and Planning Staff, Justice Management Division, Department of Justice, Washington, DC 20530 (Room 1400 National Place Building).