

**DEPARTMENT OF TRANSPORTATION****Surface Transportation Board**

[STB Finance Docket No. 34750]

**Browns, Grayville & Poseyville Railway Company—Acquisition and Operation Exemption—Owensville Terminal Company, Inc.**

Browns, Grayville & Poseyville Railway Company (BG&P), a noncarrier, has filed a verified notice of exemption under 49 CFR 1150.31 to acquire and operate approximately 22.5 miles of rail line owned by Owensville Terminal Company, Inc. (OTC) in Edwards and White Counties, IL, and Gibson and Posey Counties, IN. The line runs between milepost 205.0 at or near Browns, IL, and milepost 227.5 at or near Poseyville, IN.

On February 25, 1998, a decision and notice of interim trail use or abandonment (NITU) was served in *Owensville Terminal Company, Inc.—Abandonment Exemption—In Edwards and White Counties, IL and Gibson and Posey Counties, IN*, STB Docket No. AB-477 (Sub No. 3X), establishing a 180-day period under the National Trails System Act, 16 U.S.C. 1247(d), for OTC to negotiate an interim trail use/rail banking agreement for the line. Trail negotiations were successful and an agreement was reached between OTC and Indiana Trails Fund, Inc. within the prescribed period. OTC has subsequently entered into an agreement with BG&P whereby, for value, OTC has conveyed its right to reinstitute rail service on the line to BG&P. BG&P now wishes to reactivate service over the line.<sup>1</sup>

BG&P certifies that its projected revenues as a result of this transaction will not result in the creation of a Class II or Class I rail carrier, and that its annual revenues will not exceed \$5 million.

The transaction was expected to be consummated on or after September 1, 2005, the effective date of the exemption (7 days after the exemption was filed).

If the notice contains false or misleading information, the exemption is void *ab initio*. Petitions to revoke the exemption under 49 U.S.C. 10502(d) may be filed at any time. The filing of a petition to revoke will not automatically stay the transaction.

<sup>1</sup> BG&P simultaneously filed a petition to vacate the NITU issued in *Owensville Terminal Company, Inc.—Abandonment Exemption—in Edwards and White Counties, IL and Gibson and Poseyville Counties, IN*, STB Docket No. AB-477 (Sub. No. 3X) (STB served Feb. 25, 1998). The petition will be addressed by the Board in a separate decision.

An original and 10 copies of all pleadings, referring to STB Finance Docket No. 34750, must be filed with the Surface Transportation Board, 1925 K Street, NW., Washington, DC 20423-0001. In addition, one copy of each pleading must be served on Thomas F. McFarland, 208 South La Salle Street, Suite 1890, Chicago, IL 60604.

Board decisions and notices are available on our Web site at <http://www.Stb.Dot.Gov>.

Decided: September 9, 2005.

By the Board, David M. Konschnik, Director, Office of Proceedings.

**Vernon A. Williams,**

*Secretary.*

[FR Doc. 05-18571 Filed 9-19-05; 8:45 am]

**BILLING CODE 4915-01-P**

**DEPARTMENT OF VETERANS AFFAIRS****Privacy Act of 1974; System of Records**

**AGENCY:** Department of Veterans Affairs (VA).

**ACTION:** Notice of amendment to system of records.

**SUMMARY:** As required by the Privacy Act of 1974, 5 U.S.C. 552a(e), notice is hereby given that the Department of Veterans Affairs (VA) is amending the system of records currently entitled “The Revenue Program—Billing and Collections Records-VA” (114VA16) as set forth in the **Federal Register** 69 FR 4205. VA is amending the system of records by revising the Categories of Records in the System, Purpose and Routine Uses of Records Maintained in the System. VA is republishing the system notice in its entirety.

**DATES:** Comments on the amendment of this system of records must be received no later than October 20, 2005. If no public comment is received, the amended system will become effective October 20, 2005.

**ADDRESSES:** Written comments concerning the proposed amended system of records may be submitted by: mail or hand-delivery to Director, Regulations Management (00REG1), Department of Veterans Affairs, 810 Vermont Avenue, NW., Room 1068, Washington, DC 20420; fax to (202) 273-9026; or e-mail to [VAregulations@mail.va.gov](mailto:VAregulations@mail.va.gov). All comments received will be available for public inspection in the Office of Regulation Policy and Management, Room 1063B, between the hours of 8 a.m. and 4:30 p.m., Monday through

Friday (except holidays). Please call (202) 273-9515 for an appointment.

**FOR FURTHER INFORMATION CONTACT:** Veterans Health Administration (VHA) Privacy Act Officer, Department of Veterans Affairs, 810 Vermont Avenue, NW., Washington, DC 20420; telephone (727) 320-1839.

**SUPPLEMENTARY INFORMATION:** VA is amending “The Revenue Program—Billing and Collections Records-VA” (114VA16) to allow for the collection of the National Provider Identifier (NPI) of healthcare providers in order for the NPI to be submitted on claims for payment of healthcare services provided by VA. The Categories of Records in the System is amended to add the NPI to the other demographic data collected on healthcare providers. Purpose(s) is amended to reflect how the data may be used to make application for a NPI, as required under the Health Insurance Portability and Accountability Act (HIPAA) Administrative Simplification Rule on Standard Unique Health Identifier for Healthcare Providers which includes participation in pilot testing of NPI enumeration system by the Centers for Medicare and Medicaid Services (CMS).

We are proposing to amend and establish the following Routine Use disclosure of information maintained in the system:

Routine Use ten (10) is amended to add NPI to the list of healthcare provider demographic data that may be disclosed to a third party where the third party requires the Department provide that information before it will pay for medical care provided by VA.

Routine Use thirteen (13) is amended to replace “Patient identifying information may be disclosed” to “Relevant information may be disclosed.” Identifying information on a spouse sometimes must be disclosed to a third party payer in order for VA to be reimbursed for services.

A new Routine Use seventeen (17) is added. Provider identifying information may be disclosed from this System of Records to CMS to test the enumeration system for the NPI and, once the system is operational, to obtain a NPI for any eligible healthcare professional providing examination or treatment within VA healthcare facilities.

VA needs the NPI to be able to bill for services provided by the healthcare provider.

The Privacy Act permits VA to disclose information about individuals without their consent for a routine use when the information will be used for a purpose that is compatible with the purpose for which we collected the