

**DEPARTMENT OF THE TREASURY****Departmental Offices; Privacy Act of 1974; System of Records**

**AGENCY:** Office of the Treasury Inspector General for Tax Administration, Treasury.

**ACTION:** Notice of alteration of Privacy Act system of records.

**SUMMARY:** The Department of the Treasury, Office of the Treasury Inspector General for Tax Administration (TIGTA), gives notice of a proposed alteration to the system of records entitled "Treasury/DO .311-TIGTA Office of Investigations Files," which is subject to the Privacy Act of 1974, as amended (5 U.S.C. 552a). The system was last published in its entirety in the **Federal Register** on May 22, 2003, at 68 FR 28046.

**DATES:** Comments must be received no later than December 27, 2005. The proposed routine use will be effective January 4, 2006, unless the Department receives comments that would result in a contrary determination.

**ADDRESSES:** Comments should be sent to Elissa Sissman, Assistant Chief Counsel, Office of the Treasury Inspector General for Tax Administration, 1125 15th Street, NW., Room 700A, Washington, DC 20005, 202-622-4068. Comments will be made available for inspection upon written request.

**FOR FURTHER INFORMATION CONTACT:** Elissa Sissman, Assistant Chief Counsel, Office of the Treasury Inspector General for Tax Administration, 1125 15th Street, NW., Room 700A, Washington, DC 20005, 202-622-4068.

**SUPPLEMENTARY INFORMATION:** The Treasury Inspector General for Tax Administration (TIGTA) was established pursuant to the Internal Revenue Service Restructuring and Reform Act of 1998. TIGTA's duties and operating authority are set forth in the Inspector General Act of 1978, 5 U.S.C app. 3. TIGTA exercises all duties and responsibilities of an Inspector General with respect to the Department and the Secretary on all matters relating to the Internal Revenue Service (IRS). TIGTA conducts, supervises, and coordinates audits and investigations relating to the programs and operations of the IRS and related entities.

An integral part of TIGTA's mission is to detect fraud, waste, abuse, and instances of compromised employee integrity, including criminal misconduct. Mission success depends in large part on the willingness of the public and Internal Revenue Service employees to report suspected improper

or potentially criminal conduct. New routine use (12) will permit TIGTA officials to apprise complainants and/or victims, or their representatives, of the status or results of the investigation or case arising from the matters of which they complained or were the victim, and, once a subject had exhausted all reasonable appeals, any action taken.

This new routine use is consistent with the purposes for which the information is collected in this system. Like other executive branch components, TIGTA has responsibilities to protect individuals' privacy. Providing upon request the limited information proposed here maintains an appropriate balance between the right to privacy of the individual being investigated and the interests of the public and complainant/victim in ensuring that TIGTA appropriately handled the allegations made.

The report of an altered system of records, as required by 5 U.S.C. 552a(r) of the Privacy Act, has been submitted to the Committee on Government Reform of the House of Representatives, the Committee on Homeland Security and Governmental Affairs of the Senate, and the Office of Management and Budget, pursuant to Appendix I to OMB Circular A-130, "Federal Agency Responsibilities for Maintaining Records About Individuals," dated November 30, 2000.

TIGTA proposes to alter system of records Treasury/DO .311-TIGTA Office of Investigations Files, as follows:

**Treasury/DO .311****SYSTEM NAME:**

TIGTA Office of Investigations Files.

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

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*Description of change:* The period "." at the end of routine use (11) is replaced with a semicolon ";", and the following routine use is added at the end thereof:

"(12) Disclose information to complainants, victims, or their representatives (defined for purposes here to be a complainant's or victim's legal counsel or a Senator or Representative whose assistance the complainant or victim has solicited) concerning the status and/or results of the investigation or case arising from the matters of which they complained and/or of which they were a victim, including, once the investigative subject has exhausted all reasonable appeals, any action taken. Information concerning the status of the investigation or case is limited strictly to whether the investigation or case is open or closed. Information concerning the results of the investigation or case is limited strictly to

whether the allegations made in the complaint were substantiated or were not substantiated and, if the subject has exhausted all reasonable appeals, any action taken."

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Dated: November 16, 2005.

**Sandra L. Pack,**

*Assistant Secretary for Management and Chief Financial Officer.*

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**BILLING CODE 4811-37-P**

**DEPARTMENT OF THE TREASURY****Office of the Comptroller of the Currency****Agency Information Collection Activities: Proposed Extension of Information Collection; Comment Request**

**AGENCY:** Office of the Comptroller of the Currency (OCC), Treasury.

**ACTION:** Notice and request for comment.

**SUMMARY:** The OCC, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on a continuing information collection, as required by the Paperwork Reduction Act of 1995. An agency may not conduct or sponsor, and a respondent is not required to respond to, an information collection unless it displays a currently valid OMB control number. The OCC is soliciting comment concerning its information collection titled, "Recordkeeping Requirements for Securities Transactions—12 CFR part 12."

**DATES:** You should submit comments by January 24, 2006.

**ADDRESSES:** Communications Division, Office of the Comptroller of the Currency, Public Information Room, Mailstop 1-5, Attention: 1557-0142, 250 E Street, SW., Washington, DC 20219. In addition, comments may be sent by fax to (202) 874-4448, or by electronic mail to [regs.comments@occ.treas.gov](mailto:regs.comments@occ.treas.gov). You can inspect and photocopy the comments at the OCC's Public Information Room, 250 E Street, SW., Washington, DC 20219. You can make an appointment to inspect the comments by calling (202) 874-5043.

Additionally, you should send a copy of your comments to OCC Desk Officer, 1557-0142, by mail to U.S. Office of Management and Budget, 725 17th Street, NW., #10235, Washington, DC 20503, or by fax to (202) 395-6974.

**FOR FURTHER INFORMATION CONTACT:** You can request additional information or a copy of the collection from Mary Gottlieb, OCC Clearance Officer, or Camille Dixon, (202) 874-5090, Legislative and Regulatory Activities Division, Office of the Comptroller of the Currency, 250 E Street, SW., Washington, DC 20219.

**SUPPLEMENTARY INFORMATION:** The OCC is proposing to extend OMB approval of the following information collection:

*Title:* Recordkeeping Requirements for Securities Transactions—12 CFR part 12.

*OMB Number:* 1557-0142.

*Description:* This submission covers an existing regulation and involves no change to the regulation or to the information collection requirements. The only revisions to the submission are the revised estimates, which have been updated for accuracy.

The information collection requirements in 12 CFR part 12 are required to ensure national bank compliance with securities laws and to improve the protection afforded persons who purchase and sell securities through banks. The transaction confirmation information provides customers with a record regarding the transaction and provides banks and the OCC with records to ensure compliance with banking and securities laws and regulations. The OCC uses the required information in its examinations to, among other things, evaluate a bank's compliance with the antifraud provisions of the Federal securities laws.

The information collection requirements contained in 12 CFR part 12 are as follows:

Section 12.3 requires a national bank effecting securities transactions for customers to maintain records for at least three years. The records required by this section must clearly and accurately reflect the information required and provide an adequate basis for the audit of the information.

Section 12.4 requires a national bank to give or send to the customer a written notification of transaction or a copy of the registered broker/dealer confirmation relating to the securities transaction.

Sections 12.5(a), (b), (c), and (e) require a national bank, as an alternative to complying with § 12.4, to provide notification to customers of trust transactions, agency transactions, and periodic plan transactions.

Sections 12.7(a)(1) through (a)(3) require a national bank to develop and maintain written securities trading policies and procedures.

Section 12.7(a)(4) requires bank officers and employees to report to the bank all personal transactions in securities made by them or on their behalf in which they have a beneficial interest.

Section 12.8 requires a national bank to file a written request with the OCC for a waiver of one or more of the requirements set forth in §§ 12.2 through 12.7.

*Type of Review:* Revision of a currently approved collection.

*Affected Public:* Individuals; Businesses or other for-profit.

*Estimated Number of Respondents:* 585.

*Estimated Total Annual Responses:* 2,369.

*Frequency of Response:* On occasion.

*Estimated Total Annual Burden:* 3,207 hours.

Comments submitted in response to this notice will be summarized and included in the request for OMB approval. All comments will become a matter of public record. Comments are invited on:

(a) Whether the collection of information is necessary for the proper performance of the functions of the agency, including whether the information has practical utility;

(b) The accuracy of the agency's estimate of the burden of the collection of information;

(c) Ways to enhance the quality, utility, and clarity of the information to be collected;

(d) Ways to minimize the burden of the collection on respondents, including through the use of automated collection techniques or other forms of information technology; and

(e) Estimates of capital or startup costs and costs of operation, maintenance, and purchase of services to provide information.

Dated: November 17, 2005.

**Stuart Feldstein,**

*Assistant Director, Legislative and Regulatory Activities Division.*

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