prior to disclosure, the agency determines that the records are both relevant and necessary to the litigation and the use of such records by the DOJ is therefore deemed by the agency to be for a purpose that is compatible with the purpose for which the agency collected the records.

12. Disclosure may be made to a court or other tribunal, when: (a) The agency or any component thereof; or (b) any employee of the agency in his or her official capacity where the DOJ has agreed to represent the employee; or (c) the United States Government is a party to the proceeding or has an interest in such proceeding and, prior to disclosure, the agency determines that the records are both relevant and necessary to the proceeding and the use of such records is therefore deemed by the agency to be for a purpose that is compatible with the purpose for which the agency collected the records.

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

STORAGE:

Records are stored in file folders, electronic and magnetic media and other types of data storage devices.

RETRIEVABILITY:

Records are retrieved by manual or computer search of the case-tracking system using the name of the respondent(s) (i.e., the individual or individuals who are the subject of an allegation of research misconduct or of a research misconduct proceeding).

SAFEGUARDS:

1. *Authorized users:* Records are available to the system manager, to the Director, ORI, and to other appropriate ORI staff when they have a need for the records in the performance of their duties. Records are also available to the head of intramural research for the PHS agency involved, and to other appropriate HHS officials, including attorneys in the Office of the General Counsel, the Agency Research Integrity Liaison Officer (ARILOs), the Agency Intramural Research Integrity Officer (AIRIOs), the Agency Extramural Research Integrity Officer (AERIOs), and the Research Integrity Officers (RIOs) located in the Institutes and Centers of the National Institutes of Health (NIH) that are involved in the research misconduct proceeding, when there is a need to know in the performance of their duties. All authorized users are informed that the records are confidential and are not to be further disclosed.

2. *Procedural safeguards:* Access is strictly controlled by the system manager and the Director, ORI, in compliance with the Privacy Act and this system notice. Access to the records is limited to ensure confidentiality. All questions and inquiries from any party should be addressed to the system manager.

3. *Physical safeguards:* ORI records are kept in locked file cabinets in a room that is locked during non-working hours. Access to this room is restricted to specific personnel. The ORI office suite is protected by access and intrusion alarms at the front and emergency entrances. Access to computer files is strictly limited through passwords and user-invisible encryption. Special measures commensurate with the sensitivity of the record are taken to prevent unauthorized copying or disclosure of the records.

RETENTION AND DISPOSAL:

The files are retained and disposed of in accordance with the General Records Schedule (accessions) and a disposition schedule approved by the National Archives and Records Administration (cases).

SYSTEM MANAGER AND ADDRESS:

Director, Division of Investigative Oversight, Office of Research Integrity, 1101 Wootton Parkway, Suite 750, Rockville, MD 20852.

NOTIFICATION PROCEDURES:

This system is exempt from access; however, consideration will be given to requests addressed to the system manager. The requester must verify his or her identity by providing either a notarization of the request or a written certification that the requester is who he or she claims to be and understands that the knowing and willful request for acquisition of a record pertaining to an individual under false pretenses is a criminal offense under the Privacy Act, subject to a five thousand dollar fine. The request should include: (a) Full name, (b) address, and (c) year of records in question.

RECORD ACCESS PROCEDURES:

Same as notification procedures. Requesters should reasonably specify the record contents being sought. Although the system is exempt, respondents may, upon request, receive records from this system and an accounting of disclosure of their records, if the system manager determines the disclosure would not compromise the activities of ORI or the confidentiality of information.

CONTESTING RECORD PROCEDURES:

Exempt. However, consideration may be given to requests addressed to the system manager. Requests for corrections should reasonably identify the record and specify the information to be contested, the corrective action sought and the reasons for the corrections with supporting justification. The right to contest records is limited to information that is incomplete, irrelevant, incorrect, or obsolete.

RECORD SOURCE CATEGORIES:

Information in this system is received or obtained from many sources, including: (1) Directly from the respondent or complainant or his/her representative; (2) derived from materials supplied by the respondent or complainant or his/her representative; (3) from information supplied by the institutions, witnesses, scientific publications and other nongovernmental sources; (4) from observation and analysis made by ORI staff and scientific experts; (5) departmental and other Federal, State, and local government records; (6) from hearings and other administrative proceedings; and (7) from any other relevant source.

SYSTEM EXEMPTED FROM CERTAIN PROVISIONS OF THE ACT:

This system is exempted pursuant to 5 U.S.C. 552a(k)(2) and (k)(5) of the Privacy Act from access, notification, correction, and amendment provisions of the Act (5 U.S.C. 552a(c)(3), (d)(1)–(4), (e)(4)(G)–(H), and (f)).

[FR Doc. E9–20893 Filed 8–28–09; 8:45 am]

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DEPARTMENT OF HEALTH AND HUMAN SERVICES

Substance Abuse and Mental Health Services Administration

Agency Information Collection Activities: Submission for OMB Review; Comment Request

Periodically, the Substance Abuse and Mental Health Services Administration (SAMHSA) will publish a summary of information collection requests under OMB review, in compliance with the Paperwork Reduction Act (44 U.S.C. Chapter 35). To request a copy of these documents, call the SAMHSA Reports Clearance Officer on (240) 276–1243.

Project: Jail Diversion and Trauma Recovery—Priority to Veterans Program Evaluation—(OMB NO. 0930–0277)—Revision

The Substance Abuse and Mental Health Services Administration's (SAMHSA), Center for Mental Health Services (CMHS) has implemented the Targeted Capacity Expansion Grants for Jail Diversion Programs, and the Jail Diversion and Trauma Recovery Program represents the newest cohort of grantees. The Program currently collects client outcome measures from program participants who agree to participate in the evaluation. Data collection consists of interviews conducted at baseline, 6- and 12-month intervals.

The current proposal requests:

1. Substituting CMHS NOMS items for GPRA items. At the time of the previous OMB submission, the NOMS measures were not finalized.

2. Replacing the DC trauma Screen with a new set of traumatic event questions. The new trauma questions better reflect the experiences of the target population.

3. Replacing the Colorado Symptom Index with the BASIS 24.

4. Adding questions related to military service experience at the baseline. These items will be added to capture characteristics of the target population of the new grantee cohort, veterans.

5. Adding questions on military combat experience at the six month interview only. These items will capture the types of traumatic experiences among clients with a combat history.

6. Adding questions on lifetime mental health/substance use and service use and the CAGE to the baseline. These questions will be added to capture client's history of involvement with mental health and substance abuse systems, and the four CAGE items assess alcohol dependence.

7. Adding several lifetime criminal justice questions. These questions will assess client's lifetime involvement with the criminal justice system.

8. Adding the Recovery Enhancing Environment (REE) instrument to all interviews. The REE is a consumer oriented measure of recovery, a new and important program outcome.

9. Removing the MacArthur Perceived Coercion Scale from all instruments.

10. Removing the Mental Health Statistics Improvement Program questions from follow-up interviews. (These are replaced by a similar, but shorter, NOMS scale.)

The NOMS measures that are proposed for substitution of the GPRA measures have the same administration time and do not lengthen the interview. Two of the proposed additions (the REE and the lifetime MH/SA) will add 5 minutes each and the criminal justice questions will add 3 minutes. The military service questions will add an average of 4 minutes, as not all respondents are expected to answer these questions because grantees may serve non-veteran clients. The removal of the MacArthur Coercion Instrument reduces the baseline interview by 5 minutes and removal of the MHSIP reduces the follow-up interview by 5 minutes. The net lengthening of the instrument is 12 minutes for the baseline interview, and there is no net increase in length to the 6- and 12-month interviews.

The Program also collects data on program participants from records. The revisions to these instruments are formatting in nature.

New grantees were awarded on September 30, 2008 under the Jail Diversion and Trauma Recovery Program will commence data collection efforts in FY 2009; anticipated grantees awarded on September 30, 2009 would commence data collection in FY 2010; and anticipated grantees awarded on September 30, 2010 would commence data collection in FY 2011. The following tables summarize the burden for the data collection.

CY 2009 ANNUAL REPORTING BURDEN

Data collection activity	Number of respondents	Responses per respondent	Total responses	Average hours per response	Total hour burden
Client Interviews for FY 2008: Revised Instrument					
Baseline (at enrollment)[1]	510	1	510	0.95	485
6 months	408	1	408	0.92	375
12 months	102	1	102	0.92	94
Sub Total	1,020		1,020		954
Client Interviews for FY 2006–2007 Grantees: Current Instrument					
Baseline (at enrollment)	70	1	70	0.83	58
6 months	70	1	70	0.92	64
12 months	58	1	58	0.92	53
Sub Total	35		35		32
Record Management by FY 2007 and FY 2008 Grantee Staff[5]					
Events Tracking[2]	8	800	6,400	0.03	192
Person Tracking[3]	8	70	560	0.1	36
Service Use[4]	8	25	200	0.17	34
Arrest History[4]	8	25	200	0.17	34
Sub Total	32		7,360		296
FY 2006 Grantees					
Interview and Tracking data submission	8	12	48	0.17	8
Overall Total	1,095		8,415		1,290

[1] Only program enrollees who agree to participate in the evaluation receive a Baseline interview.

[2] The number of responses per respondent for the Events Tracking depends on the design of the jail diversion program and can range from a single screening for eligibility to four separate screenings; here 800 responses represents the average number of responses per respondent for the period based on the experience of the previous Grantees.
[3] This estimate is an added burden proportion which is an adjustment reflecting the extent to which programs typically already collect the data items. The formula for calculating the proportion of added burden is: total number of items in the standard instrument, minus the number of core items currently included, divided by the total number of items in the standard instrument. For the Person Tracking program the burden estimate was calculated as follows: 56 times 0.65 (the proportion of added burden) = 36.
[4] Record management forms (Service Use and Arrest) are only completed for those evaluation participants who receive both a Baseline interview and at least one follow-up (6- and/or 12-month) interview.
[5] Assumes 1 respondent at grantee site is responsible for compiling the information.

CY 2010 ANNUAL REPORTING BURDEN

Data collection activity	Number of respondents	Responses per respondent	Total responses	Average hours per response	Total hour burden
Client Interviews for FY 2008 and Anticipated FY 2009: Revised Instrument					
Baseline (at enrollment) [1]	1,110	1	1,110	0.95	1,055
6 months	888	1	888	0.92	817
12 months	491	1	490.6	0.92	451
Sub total	2,489		2,489		2,323
Client Interviews for FY 2007 Grantees: Current Instrument					
Baseline (at enrollment)	0	1	0	0.83	0
6 months	20	1	20	0.92	18
12 months	15	1	15	0.92	14
Sub total	35		35		32
Record Management by FY 2007, FY 2008 FY 2009 Grantee Staff [5]					
Events Tracking [2]	14	800	11,200	0.03	336
Person Tracking [3]	14	80	1,120	0.1	62
Service Use [4]	14	50	700	0.17	119
Arrest History [4]	14	50	700	0.17	119
Sub total	56		13,720		636
FY 2008 and FY 2009 Grantees					
Interview and Tracking data submission	12	12	48	0.17	8
Overall Total	2,592		16,292		2,999

[1] Since enrollment is anticipated to have ended for these Grantees by the end of CY 2009 there is no Baseline burden in CY 2010.
[2] The number of responses per respondent for the Events Tracking depends on the design of the jail diversion program and can range from a single screening for eligibility to four separate screenings; here 800 responses represents the average number of respondents.
[3] This estimate is an added burden proportion which is an adjustment reflecting the extent to which programs typically already collect the data items. The formula for calculating the proportion of added burden is: total number of items in the standard instrument, minus the number of core items currently included, divided by the total number of items in the standard instrument. For the Person Tracking program the burden estimate was calculated as follows: 96 times 0.65 (the proportion of added burden) = 62.
[4] Record management forms (Service Use and Arrest) are only completed for those evaluation participants who receive both a Baseline interview and at least one follow-up (6- and/or 12-month) interview.
[5] Assumes 1 respondent at grantee site is responsible for compiling the information.

CY 2011 ANNUAL REPORTING BURDEN

Data collection activity	Number of respondents	Responses per respondent	Total responses	Average hours per response	Total hour burden
Client Interviews for FY 2008 and Anticipated FY 2009 and 2010: Revised Instrument					
Baseline (at enrollment) [1]	1,710	1	1,710	0.83	1,419.3
6 months	1,368	1	1,368	0.92	1,258.56
12 months	879	1	879	0.92	808.68
Sub total	3,957		3,957		3,487
Record Management by FY 2008 and Anticipated FY 2009 and FY 2010 Grantee Staff [5]					
Events Tracking [2]	18	800	14,400	0.03	432
Person Tracking [3]	18	80	1,440	0.1	94
Service Use [4]	18	50	900	0.17	153

CY 2011 ANNUAL REPORTING BURDEN—Continued

Data collection activity	Number of respondents	Responses per respondent	Total responses	Average hours per response	Total hour burden
Arrest History [4]	18	50	900	0.17	153
Sub total	72		17,640		832
FY 2008 and FY 2009 Grantees					
Interview and Tracking data submission	18	12	48	0.17	8
Overall total	4,047		21,645		4,327

[1] Since enrollment is anticipated to have ended for these Grantees by the end of CY 2009 there is no Baseline burden in CY 2010.
[2] The number of responses per respondent for the Events Tracking depends on the design of the jail diversion program and can range from a single screening for eligibility to four separate screenings; here 800 responses represents the average number of respondents.
[3] This estimate is an added burden proportion which is an adjustment reflecting the extent to which programs typically already collect the data items. The formula for calculating the proportion of added burden is: total number of items in the standard instrument, minus the number of core items currently included, divided by the total number of items in the standard instrument. For the Person Tracking program the burden estimate was calculated as follows: 144 times 0.65 (the proportion of added burden) = 94.
[4] Record management forms (Service Use and Arrest) are only completed for those evaluation participants who receive both a Baseline interview and at least one follow-up (6- and/or 12-month) interview.
[5] Assumes 1 respondent at grantee site is responsible for compiling the information.

CY 2012 ANNUAL REPORTING BURDEN

Data collection activity	Number of respondents	Responses per respondent	Total responses	Average hours per response	Total hour burden
Client Interviews for Anticipated FY 2009 and FY 2010: Revised Instrument					
Baseline (at enrollment) [1]	1,200	1	1,200	0.83	996
6 months	1,080	1	1,080	0.92	993.6
12 months	1,084	1	1,084	0.92	997.28
Sub total	3,364		3,364		2,987
Record Management by Anticipated FY 2009 and FY 2010 Grantee Staff [5]					
Events Tracking [2]	12	800	9,600	0.03	288
Person Tracking [3]	12	70	840	0.1	55
Service Use [4]	12	25	300	0.17	51
Arrest History [4]	12	25	300	0.17	51
Sub total	48		11,040		445
FY 2008 and FY 2009 Grantees					
Interview and Tracking data submission	12	12	48	0.17	8
Overall total	3,424		14,452		3,440

[1] Since enrollment is anticipated to have ended for these Grantees by the end of CY 2009 there is no Baseline burden in CY 2010.
[2] The number of responses per respondent for the Events Tracking depends on the design of the jail diversion program and can range from a single screening for eligibility to four separate screenings; here 800 responses represents the average number of respondents.
[3] This estimate is an added burden proportion which is an adjustment reflecting the extent to which programs typically already collect the data items. The formula for calculating the proportion of added burden is: total number of items in the standard instrument, minus the number of core items currently included, divided by the total number of items in the standard instrument. For the Person Tracking program the burden estimate was calculated as follows: 84 times 0.65 (the proportion of added burden) = 55.
[4] Record management forms (Service Use and Arrest) are only completed for those evaluation participants who receive both a Baseline interview and at least one follow-up (6- and/or 12-month) interview.
[5] Assumes 1 respondent at grantee site is responsible for compiling the information.

Written comments and recommendations concerning the proposed information collection should be sent by September 30, 2009 to: SAMHSA Desk Officer, Human Resources and Housing Branch, Office of Management and Budget, New Executive Office Building, Room 10235, Washington, DC 20503; due to potential delays in OMB's receipt and processing of mail sent through the U.S. Postal Service, respondents are encouraged to submit comments by fax to: 202–395–5806.

Dated: August 19, 2009.

Elaine Parry,

Director, Office of Program Services.

[FR Doc. E9–20900 Filed 8–28–09; 8:45 am]

BILLING CODE 4162–20–P

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Centers for Disease Control and Prevention

[Docket No. 60Day–09–09CJ]

Proposed Data Collections Submitted for Public Comment and Recommendations

In compliance with the requirement of Section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995 for opportunity for public comment on proposed data collection projects, the Centers for Disease Control and Prevention (CDC) will publish periodic summaries of proposed projects. To request more information on the proposed projects or to obtain a copy of the data collection plans and instruments, call 404–639–5960 or send comments to Maryam Daneshvar, CDC Reports Clearance Officer, 1600 Clifton Road, MS–D74, Atlanta, GA 30333 or send an e-mail to *omb@cdc.gov.*

Comments are invited on: (a) Whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information shall have practical utility; (b) the accuracy of the agency's estimate of the burden of the proposed collection of information; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including through the use of automated collection techniques or other forms of information technology. Written comments should be received within 60 days of this notice.

Proposed Project

Promoting HIV Testing among Low Income, Young, Heterosexual Black Men—New—National Center for HIV/AIDS, Viral Hepatitis, Sexually Transmitted Diseases, and Tuberculosis Elimination Programs (NCHHSTP), Centers for Disease Control and Prevention (CDC).

Background and Brief Description

The lifetime risk of acquiring HIV infection for black men is 1 in 16. Heterosexual transmission is the second highest category for HIV infection among black men, yet we know little about how to successfully access heterosexual black men with HIV prevention and texting messages. CDC is requesting OMB approval for 2 years to collect data for this 3-phase study.

The purpose of the proposed study is to elicit attitudes about HIV testing among a community-based sample of non-Hispanic black, heterosexual men, ages 18–25, who are recently arrested and/or released from jail/prison. The study will develop culturally-tailored and gender-specific educational materials that promote HIV testing among this population. The data collection process will take approximately 2 years.

In Phase 1, local investigators will conduct qualitative interviews with 20 non-Hispanic black, heterosexual men, ages 18–25, who are recently arrested and/or released from jail/prison and meet screening criteria. The interviews will identify their attitudes towards HIV testing, socio-cultural norms, and perceived behavioral control factors that influence HIV testing. The interviews will also elicit their opinions of how to promote HIV testing among their peers. Each interview will last approximately 1.5 hours. During Phase 2, the results from Phase 1 will be used to identify variables for a survey that will examine attitudes towards HIV testing, socio-cultural norms, and perceived behavioral control factors to HIV testing intentions and behaviors. The survey will include 250 non-Hispanic black heterosexual men, ages 18–25, who meet screening criteria. Each survey will last approximately 30 minutes.

During Phase 3, using Phase 1 and 2 results, educational materials promoting HIV testing among 24 non-Hispanic black heterosexual men will be developed and pilot tested in focus groups of young black men who meet screening criteria to evaluate the acceptability of the materials.

This study will provide important epidemiologic information useful for the development of HIV prevention interventions for young black men.

There is no cost to respondents except for their time.

ESTIMATED ANNUALIZED BURDEN TABLE

Form name	Type of respondents	Number of respondents	Number of responses per respondent	Average burden per responses (hours)	Hours
Screener for one-on-one interviews	Non-Hispanic, black, heterosexual men, ages 18–25, recently arrested and/or released from jail/prison.	30	1	10/60	5
One-on-one interviews		20	1	1.5	30
Screener for surveys		300	1	10/60	50
Surveys		250	1	30/60	125
Screener for focus groups		40	1	10/60	7
Focus groups		24	1	2	48
Total Burden Hours					265