

order, when a record, either on its face or in conjunction with other information, indicates a violation or potential violation of law, which includes criminal, civil, or regulatory violations and such disclosure is proper and consistent with the official duties of the person making the disclosure.

H. To the Department of Veterans Affairs (DVA) when the BCMR determines it has the need for an applicant's medical records possessed by the DVA. DHS requests medical records from DVA using an applicant's name and social security number.

I. To courts, magistrates, administrative tribunals, opposing counsel, parties, and witnesses, in the course of civil, or criminal, or administrative proceedings (including discovery, presentation of evidence, and settlement negotiations) when DHS determines that use of such records is relevant and necessary to the litigation before a court or adjudicative body and any of the following is a party to or has an interest in the litigation:

1. DHS or any component thereof;
2. Any employee of DHS in his/her official capacity;
3. Any employee of DHS in his/her individual capacity when the government has agreed to represent the employee; or
4. The United States, when DHS determines that litigation is likely to affect DHS or any of its components.

J. To the news media and the public, with the approval of the Chief Privacy Officer in consultation with counsel, when there exists a legitimate public interest in the disclosure of the information or when disclosure is necessary to preserve confidence in the integrity of DHS or is necessary to demonstrate the accountability of DHS's officers, employees, or individuals covered by the system, except to the extent it is determined that release of the specific information in the context of a particular case would constitute an unwarranted invasion of personal privacy.

**DISCLOSURE TO CONSUMER REPORTING AGENCIES:**

None.

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

**STORAGE:**

Records in this system are stored electronically or on paper in secure facilities in a locked drawer behind a locked door. The records may be stored on magnetic disc, tape, digital media.

**RETRIEVABILITY:**

Records may be retrieved individually by name in alphabetical sequence or by docket number.

**SAFEGUARDS:**

Records in this system are safeguarded in accordance with applicable rules and policies, including all applicable DHS automated systems security and access policies. Strict controls have been imposed to minimize the risk of compromising the information that is being stored. Access to the computer system containing the records in this system is limited to those individuals who have a need to know the information for the performance of their official duties and who have appropriate clearances or permissions. Files are kept in the Office of the General Counsel.

**RETENTION AND DISPOSAL:**

Records are retained locally for three years, after which records are then sent to NARA and destroyed after 40 years.

**SYSTEM MANAGER AND ADDRESS:**

Chair, Board for Correction of Military Records, Office the General Counsel, Mail Stop #0485, 245 Murray Drive SW., Washington, DC 20518.

**NOTIFICATION PROCEDURE:**

Individuals seeking notification of and access to any record contained in this system of records, or seeking to contest its content, may submit a request in writing to the Chief Privacy Officer and Chief Freedom of Information Act Officer whose contact information can be found at <http://www.dhs.gov/foia> under "Contacts." If an individual believes more than one component maintains Privacy Act records concerning him or her, the individual may also submit the request to the Chief Privacy Officer and Chief Freedom of Information Act Officer, Department of Homeland Security, 245 Murray Drive SW., Building 410, STOP-0655, Washington, DC 20528.

When seeking records about yourself from this system of records or any other Departmental system of records, your request must conform with the Privacy Act regulations set forth in 6 CFR part 5. You must first verify your identity, meaning that you must provide your full name, current address, and date and place of birth. You must sign your request, and your signature must either be notarized or submitted under 28 U.S.C. 1746, a law that permits statements to be made under penalty of perjury as a substitute for notarization. While no specific form is required, you may obtain forms for this purpose from

the Chief Privacy Officer and Chief Freedom of Information Act Officer, <http://www.dhs.gov/foia> or 1-866-431-0486. In addition, you should:

- Explain why you believe the Department would have information on you;
- Identify which component(s) of the Department you believe may have the information about you;
- Specify when you believe the records would have been created; and
- Provide any other information that will help the FOIA staff determine which DHS component agency may have responsive records.

If your request is seeking records pertaining to another living individual, you must include a statement from that individual certifying his/her agreement for you to access his/her records.

Without the above information, the Department may not be able to conduct an effective search, and your request may be denied due to lack of specificity or lack of compliance with applicable regulations.

**RECORD ACCESS PROCEDURES:**

See "Notification procedure" above.

**CONTESTING RECORD PROCEDURES:**

See "Notification procedure" above.

**RECORD SOURCE CATEGORIES:**

Records are obtained from the individual, his or her official military personnel file, other USCG records/reports, or the United States Department of Veterans Affairs.

**EXEMPTIONS CLAIMED FOR THE SYSTEM:**

None.

Dated: September 11, 2013.

**Jonathan R. Cantor,**

*Acting Chief Privacy Officer, Department of Homeland Security.*

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**BILLING CODE 9110-9B-P**

**DEPARTMENT OF HOMELAND SECURITY**

**Coast Guard**

[Docket No. USCG-2013-0833]

**Towing Safety Advisory Committee; Vacancies**

**AGENCY:** Coast Guard.

**ACTION:** Request for applications.

**SUMMARY:** The Coast Guard seeks applications for membership on the Towing Safety Advisory Committee (TSAC). This Committee advises the Secretary of the Department of Homeland Security on matters relating

to shallow-draft inland and coastal waterway navigation and towing safety. Applicants selected for service on TSAC via this solicitation will not begin their respective terms until September 30, 2014.

**DATES:** Completed applications should reach the Coast Guard on or before November 18, 2013.

**ADDRESSES:** Send your application via one of the following methods:

Email: *William.A.Nabach@uscg.mil*.

Fax: (202) 372-8379.

Mail: Commandant (CG-OES-2)

ATTN: Towing Safety Advisory Committee, U.S. Coast Guard Stop 7509, 2703 Martin Luther King Jr Ave. SE., Washington, DC 20593-7509.

Be advised that all regular mail to Coast Guard Headquarters is first sent to an offsite screening facility. Delivery of your application may be delayed.

**FOR FURTHER INFORMATION CONTACT:**

Commander Rob Smith, Designated Federal Officer (DFO) of the Towing Safety Advisory Committee (TSAC); telephone (202) 372-1410; fax (202) 372-8379; or email: *Robert.L.Smith@uscg.mil*.

**SUPPLEMENTARY INFORMATION:**

The Towing Safety Advisory Committee is a federal advisory committee under 5 U.S.C. App. (Pub. L. 92-463). It was founded under authority of the Act to establish a Towing Safety Advisory Committee in the Department of Transportation, (Pub. L. 96-380), which was most recently amended by section 621 of the Coast Guard Authorization Act of 2010, (Pub. L. 111-281). The Committee advises the Secretary of Homeland Security on matters relating to shallow-draft inland and coastal waterway navigation and towing safety.

It is expected the Committee will meet twice per year in cities with high concentrations of towing companies and also in the Washington, DC area. It may also meet for extraordinary purposes. Subcommittees of TSAC may conduct intercessional telephonic meetings, when necessary, in response to specific U.S. Coast Guard taskings.

The committee consists of 18 members:

- Seven members representing the barge and towing industry reflecting a regional geographical balance;

- One member representing the offshore mineral and oil supply vessel industry;

- One member representing holders of active licensed Masters or Pilots of towing vessels with experience on the Western Rivers and the Gulf Intracoastal Waterway;

- One member representing the holders of active licensed Masters of towing vessels in offshore service;

- One member representing active Masters who are active ship-docking or harbor towing vessel;

- One member representing licensed or unlicensed towing vessel engineers with formal training and experience;

- Two members representing each of the following groups:

- (1) Port districts, authorities or terminal operators;

- (2) Shippers (of whom at least one shall be engaged in the shipment of oil or hazardous materials by barge); and,

- Two members drawn from the general public.

The Coast Guard is currently considering applications for six positions that will become vacant on September 30, 2014:

- Two members representing the Barge and Towing industry reflecting a regional geographic balance;

- One member representing holders of active licensed Masters or Pilots of towing vessels with experience on the Western Rivers and the Gulf Intracoastal Waterway;

- One member representing active Masters of ship-docking or harbor towing vessels;

- One member representing Port districts, authorities or terminal operators; and,

- One member drawn from the general public.

To be eligible, applicants should have particular expertise, knowledge, and experience regarding shallow-draft inland and coastal waterway navigation and towing safety.

Registered lobbyists are not eligible to serve on federal advisory committees. Registered lobbyists are lobbyists required to comply with provisions contained in the Lobbying Disclosure Act of 1995 (Pub. L. 104-65, as amended by Title II of Pub. L. 110-81).

Each member serves for a term of up to 3 years. Members may be considered to serve consecutive terms. All members serve without compensation from the Federal Government; however, upon request, members may receive travel reimbursement and per diem.

In an effort to maintain a geographic balance of membership, we are encouraging representatives from tug and barge companies operating on the Western Rivers to apply for representation on the Committee.

The Department of Homeland Security (DHS) does not discriminate in employment on the basis of race, color, religion, sex, national origin, political affiliation, sexual orientation, gender identity, marital status, disability and

genetic information, age, membership in an employee organization, or other non-merit factor. DHS strives to achieve a widely diverse candidate pool for all of its recruitment actions.

If you are selected as a non-representative member, or as a member drawn from the general public, you will be appointed and serve as a special Government employee (SGE) as defined in section 202(a) of Title 18, United States Code. As a candidate for appointment as a SGE, applicants are required to complete a Confidential Financial Disclosure Report (OGE Form 450). DHS may not release the reports or the information in them to the public except under an order issued by a Federal court or as otherwise provided under the Privacy Act (5 U.S.C. 552a). Applicants can obtain this form by going to the Web site of the Office of Government Ethics (*www.oge.gov*), or by contacting the individual listed in "For Further Information Contact" Applications which are not accompanied by a completed OGE Form 450 will not be considered.

If you are interested in applying to become a member of the Committee, send a cover letter and resume to Lieutenant Commander William Nabach, ADFO of TSAC by email, fax, or mail according to the instructions in the **ADDRESSES** section by the deadline in the **DATES** section of this notice. Indicate the specific position you request to be considered for and specify your area of expertise, knowledge, and experience that qualifies you to serve on TSAC. Note that during the vetting process applicants may be asked to provide date of birth and social security number. All email submittals will receive email receipt confirmation.

To visit our online docket, go to <http://www.regulations.gov>. Enter the docket number for this notice (USCG-2013-0833) in the Search box, and click "Search". Please do not post your resume or OGE-450 Form on this site.

Dated: September 26, 2013.

**J.G. Lantz,**

*Director of Commercial Regulations and Standards.*

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