

on these figures, the cost impact of this modification proposed by this AD would be \$945 per airplane.

### Regulatory Impact

The regulations proposed herein would not have substantial direct effects on the States, on the relationship between the national government and the States, or on the distribution of power and responsibilities among the various levels of government. Therefore, in accordance with Executive Order 12612, it is determined that this proposal would not have sufficient federalism implications to warrant the preparation of a Federalism Assessment.

For the reasons discussed above, I certify that this proposed regulation (1) Is not a "significant regulatory action" under Executive Order 12866; (2) Is not a "significant rule" under the DOT Regulatory Policies and Procedures (44 FR 11034, February 26, 1979); and (3) If promulgated, will not have a significant economic impact, positive or negative, on a substantial number of small entities under the criteria of the Regulatory Flexibility Act. A copy of the draft regulatory evaluation prepared for this action is contained in the Rules Docket. A copy of it may be obtained by contacting the Rules Docket at the location provided under the caption ADDRESSES.

### List of Subjects in 14 CFR Part 39

Air transportation, Aircraft, Aviation safety, Safety.

### The Proposed Amendment

Accordingly, pursuant to the authority delegated to me by the Administrator, the Federal Aviation Administration proposes to amend part 39 of the Federal Aviation Regulations (14 CFR part 39) as follows:

### PART 39—AIRWORTHINESS DIRECTIVES

1. The authority citation for part 39 continues to read as follows:

**Authority:** 49 U.S.C. 106(g), 40113, 44701.

#### § 39.13 [Amended]

2. Section 39.13 is amended by adding the following new airworthiness directive:

#### McDonnell Douglas: Docket 99-NM-173-AD.

**Applicability:** Model MD-11 and MD-11F series airplanes, as listed in McDonnell Douglas Alert Service Bulletin MD11-24A150, dated March 25, 1999, and McDonnell Douglas Alert Service Bulletin MD11-24A147, dated March 24, 1999; certificated in any category.

**Note 1:** This AD applies to each airplane identified in the preceding applicability provision, regardless of whether it has been

modified, altered, or repaired in the area subject to the requirements of this AD. For airplanes that have been modified, altered, or repaired so that the performance of the requirements of this AD is affected, the owner/operator must request approval for an alternative method of compliance in accordance with paragraph (c) of this AD.

The request should include an assessment of the effect of the modification, alteration, or repair on the unsafe condition addressed by this AD; and, if the unsafe condition has not been eliminated, the request should include specific proposed actions to address it.

**Compliance:** Required as indicated, unless accomplished previously. To prevent electrical arcing caused by power feeder cable terminal lugs grounding against terminal strip support brackets, which could result in smoke and fire in the main cabin or avionics compartment, accomplish the following:

#### Replacement of Terminal Strips and Supports

(a) For airplanes listed in the effectivity of McDonnell Douglas Alert Service Bulletin MD11-24A150, dated March 25, 1999, on which the modification specified in McDonnell Douglas Alert Service Bulletin MD11-24-085, dated August 1, 1995, has not been accomplished: Within 1 year after the effective date of this AD, replace the existing terminal strips and supports above the main cabin at station Y=5-32.000 with new terminal strips and supports in accordance with McDonnell Douglas Alert Service Bulletin MD11-24A150, dated March 25, 1999.

#### Installation of Spacers

(b) For airplanes listed in the effectivity of McDonnell Douglas Alert Service Bulletin MD11-24A147, dated March 24, 1999: Within 6 months after the effective date of this AD, install spacers between terminal strips and mounting brackets in the avionics compartment in accordance with the service bulletin.

#### Alternative Methods of Compliance

(c) An alternative method of compliance or adjustment of the compliance time that provides an acceptable level of safety may be used if approved by the Manager, Los Angeles Aircraft Certification Office (ACO), FAA, Transport Airplane Directorate. Operators shall submit their requests through an appropriate FAA Principal Maintenance Inspector, who may add comments and then send it to the Manager, Los Angeles ACO.

**Note 2:** Information concerning the existence of approved alternative methods of compliance with this AD, if any, may be obtained from the Los Angeles ACO.

#### Special Flight Permits

(d) Special flight permits may be issued in accordance with §§ 21.197 and 21.199 of the Federal Aviation Regulations (14 CFR 21.197 and 21.199) to operate the airplane to a location where the requirements of this AD can be accomplished.

Issued in Renton, Washington, on October 20, 1999.

**D. L. Riggin,**

*Acting Manager, Transport Airplane Directorate, Aircraft Certification Service.*

[FR Doc. 99-27947 Filed 10-26-99; 8:45 am]

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## FEDERAL TRADE COMMISSION

### 16 CFR Part 4

### Privacy Act of 1974; Implementation

**AGENCY:** Federal Trade Commission (FTC).

**ACTION:** Proposed rule amendment and request for comment.

**SUMMARY:** The FTC proposes to amend its Privacy Act rules to add a new system of records that will be used to compile and maintain identity theft complaint data. This new exempt system of records is necessary to implement the requirements of the Identity Theft and Assumption Deterrence Act of 1998. The exemption will help prevent individuals suspected of engaging in identity theft from obtaining access to complaint data.

**DATES:** Comments must be received by November 26, 1999.

**ADDRESSES:** Submit comments in writing to the Office of the Secretary, Federal Trade Commission, 600 Pennsylvania Avenue, NW, Washington, DC 20580, "FTC File No. P994320, Identity Theft Program—Comment."

**FOR FURTHER INFORMATION CONTACT:** Alex Tang, Attorney, Office of the General Counsel, FTC, 600 Pennsylvania Avenue, NW, Washington, DC 20580, (202) 326-2447. For more information about the Commission's identity theft program, contact Beth Grossman, (202) 326-3019, or Joanna Crane, (202) 326-3258, Attorneys, Division of Planning & Information, Bureau of Consumer Protection, FTC, 600 Pennsylvania Avenue, NW, Washington, DC 20580.

**SUPPLEMENTARY INFORMATION:** Elsewhere in today's **Federal Register**, the FTC, in accordance with the Privacy Act of 1974, as amended, 5 U.S.C. 552a, is publishing a notice of a new agency system of records, to be designated as FTC-IV-2, "Identity Theft Complaint Management System—FTC." This system will enable the FTC to fulfill its statutory responsibilities under section 5 of the Identity Theft and Assumption Deterrence Act of 1998, Public Law 105-318, 112 Stat. 3007, 3010, 18 U.S.C. 1028 note ("ITADA"), which designates the FTC as a clearinghouse for the receipt and referral of identity theft

complaints and requires that the FTC establish procedures: (1) To log and acknowledge receipt of complaints from individuals who certify that they have a reasonable belief that one or more of their means of identification have been assumed, stolen, or otherwise unlawfully acquired in violation of the statute; (2) to provide informational materials to such individuals; and (3) to refer such complaints to "appropriate entities." Under the statute, these entities include, but are not limited to, the three major national consumer reporting agencies (currently Equifax, Experian and Trans Union), and appropriate law enforcement agencies for potential law enforcement action.

The Commission believes that the identity theft complaint data contained in this system must be exempted under the Privacy Act to prevent certain categories of individuals who will be covered by the system (i.e., targets of complaints) from invoking the Act to obtain access to complaint files that may pertain to their activities. A principal purpose for compiling these complaint files is for law enforcement, since these complaints focus on specific instances of suspected illegal identity theft. In many cases, these complaints will be referred to other law enforcement authorities, as required by the ITADA, and in certain cases, may also be relevant to Commission investigations. Under these circumstances, disclosure of the complaint file to a target would harm or otherwise interfere with law enforcement efforts. For example, if the complaint data were not exempted from access, a target could anticipate and evade prosecution by learning about actual or potential law enforcement referrals, investigations, or other actions from information maintained in the complaint file. Such access to the file could also inadvertently facilitate further identity theft or retaliation by enabling the target to ascertain or confirm sensitive personal information submitted by and being maintained about the identity theft victim or about other informants. Thus, the Commission proposes to exempt this system of records under 5 U.S.C. 552a(k)(2), and to amend Commission Rule 4.13(m), 16 CFR 4.13(m), to include this system in its inventory of exempt systems. The Commission, however, reserves the sole discretion to permit access to categories of individuals covered by the system other than targets (e.g., complainants or other individual informants) with respect to information that was provided by such individuals in order to correct, update or verify the accuracy of

the information or for other related purposes.

Pursuant to 5 U.S.C. 552a(r), the Commission is providing notice of this proposal to the appropriate committees of the House of Representatives and the Senate, and to the Office of Management and Budget.

#### List of Subjects in 16 CFR Part 4

Administrative practice and procedure, Freedom of Information, Privacy, Records, Sunshine Act.

#### PART 4—MISCELLANEOUS RULES

1. The authority for part 4 continues to read:

**Authority:** 15 U.S.C. 46, unless otherwise noted.

2. Amend § 4.13 by revising paragraph (m)(2) to read as follows:

#### § 4.13 Privacy Act rules.

\* \* \* \* \*

(m) \* \* \*

(2) Pursuant to 5 U.S.C. 552a(k)(2), investigatory materials compiled for law enforcement purposes in the following systems of records are exempt from subsections (c)(3), (d), (e)(1), (e)(4)(G), (H), and (I), and (f) of 5 U.S.C. 552a, and from the provisions of this section, except as otherwise provided in 5 U.S.C. 552a(k)(2):

Investigational, Legal, and Public Records—  
FTC  
Disciplinary Action Investigatory Files—FTC  
Clearance to Participate Applications and the  
Commission's Responses Thereto, and  
Related Documents—FTC  
Management Information System—FTC  
Office of the Secretary Control and Reporting  
System—FTC  
Office of Inspector General Investigative  
Files—FTC  
Stenographic Reporting Service Requests—  
FTC  
Identity Theft Complaint Management  
System—FTC  
Freedom of Information Act Requests and  
Appeals—FTC  
Privacy Act Requests and Appeals—FTC  
Information Retrieval and Indexing System—  
FTC

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By direction of the Commission.

**Donald S. Clark,**

*Secretary.*

[FR Doc 99-28006 Filed 10-25-99; 10:38 am]

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#### ENVIRONMENTAL PROTECTION AGENCY

#### 40 CFR Part 52

[DC-2012b; FRL-6456-9]

#### Approval and Promulgation of Air Quality Implementation Plans; District of Columbia; Stage II Gasoline Vapor Recovery RACT Requirements for Major Sources of VOC

**AGENCY:** Environmental Protection  
Agency (EPA).

**ACTION:** Proposed rule.

**SUMMARY:** EPA proposes to approve State Implementation Plan (SIP) revisions submitted by the District of Columbia consisting of amendments for reasonably available control technology (RACT) requirements for major sources of volatile organic compounds (VOC) and Stage II gasoline vapor recovery requirements. In the "Rules and Regulations" section of this **Federal Register**, EPA is approving the District's SIP submittals as a direct final rule without prior proposal because the Agency views these as noncontroversial submittals and anticipates no adverse comments. A rationale for the approval is set forth in the direct final rule. A more detailed description of the District's submittals and EPA's evaluation are included in a Technical Support Document (TSD) prepared in support of this rulemaking action. A copy of the TSD is available, upon request, from the EPA Regional Office listed in the ADDRESSES section of this document. If EPA receives no adverse comments, EPA will not take further action on this proposed rule. If EPA receives adverse comments, EPA will withdraw the direct final rule and it will not take effect. EPA will address all public comments in a subsequent final rule based on this proposed rule. EPA will not institute a second comment period on this action. Any parties interested in commenting on this action should do so at this time.

**DATES:** Comments must be received in writing by November 26, 1999.

**ADDRESSES:** Written comments should be addressed to David L. Arnold, Chief, Ozone & Mobile Sources Branch, Mailcode 3AP21, U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103. Copies of the documents relevant to this action are available for public inspection during normal business hours at the Air Protection Division, U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, Pennsylvania 19103 and