

DEPARTMENT OF DEFENSE**GENERAL SERVICES
ADMINISTRATION****NATIONAL AERONAUTICS AND
SPACE ADMINISTRATION**

[OMB Control No. 9000-0090]

**Proposed Collection; Comment
Request Entitled Rights in Data and
Copyrights**

AGENCY: Department of Defense (DOD), General Services Administration (GSA), and National Aeronautics and Space Administration (NASA).

ACTION: Notice of request for public comments regarding an extension to an existing OMB clearance (9000-0090).

SUMMARY: Under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35), the Federal Acquisition Regulation (FAR) Secretariat will be submitting to the Office of Management and Budget (OMB) a request to review and approve an extension of a currently approved information collection requirement concerning Rights in Data and Copyrights. The clearance currently expires on March 31, 1998.

DATES: Comments may be submitted on or before January 20, 1998.

FOR FURTHER INFORMATION CONTACT: Jack O'Neill, Federal Acquisition Policy Division, GSA (202) 501-3856.

ADDRESSES: Comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, should be submitted to: FAR Desk Officer, OMB, Room 10102, NEOB, Washington, DC 20503, and a copy to the General Services Administration, FAR Secretariat, 1800 F Street, NW, Room 4037, Washington, DC 20405. Please cite OMB Control No. 9000-0090, Rights in Data and Copyrights, in all correspondence.

SUPPLEMENTARY INFORMATION:**A. Purpose**

Rights in Data is a regulation which concerns the rights of the Government, and organizations with which the Government contracts, to information developed under such contracts. The delineation of such rights is necessary in order to protect the contractor's rights to not disclose proprietary data and to insure that data developed with public funds is available to the public.

The information collection burdens and recordkeeping requirements included in this regulation fall into the following four categories.

(a) A provision which is to be included in solicitations where the proposer would identify any proprietary data he would use during contract performance in order that the contracting officer might ascertain if such proprietary data should be delivered.

(b) Contract provisions which, in unusual circumstances, would be included in a contract and require a contractor to deliver proprietary data to the Government for use in evaluation of work results, or is software to be used in a Government computer. These situations would arise only when the very nature of the contractor's work is comprised of limited rights data or restricted computer software and if the Government would need to see that data in order to determine the extent of the work.

(c) A technical data certification for major systems, which requires the contractor to certify that the data delivered under the contract is complete, accurate and compliant with the requirements of the contract. As this provision is for major systems only, and few civilian agencies have such major systems, only about 30 contracts will involve this certification.

(d) The Additional Data Requirements clause, which is to be included in all contracts for experimental, developmental, research, or demonstration work (other than basic or applied research to be performed solely by a university or college where the contract amount will be \$500,000 or less). The clause requires that the contractor keep all data first produced in the performance of the contract for a period of three years from the final acceptance of all items delivered under the contract. Much of this data will be in the form of the deliverables provided to the Government under the contract (final report, drawings, specifications, etc.). Some data, however, will be in the form of computations, preliminary data, records of experiments, etc., and these will be the data that will be required to be kept over and above the deliverables. The purpose of such recordkeeping requirements is to insure that the Government can fully evaluate the research in order to ascertain future activities and to insure that the research was completed and fully reported, as well as to give the public an opportunity to assess the research results and secure any additional information. All data covered by this clause is unlimited rights data paid for by the Government.

Paragraph (d) of the Rights in Data-General clause outlines a procedure whereby a contracting officer can challenge restrictive markings on data

delivered. Under civilian agency contracts, limited rights data or restricted computer software is rarely, if ever, delivered to the Government. Therefore, there will rarely be any challenges. Thus, there is no burden on the public.

B. Annual Reporting Burden

The annual reporting burden is estimated as follows: Respondents, 1,100; responses per respondent, 1; total annual responses, 1,100; preparation hours per response, 2.7; and total response burden hours, 2,970.

C. Annual Recordkeeping Burden

The annual recordkeeping burden is estimated as follows: Recordkeepers, 9,000; hours per recordkeeper, 3; and total recordkeeping burden hours, 27,000.

Obtaining Copies of Proposals

Requester may obtain a copy of the justification from the General Services Administration, FAR Secretariat (VRS), Room 4037, 1800 F Street, Washington, DC 20405, telephone (202) 501-4755. Please cite OMB Control No. 9000-0090, Rights in Data and Copyrights, in all correspondence.

Dated: November 13, 1997.

Sharon A. Kiser,
FAR Secretariat.

[FR Doc. 97-30426 Filed 11-19-97; 8:45 am]

BILLING CODE 6820-34-P

DEPARTMENT OF DEFENSE**Office of the Secretary****Meeting of the Presidential Advisory
Committee on High Performance
Computing and Communications,
Information Technology, and the Next
Generation Internet**

ACTION: Notice of meeting.

SUMMARY: This notice sets forth the schedule and summary agenda for the next meeting of the Presidential Advisory Committee on High Performance Computing and Communications, Information Technology, and the Next Generation Internet. The meeting will be open to the public. Notice of this meeting is required under the Federal Advisory Committee Act. (Pub. L. 92-463).

DATES: December 9-10, 1997.

ADDRESSES: NSF Board Room (Room 1235), National Science Foundation, 4201 Wilson Boulevard, Arlington, VA 22230.

PROPOSED SCHEDULE AND AGENDA: The Presidential Advisory Committee will

meet in open session from approximately 8:30 a.m. to noon and 1:00 p.m. to 5:30 p.m. on December 9, 1997, and from 1:00 p.m. to 3:30 p.m. on December 10, 1997. This meeting will include briefings on the budgets of the five CIC R&D Program Component Areas (High End Computing and Computation; Large Scale Networking; High Confidence Systems; Human Centered Systems; and Education, Training, and Human Resources) and briefings by Federal officials on R&D topics of interest to the Committee. Time will also be allocated during the meeting for public comments by individuals and organizations.

FOR FURTHER INFORMATION CONTACT: The National Coordination Office for Computing, Information, and Communications provides information about this Committee on its web site at: <http://www.hpcc.gov>; it can also be reached at (703) 306-4722. Public seating for this meeting is limited, and is available on a first-come, first-served basis.

Dated: November 12, 1997.

L.M. Bynum,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. 97-30415 Filed 11-19-97; 8:45 am]

BILLING CODE 5000-04-M

DEPARTMENT OF DEFENSE

Office of the Secretary

Privacy Act of 1974; System of Records

AGENCY: Office of the Secretary, DoD
ACTION: Notice to Add a System of Records.

SUMMARY: The Office of the Secretary proposes to add a system of records notice to its existing inventory of record systems subject to the Privacy Act of 1974, (5 U.S.C. 552a), as amended. **DATES:** This proposed action will be effective without further notice on December 22, 1997 unless comments are received which result in a contrary determination.

ADDRESSES: Send comments to OSD Privacy Act Coordinator, Records Section, Directives and Records Division, Washington Headquarters Services, Correspondence and Directives, 1155 Defense Pentagon, Washington, DC 20301-1155.

FOR FURTHER INFORMATION CONTACT: Mr. David Bosworth at (703) 695-0970 or DSN 225-0970.

SUPPLEMENTARY INFORMATION: The Office of the Secretary systems of records notices subject to the Privacy Act of

1974, (5 U.S.C. 552a), as amended, have been published in the **Federal Register** and are available from the address above.

The proposed system report, as required by 5 U.S.C. 552a(r) of the Privacy Act of 1974, as amended, was submitted on November 5, 1997, to the House Committee on Government Reform and Oversight, the Senate Committee on Governmental Affairs, and the Office of Management and Budget (OMB) pursuant to paragraph 4c of Appendix I to OMB Circular No. A-130, 'Federal Agency Responsibilities for Maintaining Records About Individuals,' dated February 8, 1996 (February 20, 1996, 61 FR 6427).

Dated: November 14, 1997.

L.M. Bynum,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

DC3I 01

SYSTEM NAME:

Joint Reserve Intelligence Planning Support System (JRIPSS).

SYSTEM LOCATION:

Mystech, Inc., 5205 Leesburg Pike, Suite 1200, Falls Church, VA 22041-8141.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Members of the Reserve Components having a military intelligence designator and/or who are proficient in speaking a foreign language.

CATEGORIES OF RECORDS IN THE SYSTEM:

Service member's name, Social Security Number, pay grade, reserve component, primary military occupational specialty (MOS), duty MOS, third MOS, fourth MOS, security clearance, language identifier, proficiency level for language, tour experience, academic degree (civilian education), home address, civilian occupation, professional license, home telephone number, home email address, home fax number, business telephone number, business e-mail address, business fax number.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

10 U.S.C. 138(b)(3)(A); Deputy Secretary of Defense memo, Subject: Peacetime Use of Reserve Component Intelligence Elements, January 5, 1995; Secretary of Defense memo, Subject: Integration of the Reserve and Active Components, September 4, 1997; and E.O. 9397 (SSN).

PURPOSE(S):

To provide the Joint Staff, Combatant Commands, DoD intelligence

organizations, and the Reserve Components a means to more adequately assess the intelligence and language capabilities of Reserve Component personnel and to identify individuals possessing the requisite skills to fulfill operational requirements or missions. To provide individual reservists a means to interact via computer with the database for purposes of correcting and/or updating the recorded data entries.

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

In addition to those disclosures generally permitted under 5 U.S.C. 552a(b) of the Privacy Act, these records or information contained therein may specifically be disclosed outside the DoD as a routine use pursuant to 5 U.S.C. 552a(b)(3) as follows:

The 'Blanket Routine Uses' set forth at the beginning of the Office of the Secretary of Defense (OSD) compilation of systems of records notices apply to this system.

STORAGE:

Electronic storage.

RETRIEVABILITY:

Records can be retrieved by the individual's Social Security Number, but only the system manager can retrieve using this personal identifier.

SAFEGUARDS:

Records are maintained in a controlled area accessible only to authorized personnel. Entry to these areas is restricted to those personnel with a valid requirement and authorization to enter. Physical entry is restricted by locks and controlled access devices. Access to data base information is restricted to those who require the records in the performance of their official duties, and to the individuals who are the subject of the record.

RETENTION AND DISPOSAL:

Disposition pending.

SYSTEM MANAGER AND ADDRESS:

Office of the Assistant Secretary of Defense (C3I) Intelligence Infrastructure, 6000 Defense Pentagon, Room 2C252, Washington, DC 20301-6000.

NOTIFICATION PROCEDURES:

Individuals seeking to determine whether information about themselves is contained in this system should address written inquiries to Office of the Assistant Secretary of Defense (C3I) Intelligence Infrastructure, 6000 Defense Pentagon, Room 2C252, Washington, DC 20301-6000.