

constitute the official position of the Department of Defense, the Military Departments, or any other Government agency.

ADDRESSES: Comments and materials received from the public are available for inspection or copying at the Joint Services Policy and Legislation Section, Military Justice Division, AFLOA/JAJM, 1500 West Perimeter Road, Suite 1130, Joint Base Andrews, Maryland, 20762, between 9 a.m. and 4 p.m. Monday through Friday, except Federal holidays.

FOR FURTHER INFORMATION CONTACT: Major Daniel C. Mamber, Chief of Joint Services Policy and Legislation Section, Military Justice Division, AFLOA/JAJM, 1500 West Perimeter Road, Suite 1130, Joint Base Andrews, Maryland, 20762, 240-612-4828, email: jsc_public_comments@pentagon.af.mil.

SUPPLEMENTARY INFORMATION:

Background

On October 23, 2012 (77 FR 64854-64887), the JSC published a Notice of Proposed Amendments concerning the rules of procedure and evidence and the punitive articles applicable in trials by courts-martial and a Notice of Public Meeting to receive comments on these proposals. The public meeting was held on December 11, 2012. One member of the public appeared. Several comments were received via electronic mail and were considered by the JSC.

Discussion of Comments and Changes

The JSC considered each public comment, and after making minor modifications, the JSC is satisfied that the proposed amendments are appropriate to implement. Comments that were submitted that are outside the scope of these proposed changes will be considered as part of the JSC's 2013 annual review of the MCM. The JSC will forward the public comments and proposed amendments to the Department of Defense. The public comments regarding the proposed changes follow:

a. One commenter recommended adding the words "to the victim's privacy" to RCM 405(i)(2)(B)(iv) after "unfair prejudice" when discussing when MRE 412(b) evidence is admissible. Due to the rescission of the proposed change to MRE 412 in the previous year's proposed changes, and its reversion back to its original substance, the JSC has not adopted this proposal. Instead, the JSC will make a different change to RCM 405(i)(2)(B), to read as follows:

"(B) *Procedure to determine admissibility.* The procedure to

determine admissibility can be found in Mil. R. Evid. 412(c)."

b. One commenter recommended amending the Analysis to MRE 412. The JSC has not adopted this proposal due to the change to the 2012 change, involving the Military Rules of Evidence, in which MRE 412 was not changed and reverted back to its original substance. Instead the JSC proposes to add the following discussion to the Analysis to MRE 412:

"In 2011, the Court of Appeals for the Armed Forces expressed concern with the constitutionality of the balancing test from Rule 412(c)(3) as amended in 2007. See *United States v. Gaddis*, 70 M.J. 248 (C.A.A.F. 2011), *United States v. Ellerbrock*, 70 M.J. 314 (C.A.A.F. 2011)."

c. One commenter suggested the portion of RCM 405(i) that requires the investigating officer to determine admissibility of MRE 412 evidence by determining whether the "probative value of such evidence outweighs the danger of unfair prejudice" is confusing and should instead read that the "probative value of such evidence outweighs the danger of unfair prejudice or confusion of the issue." However, due to the rescission of the proposed change to MRE 412 in the proposed changes submitted in 2011, and its reversion back to its original substance, the JSC has not adopted this proposal. Instead RCM 405(i)(2)(B) will now be amended as stated in paragraph a, *supra*.

d. One commenter recommended amending the sample specifications under Article 120, UCMJ, Paragraphs f.(7)(a)-(f) to include "(arouse)(gratify the sexual desire of)" to correspond to the elements under Abusive Sexual Contact. In addition, based on this comment, JSC noted the same inconsistency in Paragraphs f.(5)(a)-(e). Article 120, UCMJ, Paragraphs f.(5) and (7) will be amended to include the language in the sample specifications.

e. Comments making grammatical corrections were received. Those corrections were made.

f. Comments were received suggesting additional amendments to RCMs 307, 405, 701, 703, 905, 906, 907, 908, 1003, 1004; the Analysis to MREs 513 and 514; Article 120; and Part IV, paragraph 16e pertaining to Article 92, UCMJ. These suggested changes were not incorporated. Several suggested changes were not contemplated in the proposals currently under review. Those suggestions will be considered in the course of the FY13 annual review of the MCM, which is required by DoD Directive 5500.17.

Dated: February 28, 2013.

Aaron Siegel,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

[FR Doc. 2013-04994 Filed 3-4-13; 8:45 am]

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DEPARTMENT OF DEFENSE

Office of the Secretary

Department of Defense Task Force on the Care, Management, and Transition of Recovering Wounded, Ill, and Injured Members of the Armed Forces; Notice of Federal Advisory Committee Meeting

AGENCY: Office of the Assistant Secretary of Defense, Department of Defense.

ACTION: Meeting notice.

SUMMARY: Under the provisions of the Federal Advisory Committee Act of 1972 (5 U.S.C., Appendix, as amended), the Government in the Sunshine Act of 1976 (5 U.S.C. 552b, as amended), and 41 CFR 102-3.150, the Department of Defense announces that the following Federal Advisory Committee meeting of the Department of Defense Task Force on the Care, Management, and Transition of Recovering Wounded, Ill, and Injured Members of the Armed Forces (subsequently referred to as the Task Force) will take place.

DATES: Tuesday, April 2, 2013—Wednesday, April 3, 2013 from 8:00 a.m. to 5:00 p.m. EDT each day.

ADDRESSES: DoubleTree by Hilton Hotel Washington DC-Crystal City, 300 Army Navy Drive, Arlington, VA 22202.

FOR FURTHER INFORMATION CONTACT: Mail Delivery service through Recovering Warrior Task Force, Hoffman Building II, 200 Stovall St, Alexandria, VA 22332-0021 "Mark as Time Sensitive for April Meeting". Emails to rwtf@wso.whs.mil. Denise F. Dailey, Designated Federal Officer; Telephone (703) 325-6640. Fax (703) 325-6710.

SUPPLEMENTARY INFORMATION: *Purpose of the Meeting:* The purpose of the meeting is for the Task Force Members to convene and gather data from panels and briefers on the Task Force's topics of inquiry.

Agenda: (Refer to <http://dtf.defense.gov/rwtf/meetings.html> for the most up-to-date meeting information).

Day One: Tuesday, April 2, 2013

8:00 a.m.—9:15 a.m.—Task Force Members Site Visit After Action Review

9:15 a.m.—9:30 a.m.—Break

9:30 a.m.–10:30 a.m.—Office of the Assistant Secretary of Defense for Health Affairs Centers of Excellence Oversight Board
 10:30 a.m.–10:45 a.m.—Break
 10:45 a.m.–11:30 a.m.—Office of the Assistant Secretary of Defense for Health Affairs (Medical Home)
 11:30 a.m.–12:15 p.m.—Office of the Assistant Secretary of Defense for Health Affairs (Urogenital Injuries)
 12:15 p.m.–1:00 p.m.—Break for Lunch
 1:00 p.m.–2:00 p.m.—Office of the Assistant Secretary of Defense for Health Affairs (Defense Health Agency Executive Office of Transition)
 2:00 p.m.–2:15 p.m.—Break
 2:15 p.m.–3:45 p.m.—Department of the Navy N8 Engineering Process improvements using Industrial Approaches for Navy IDES and Comprehensive Combat and Complex Casualty Care (C5)
 3:45 p.m.–4:00 p.m.—Break
 4:00 p.m.–5:00 p.m.—VA-DoD Interagency Care and Coordination Committee (IC3)
 5:00 p.m.—Wrap Up

Day Two: Wednesday, April 3, 2013

8:00 a.m.–8:15 a.m.—Public Forum
 8:15 a.m.–9:00 a.m.—Results of the DoD/VA Employment Task Force
 9:00 a.m.–9:15 a.m.—Break
 9:15 a.m.–10:15 a.m.—Office of the Assistant Secretary of Defense for Health Affairs TRICARE Management Activity Survey
 10:15 a.m.–10:30 a.m.—Break
 10:30 a.m.–12:00 p.m.—Office of Warrior Care Policy
 12:00 p.m.–1:00 p.m.—Break for Lunch
 1:00 p.m.–2:30 p.m.—Nonprofits Panel: Yellow Ribbon Fund, Wounded Warrior Project, Hope for the Warriors
 2:30 p.m.–2:45 p.m.—Break
 2:45 p.m.–3:45 p.m.—Center for Deployment Psychology
 3:45 p.m.–4:00 p.m.—Break
 4:00 p.m.–5:00 p.m.—Returning Warrior Workshops, Yellow Ribbon Reintegration Program
 5:00 p.m.—Wrap Up

Public's Accessibility to the Meeting: Pursuant to 5 U.S.C. 552b and 41 CFR 102–3.140 through 102–3.165, and the availability of space, this meeting is open to the public. Seating is on a first-come basis.

Pursuant to 41 CFR 102–3.105(j) and 102–3.140, and section 10(a)(3) of the Federal Advisory Committee Act of 1972, the public or interested organizations may submit written statements to the Department of Defense Task Force on the Care, Management, and Transition of Recovering Wounded,

Ill, and Injured Members of the Armed Forces about its mission and functions. If individuals are interested in making an oral statement during the Public Forum time period, a written statement for a presentation of two minutes must be submitted (see **FOR FURTHER INFORMATION CONTACT**) and must identify it is being submitted for an oral presentation by the person making the submission. Identification information must be provided and at a minimum must include a name and a phone number. Individuals may visit the Task Force Web site at <http://dtf.defense.gov/rwtf/to> view the Charter. Individuals making presentations will be notified by Wednesday, March 27, 2013. Oral presentations will be permitted only on Wednesday, April 3, 2013 from 8:00 a.m. to 8:15 a.m. EDT before the Task Force. The number of oral presentations will not exceed ten, with one minute of questions available to the Task Force members per presenter. Presenters should not exceed their two minutes.

Written statements in which the author does not wish to present orally may be submitted at any time or in response to the stated agenda of a planned meeting of the Department of Defense Task Force on the Care, Management, and Transition of Recovering Wounded, Ill, and Injured Members of the Armed Forces.

All written statements shall be submitted to the Designated Federal Officer for the Task Force through the contact information in **FOR FURTHER INFORMATION CONTACT**, and this individual will ensure that the written statements are provided to the membership for their consideration.

Statements, either oral or written, being submitted in response to the agenda mentioned in this notice must be received by the Designated Federal Officer at the address listed in **FOR FURTHER INFORMATION CONTACT** no later than 5:00 p.m. EDT, Monday, March 25, 2013 which is the subject of this notice. Statements received after this date may not be provided to or considered by the Task Force until its next meeting. Please mark mail correspondence as “Time Sensitive for April Meeting.”

The Designated Federal Officer will review all timely submissions with the Task Force Co-Chairs and ensure they are provided to all members of the Task Force before the meeting that is the subject of this notice.

Reasonable accommodations will be made for those individuals with disabilities who request them. Requests for additional services should be directed to Ms. Heather Moore, (703) 325–6640, by 5:00 p.m. EDT, Monday, March 25, 2013.

Dated: February 28, 2013.

Aaron Siegel,

Alternate OSD Federal Register Liaison Officer, Department of Defense.

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DEPARTMENT OF DEFENSE

Office of the Secretary

[Docket ID DoD–2013–OS–0019]

Privacy Act of 1974; System of Records

AGENCY: Defense Logistics Agency, DoD.

ACTION: Notice to delete a System of Records.

SUMMARY: The Defense Logistics Agency is deleting a system of records notice in 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 on April 5, 2013 unless comments are received which result in a contrary determination. Comments will be accepted on or before April 4, 2013.

ADDRESSES: You may submit comments, identified by docket number and title, by any of the following methods:

* *Federal Rulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.

* *Mail:* Federal Docket Management System Office, 4800 Mark Center Drive, East Tower, 2nd Floor, Suite 02G09, Alexandria, VA 22350–3100.

Instructions: All submissions received must include the agency name and docket number for this **Federal Register** document. The general policy for comments and other submissions from members of the public is to make these submissions available for public viewing on the Internet at <http://www.regulations.gov> as they are received without change, including any personal identifiers or contact information.

FOR FURTHER INFORMATION CONTACT: Ms. Jody Sinkler, DLA FOIA/Privacy Act Office, Headquarters, Defense Logistics Agency, ATTN: DGA, 8725 John J. Kingman Road, Suite 1644, Fort Belvoir, VA 22060–6221, or by phone at (703) 767–5045.

SUPPLEMENTARY INFORMATION: The Defense Logistics Agency system of records notice 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 in **FOR FURTHER INFORMATION CONTACT**. The proposed deletions are