

OMB Disclosure Statement

Public reporting burden for this collection of information is estimated to average .33 hour per response, including the time for reviewing instructions. Send comments regarding this estimate or any other aspect of this information, including suggestions for reducing this burden, to Office of the Chief Information Officer, Records Management Division, IM-23, U.S. Department of Energy, Washington, DC 20585; and to the Office of Management and Budget (OMB), Paperwork Reduction Project (1910-1700), Washington, DC 20503.

Section 5 USC 552a (i) - Criminal Penalties

- (1) Any officer or employee of an agency, who by virtue of his employment or official position, has possession of, or access to, agency records which contain individually identifiable information the disclosure of which is prohibited by this section or by rules or regulations established there under, and who knowing that disclosure of the specific material is so prohibited, willfully discloses the material in any manner to any person or agency not entitled to receive it, shall be guilty of a misdemeanor and fined not more than \$5,000.
- (2) Any officer or employee of any agency who willfully maintains a system of records without meeting the notice requirements of subsection (e) (4) of this section shall be guilty of a misdemeanor and fined not more than \$5,000.
- (3) Any person who knowingly and willfully requests or obtains any record concerning an individual from an agency under false pretenses shall be guilty of a misdemeanor and fined not more than \$5,000.

OTHER PENALTIES

A person who falsely or fraudulently attempts to obtain records under the Privacy Act, Title 5 U.S.C. Section 552a, may also be subject to prosecution under other criminal statutes such as 18 U.S.C. 494, 495, and 1001.

Establishing Valid Identification of Individual Making Request Under the Privacy Act

Pursuant to Title 10, Code of Federal Regulations, Section 1008.4 (b)(1) and (b)(2), an individual making a request may establish identity by:

- (1) Including with the request, if submitted by mail, a photocopy of two identifying documents bearing name and signature, one of which shall bear current home or business address and date of birth; or
- (2) Appearing at the appropriate DOE Headquarters or Field location during business hours and presenting either of the following:
 - (i) One identifying document bearing photograph and signature; or
 - (ii) Two identifying documents bearing name and signature, one of which shall bear current home or business address and date of birth.

Privacy Act Statement

Title 5 U.S.C. Section 552a(b) and (d) authorizes collection of this information. The information is used to authorize agency personnel to locate and review records which are located in a system of records established under the Section.