

stating that the windows in question were marked AS-3. Russo argued:

The windshields that were installed in these vehicles were labeled AS-1.

The [installers] had shown us the windshield label on the windshield stock plate before the installation and fitting process. The San Jose Fire Dept.'s Battalion Chief Master Mechanic was also shown the label at this time and he said this to Mr. Shifflet [of NHTSA's Office of Vehicle Safety Compliance] during his visit.

We have a sample of the label that the glass company that supplies the Fire Dept. And all of California had supplied(sic) to show DOT.

The windshield that was supplied to us by San Jose Glass contained this label:

Laminated  
16 CFR 1201 M550  
CATT II AS-1  
DOT 273

\* \* \* \* \*

The labeling on the driver's and passenger's window is also inconsequential to vehicle safety as shown by supporting data that the glass manufacturer uses all the same AS 2 glass except for a very slight insignificant light transmission in AS-certified configuration.

The City of San Jose notes that the side windows are AS-3 rather than AS-2. Darlene E. Skelton and the Fire Marshal note that the noncompliance is easily remedied by the installation of new glass. The Fire Marshal also believes that the windshield should be marked to bring it into full compliance with Standard No. 205.

Because all windshields are required to be AS-1 glazing, NHTSA is confident that, if the unmarked windshields have to be replaced, the replacement windshield will be AS-1 glazing. The agency does not concur with Russo's characterization of the substitution of AS-3 glazing for AS-2 glazing as resulting in "a very slight insignificant light transmission", but it does conclude that, because the noncompliance exists in only two vehicles, it will have an inconsequential effect on safety.

#### 4. FMVSS No. 207, "Seating Systems"

In April 1991, Russo produced one Command/Communications van (1989 Gillig chassis) with an 18,000 pound gross vehicle weight rating. The vehicle is a specially configured portable meeting room for use at the scene of disasters. It is a closed, straight body van-type vehicle consisting essentially of a cab for vehicle operation and a cargo area which Russo converted into a conference room.

Section 4.4 of FMVSS No. 207 requires that all seats not designed to be occupied while the vehicle is in motion are to be conspicuously labeled to that effect. The seats located in the meeting

room area of this vehicle are not designed to be occupied while the vehicle is being operated, but are not labeled as such.

Subsequent to its petition, Russo agreed to provide the labels for the seats in question. This moots its penalty for exemption from the statutory remedial requirements. Any failures to comply with the letter of the notification requirements of Part 577 are less significant in the case where notification is to be provided a single owner who is aware of the noncompliance and has commented to NHTSA on it.

Accordingly, in consideration of the foregoing, it is hereby found that the petitioner has met its burden of persuasion that the noncompliances herein described are inconsequential to motor vehicle safety, and its petition is granted.

(49 U.S.C. 30118 and 30120; delegations of authority at 49 CFR 1.50 and 49 CFR 501.8)

Issued on April 18, 1995.

**Barry Felrice,**

*Associate Administrator for Safety Performance Standards.*

[FR Doc. 95-10000 Filed 4-21-95; 8:45 am]

BILLING CODE 4910-59-P

## DEPARTMENT OF THE TREASURY

### Internal Revenue Service

#### Privacy Act of 1974; Computer Matching Programs

**AGENCY:** Internal Revenue Service; Treasury Department.

**ACTION:** Notice.

**SUMMARY:** Pursuant to Section 552a(e)(12) of the Privacy Act of 1974, as amended, and the Office of Management and Budget (OMB) Guidelines on the Conduct of Matching Programs, notice is hereby given of the conduct of Internal Revenue Service computer matching programs.

In accordance with various provisions of section 6103 of the Internal Revenue Code (IRC) of 1986, the computer matching programs provide Federal, State, and local agencies with tax information from IRS records to assist them in administering the programs and activities described hereafter. The purpose of these programs is to prevent or reduce fraud and abuse in certain Federally assisted benefit programs and facilitate the settlement of government claims while protecting the privacy interest of the subjects of the match. The matches are conducted on an on-going basis in accordance with the terms of the Computer Matching Agreement in

effect with each participant as approved by the Data Integrity Boards of both agencies, and for the period of time specified in such Agreement. Members of the public desiring specific information concerning an on-going matching activity may request a copy of the agreement at the address provided below.

**EFFECTIVE DATE:** June 5, 1995.

**ADDRESSES:** Inquiries may be mailed to Director, Office of Disclosure, Internal Revenue Service, P.O. Box 795, Washington, DC 20044.

**FOR FURTHER INFORMATION CONTACT:** Gwen Collins, Program Manager, Privacy Act and Education Branch, Internal Revenue Service, (202) 622-6240.

**SUPPLEMENTARY INFORMATION:** The nature, purposes, and authorities for IRS computer matching programs are as follows:

#### Matches Conducted Pursuant to IRC 6103(1)(7)

The Service is required, upon written request, to disclose current information from returns with respect to unearned income to any Federal, State, or local agency administering federally-assisted benefit programs which provide:

(a) Aid to Families with Dependent Children (AFDC) under a State Plan approved under Part A of Title IV of the Social Security Act;

(b) Medical assistance under a State plan approved under Title XIX of the Social Security Act;

(c) Supplemental Security Income benefits under Title XVI of the Social Security Act, and federally administered supplementary payments of the type described in section 1616(a) of such Act (including payments pursuant to an agreement entered into under section 212(a) of Pub. L. 93-66, 87 Stat. 155);

(d) Any benefits under a State plan approved under Titles I, X, XIV or XVI of the Social Security Act (as those titles apply to Puerto Rico, Guam and the Virgin Islands);

(e) Unemployment Compensation under a State law as described in section 3304 of the Internal Revenue Code;

(f) Assistance under the Food Stamp Act of 1977; and

(g) State-administered supplementary payments of the type described in section 1616(a) of the Social Security Act (including payments pursuant to an agreement entered into under section 212(a) of Pub. L. 93-66);

(h) Needs-based pensions under United States Code (USC) Title 38, Chapter 15 or under any other law administered by the Secretary of Veterans Affairs;