

Signed at Washington, DC, this 7th day of December 2005.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E5-7375 Filed 12-14-05; 8:45 am]

BILLING CODE 4510-30-P

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-57,700]

#### Joy Technologies, Inc., DBA Joy Mining Machinery, Mt. Vernon Plant, Mt. Vernon, IL; Notice of Affirmative Determination Regarding Application for Reconsideration

By application of November 3, 2005, a petitioner requested administrative reconsideration of the Department of Labor's Notice of Negative Determination Regarding Eligibility to Apply for Worker Adjustment Assistance, applicable to workers of the subject firm. The Notice of determination was signed on September 15, 2005, and published in the **Federal Register** on October 31, 2005 (70 FR 62345).

The negative determination was based on no shift of underground mining machinery production abroad and no increased imports of underground mining machinery during the relevant period. Workers produced underground mining machinery and are not separately identifiable by product line.

The Department carefully reviewed the workers' request for reconsideration and has determined that the Department will conduct further investigation based on new information provided by the petitioners.

#### Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the Department of Labor's prior decision. The application is, therefore, granted.

Signed at Washington, DC, this 16th day of November 2005.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E5-7379 Filed 12-14-05; 8:45 am]

BILLING CODE 4510-30-P

## NATIONAL CRIME PREVENTION AND PRIVACY COMPACT COUNCIL

### Security and Management Control Outsourcing Standard

**AGENCY:** National Crime Prevention and Privacy Compact Council.

**ACTION:** Notice.

**SUMMARY:** Pursuant to the publication requirement in title 42, United States Code (U.S.C.), section 14616, Article VI(e), the Compact Council (Council), established by the National Crime Prevention and Privacy Compact (Compact) Act of 1998, is providing public notice of the attached combined Security and Management Control Outsourcing Standard (Outsourcing Standard) established by the Council.

**DATES:** This Outsourcing Standard is effective on December 15, 2005.

#### FOR FURTHER INFORMATION CONTACT:

Todd C. Commodore, FBI CJIS Division, 1000 Custer Hollow Road, Module C3, Clarksburg, WV 26306; Telephone (304) 625-2803; e-mail [tcommodo@leo.gov](mailto:tcommodo@leo.gov); fax number (304) 625-5388.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

The Compact, 42 U.S.C., section 14616, establishes uniform standards and processes for the interstate and Federal-State exchange of criminal history records for noncriminal justice purposes. The Compact was approved by the Congress on October 9, 1998, (Pub. L. 105-251) and became effective on April 28, 1999, when ratified by the second state. Article VI of the Compact provides for a Council that has the authority to promulgate rules and procedures governing the use of the Interstate Identification Index (III) System for noncriminal justice purposes. The III is the system of federal and state criminal history records maintained by the Federal Bureau of Investigation (FBI). On December 16, 2004, the Council published in the **Federal Register**, 69 FR 75243, an interim final rule entitled "Outsourcing of Noncriminal Justice Administrative Functions." Published elsewhere in today's edition of the **Federal Register**, the interim final rule (codified at title 28, Code of Federal Regulations, part 906) is adopted as a final rule without change.

On December 16, 2004, the Council published in the **Federal Register**, 69 FR 75350, a notice with request for comments. The notice provided two Security and Management Control Outsourcing Standards (Outsourcing Standards). The first Outsourcing Standard ("Security and Management

Control Outsourcing Standard for Contractors Having Access to CHRI on Behalf of an Authorized Recipient for Noncriminal Justice Purposes") was to be used by Contractors authorized to perform noncriminal justice administrative functions requiring access to CHRI without a direct connection to the FBI's CJIS Wide Area Network (WAN). The second Outsourcing Standard ("Security and Management Control Outsourcing Standard for Channelers Only") was to be used by Contractors authorized access to CHRI through a direct connection to the FBI's CJIS WAN. At the May 2005 Council meeting, the Council approved a motion to consolidate the two Outsourcing Standards because they were so similar. Accordingly, the combined Outsourcing Standard is printed below. Hereafter, prior to utilizing the Outsourcing Standard, interested parties should request the most current version by contacting the Compact Council Office, 1000 Custer Hollow Road, Module C3, Clarksburg, WV 26306, Attention: FBI Compact Officer.

##### II. Discussion of Comments on the Notice

The 60-day comment period for the notice closed on February 14, 2005. Twelve comments were received from three different sources.

All comments referenced particular sections of the notice. The first comment concerned the definition of "dissemination" as provided in section 1.12. The entity submitting the comment believed the definition was referring to "authorized dissemination" and it stated that the definition could be used interchangeably within the Outsourcing Standard to refer to both "authorized" and "unauthorized" dissemination. Based on previous discussion at the Council's Standards Committee meetings, the Council decided to leave the original definition of dissemination intact.

The second comment addressed footnote 2 of section 2.01, which outlines audit requirements by the Compact Officer/Chief Administrator of the Contractor and Authorized Recipients. As the footnote was previously written, all Authorized Recipients and Contractors were to be audited within one year of the signing of the contract. The potential exists for outsourcing by thousands of Authorized Recipients. FBI and state audit resources are limited and it is not feasible to audit all potential Authorized Recipients and Contractors. However, auditing a representative sample is feasible. Accordingly, the Council agreed to