

ventilate working places, the provisions will maintain the level of safety in underground mines while allowing them to implement advances in mining atmospheric monitoring technology. This rule establishes alternate provisions that mine operators need to follow if they want to use belt air to ventilate working sections.

Section 75.351(b)(3) requires the posting at the surface location of an up-to-date map or schematic showing air flow directions and the location and type of all Atmospheric Monitoring System (AMS) sensors. Section 75.351(n)(1) requires that sensors used to detect CO or smoke be visually examined at least once each shift, when belts are operated as part of a production shift. If hazardous conditions are found during the visual exam, then a log of such conditions must be filed under existing Section 75.363(b)—Hazardous conditions; posting, correcting and recording (OMB approval 1219–0088).

Sections 75.351(n)(2) and 75.351(n)(3) require that a log be kept of every seven-day alarm test and every 31-day CO, smoke, or methane sensor calibration, respectively.

Section 75.351(o)(1)(i) requires that a record be made if the AMS emits an alert or alarm signal. The record would consist of the date, time, location, and type of sensor, and the reason for its activation. Section (o)(1)(ii) requires that, if a malfunction in the system occurs, a record be made of the malfunction and the corrective action to return the system to proper operating condition. We (MSHA) believe that such records are useful to the miner, the mine operator, and the Agency in determining areas of recurring problems. This will aid in ensuring proper operation of AMSs.

Section 75.351(o)(1)(iii) requires that the persons doing the weekly test of alert and alarm signals, the monthly calibration, or maintenance of the system make a record of these tests, calibrations, or maintenance. Section § 75.351(o)(3) requires that all records concerning the AMS be kept in a book or electronically in a computer system, that is secure and not susceptible to alteration. Section 75.351(p) requires the mine operator to keep these records for at least one year at a surface location and to make them available for inspection by authorized representatives of the Secretary and representatives of miners.

Section 75.351(q) requires that a record of annual AMS operator training be kept. The record will include the content of training, the person conducting the training, and the date

the training is conducted. The record needs to be maintained at the mine site by the mine operator for at least one year.

Sections 75.352(a) and 75.352(b) require the designated AMS operator or other appropriate personnel to take actions promptly when malfunction, alert, or alarm signals are received. These requirements are parallel to those of Section 75.351(o).

Numerous provisions require action to modify the mine ventilation plan. Provisions under Section 75.371 Mine Ventilation Plan include: Section 75.371(ii) requires the locations where dust measurements are made in the belt entry, in accordance with Section 75.350(b)(3) be included in the mine ventilation plan; Section 75.371(jj) requires the locations where velocities in the belt entry exceed limits set forth in Section 75.350(a)(2), and the maximum approved velocity for each location must be shown in the mine ventilation plan; Section 75.371(kk) requires the locations where air quantities are measured as set forth in Section 75.350(b)(6) be included in the mine ventilation plan; Section 75.371(ll) requires the inclusion of point feed locations and their use in the mine ventilation plan; and Sections 75.371(nn), 75.371(oo), and 75.371(pp) require modification of the mine ventilation plan to show the length of the time delay or any other method used for reducing the number of non-fire related alert and alarm signals from CO sensors, the lower alert and alarm setting for CO sensors, and the alternate instrument and the alert and alarm levels associated with the instrument, respectively.

The respondents are mine operators that elect to use belt air to ventilate working sections and areas where mechanized equipment is being installed or removed. The records will be used by coal mine supervisors and employees, State mine inspectors, and Federal mine inspectors. The records show that the examinations and tests were conducted and give insight into the hazardous conditions that have been encountered and those that may be encountered. The records of inspections greatly assist those who use them in making decisions that will ultimately affect the safety and health of miners working in belt air mines.

**Darrin A. King,**

*Acting Departmental Clearance Officer.*

[FR Doc. E7–11484 Filed 6–13–07; 8:45 am]

**BILLING CODE 4510–43–P**

## DEPARTMENT OF LABOR

### Office of the Secretary

#### Submission for OMB Review: Comment Request

June 7, 2007.

The Department of Labor (DOL) has submitted the following public information collection requests (ICR) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104–13, 44 U.S.C. chapter 35). A copy of each ICR, with applicable supporting documentation, may be obtained from RegInfo.gov at <http://www.reginfo.gov/public/do/PRAMain> or by contacting Darrin King on 202–693–4129 (this is not a toll-free number)/e-mail: [king.darrin@dol.gov](mailto:king.darrin@dol.gov).

Comments should be sent to Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for the Employment Standards Administration (ESA), Office of Management and Budget, Room 10235, Washington, DC 20503, Telephone: 202–395–7316/Fax: 202–395–6974 (these are not toll-free numbers), within 30 days from the date of this publication in the **Federal Register**.

The OMB is particularly interested in comments which:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and
- Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

*Agency:* Employment Standards Administration.

*Type of Review:* Extension without change of currently approved collection.

*Title:* Survivor's Form for Benefits.

*OMB Number:* 1215–0069.

*Form Number:* CM–912.

*Frequency:* On occasion.

*Type of Response:* Reporting.

*Affected Public:* Individuals or households.

*Estimated Number of Respondents:* 2,000.

*Estimated Number of Annual Responses:* 2,000.

*Estimated Average Response Time:* 8 minutes.

*Estimated Total Annual Burden Hours:* 267.

*Total Estimated Annualized capital/startup costs:* \$0.

*Total Estimated Annual Costs (operating/maintaining systems or purchasing services):* \$704.

*Description:* The CM-912 is used to gather information from a beneficiary's survivor to determine if the survivor is entitled to benefits or the continuation of benefits.

*Agency:* Employment Standards Administration.

*Type of Review:* Extension without change of currently approved collection.

*Title:* Notice of Law Enforcement Officer's Injury or Occupational Disease (CA-721); Notice of Law Enforcement Officer's Death (CA-722).

*OMB Number:* 1215-0116.

*Form Numbers:* CA-721 and CA-722.

*Frequency:* On occasion.

*Type of Response:* Reporting.

*Affected Public:* State, Local, or Tribal Government.

*Estimated Number of Respondents:* 30.

*Estimated Number of Annual Responses:* 30.

*Estimated Average Response Time:* 60 minutes for the Form CA-721 and 90 minutes for the CA-722.

*Estimated Total Annual Burden Hours:* 40.

*Total Annualized capital/startup costs:* \$0.

*Total Annual Costs (operating/maintaining systems or purchasing services):* \$0.

*Description:* The CA-721 and CA-722 are used for filing claims for compensation for injury and death to non-Federal law enforcement officers under the provisions of 5 U.S.C. 8191 et seq. The forms provide the basic information needed to process the claims made for injury or death.

*Agency:* Employment Standards Administration.

*Type of Review:* Extension without change of currently approved collection.

*Title:* 29 CFR, Part 575—Waiver of Child Labor Provisions for Agricultural

Employment of 10 and 11 Year Old Minors in Hand Harvesting of Short Season Crops.

*OMB Number:* 1215-0120.

*Form Number:* None.

*Frequency:* On occasion.

*Type of Response:* Reporting and Recordkeeping.

*Affected Public:* Farms.

*Estimated Number of Respondents:* 1.

*Estimated Number of Annual Responses:* 1.

*Estimated Average Response Time:* 4 hours.

*Estimated Total Annual Burden Hours:* 4.

*Total Estimated Annualized capital/startup costs:* \$0.

*Total Estimated Annual Costs (operating/maintaining systems or purchasing services):* \$0.

*Description:* Regulations 29 CFR part 575, in relevant part, sets forth the describes the information an employer or group of employers must submit when applying for a waiver of the youth employment provisions under FLSA section 13(c)(4). See 29 CFR 575.3-5. Regulations 29 CFR 575.8 specifies certain records employers must maintain.

*Agency:* Employment Standards Administration.

*Type of Review:* Extension without change of currently approved collection.

*Title:* 29 CFR Part 825, The Family and Medical Leave Act of 1993.

*OMB Number:* 1215-0181.

*Form Numbers:* WH-380 and WH-381.

*Frequency:* On occasion.

*Type of Response:* Reporting.

*Affected Public:* Business and other for-profit.

*Estimated Number of Respondents:* 391,000.

*Estimated Number of Annual Responses:* 15,058,850.

*Estimated Average Response Time:* 5 minutes for the Form WH-381 and 20 minutes for the WH-380.

*Estimated Total Annual Burden Hours:* 1,370,288.

*Total Annualized capital/startup costs:* \$0.

*Total Annual Costs (operating/maintaining systems or purchasing services):* \$11,915,480.

*Description:* The Family and Medical Leave Act of 1993 (FMLA) requires

private sector employers of 50 or more employees, and public agencies to provide up to 12 weeks of unpaid, job-protected leave to "eligible" employees for certain family and medical reasons. Records are required so that the Department of Labor can determine employer compliance with FMLA. These recordkeeping requirements are necessary in order for the DOL to carry out its statutory obligation under section 106 of FMLA to investigate and ensure employer compliance. By requiring employers to maintain these records, the DOL is able to determine employer compliance. Because these collections involve third-party notifications between the employer and the employee, the WHD created optional Forms WH-380 and WH-381 to assist employees and employers in meeting their regulatory notification obligations under the FMLA. Form WH-380 allows employees who are requesting FMLA leave based on a serious health condition to satisfy a mandatory requirement to furnish a medical certification (when requested) from their health care provider, including second or third opinions and recertifications. See 29 CFR 825.306. Form WH-381 allows employers to satisfy mandatory requirements to provide employees taking FMLA-leave with written notice detailing specific expectations and obligations of the employee and explaining any consequences of a failure to meet these obligations. See 29 CFR 825.301(b). These collections are necessary to ensure that both employers and employees are aware of and can exercise their rights and meet their respective obligations under FMLA.

*Agency:* Employment Standards Administration.

*Type of Review:* Revision of currently approved collection.

*Title:* Energy Employees Occupational Illness Compensation Program Act Forms (Various).

*OMB Number:* 1215-0197.

*Form Numbers:* See below.

*Frequency:* On occasion.

*Type of Response:* Reporting.

*Affected Public:* Individuals or households; Business or other for-profit; and Federal Government.

#### BURDEN ESTIMATE BY FORM NUMBER

| Form       | Estimated number of annual responses | Average response time (hours) | Annual burden hours |
|------------|--------------------------------------|-------------------------------|---------------------|
| EE-1 ..... | 6,711                                | 0.28                          | 1,901               |
| EE-2 ..... | 14,331                               | 0.35                          | 5,016               |

## BURDEN ESTIMATE BY FORM NUMBER—Continued

| Form           | Estimated number of annual responses | Average response time (hours) | Annual burden hours |
|----------------|--------------------------------------|-------------------------------|---------------------|
| EE-3 .....     | 16,748                               | 1.00                          | 16,748              |
| EE-4 .....     | 4,187                                | 0.50                          | 2,094               |
| EE-5A .....    | 2,884                                | 0.50                          | 1,442               |
| EE-5B .....    | 500                                  | 0.50                          | 250                 |
| EE-7 .....     | 16,748                               | 0.25                          | 4,187               |
| EE-7A .....    | 2,311                                | 0.25                          | 578                 |
| EE-7B .....    | 1,103                                | 0.25                          | 276                 |
| EE-8 .....     | 968                                  | 0.08                          | 81                  |
| EE-9 .....     | 826                                  | 0.08                          | 69                  |
| EE-10 .....    | 100                                  | 0.08                          | 8                   |
| EE-10A .....   | 37                                   | 0.50                          | 19                  |
| EE-12 .....    | 4,000                                | 0.33                          | 1,333               |
| EE-13 .....    | 51                                   | 16.00                         | 816                 |
| EE/EN-20 ..... | 7,557                                | 0.08                          | 630                 |
| Total .....    | 79,062                               | .....                         | 35,447              |

*Total Annualized capital/startup costs:* \$0.

*Total Annual Costs (operating/maintaining systems or purchasing services):* \$4,629.

*Description:* The information collected by these forms is used by Office of Worker Compensation Program claims examiners to determine eligibility for compensation. The information, with the medical evidence and other supporting documentation, is used to determine whether or not the claimant is entitled to compensation under Part B and/or E of Energy Employees Occupational Illness Compensation Program Act of 2000, as amended, 42 U.S.C. 7384 et seq.

**Darrin A. King,**

*Acting Departmental Clearance Officer.*

[FR Doc. E7-11491 Filed 6-13-07; 8:45 am]

**BILLING CODE 4510-CH-P**

## DEPARTMENT OF LABOR

### Office of the Secretary

#### Submission for OMB Review: Comment Request

June 8, 2007.

The Department of Labor (DOL) has submitted the following public information collection requests (ICR) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. chapter 35). A copy of each ICR, with applicable supporting documentation, may be obtained from RegInfo.gov at <http://www.reginfo.gov/public/do/PRAMain> or by contacting Darrin King on 202-693-4129 (this is

not a toll-free number)/e-mail: [king.darrin@dol.gov](mailto:king.darrin@dol.gov).

Comments should be sent to Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for the Occupational Safety and Health Administration (OSHA), Office of Management and Budget, Room 10235, Washington, DC 20503, Telephone: 202-395-7316/Fax: 202-395-6974 (these are not toll-free numbers), within 30 days from the date of this publication in the **Federal Register**.

The OMB is particularly interested in comments which:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;
- Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information, including the validity of the methodology and assumptions used;
- Enhance the quality, utility, and clarity of the information to be collected; and
- Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

*Agency:* Occupational Safety and Health Administration.

*Type of Review:* Extension without change of currently approved collection.

*Title:* Presence sensing device initiation (PSDI) (29 CFR 1910.217(h)).

*OMB Number:* 1218-0143.

*Type of Response:* Recordkeeping and Third-party Disclosure.

*Affected Public:* Public Sector:

Business or other for-profits.

*Number of Respondents:* 1.

*Number of Annual Responses:* 1.

*Estimated Time per Response:* Varies by task.

*Total Burden Hours:* 1.

*Total Annualized capital/startup costs:* \$0.

*Total Annual Costs (operating/maintaining systems or purchasing services):* \$0.

*Description:* Paragraph 1910.217(h) regulates the use of presence sensing devices ("PSDs") used to initiate the operation of mechanical power presses; a PSD (e.g., a photoelectric field or curtain) automatically stops the stroke of a mechanical power press when the device detects an operator entering a danger zone near the press. A mechanical power press using Presence Sensing Device Initiation (PSDI) automatically starts (initiates) the stroke when the device detects no operator within the danger zone near the press. The certification/validation of safety systems for PSDI shall consider the press, controls, safeguards, operator, and environment as an integrated system which shall comply with 29 CFR 1910.217(a) through (h).

*Agency:* Occupational Safety and Health Administration.

*Type of Review:* Extension without change of currently approved collection.

*Title:* Derricks (29 CFR 1910.181).

*OMB Number:* 1218-0222.

*Type of Response:* Recordkeeping and Third-party disclosure.

*Affected Public:* Public Sector:

Business or other for-profits.

*Number of Respondents:* 500.

*Number of Annual Responses:* 7,757.