

**DEPARTMENT OF LABOR**

**Office of the Secretary**

**Submission for OMB Review; Comment Request**

May 20, 2003.

The Department of Labor (DOL) has submitted the following public information collection request (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 this ICR, with applicable supporting documentation, may be obtained by calling the Department of Labor. To obtain documentation contact Darrin King on 202-693-4129 (this is not a toll-free number) on e-mail: [King.darrin@dol.gov](mailto:King.darrin@dol.gov).

Comments should be sent to Office of Information and Regulatory Affairs, Attn: OMB Officer for the Mine Safety and Health Administration, Office of Management and Budget, Room 10235, Washington, DC 20503 (202-395-7316—this is not a toll-free number), 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, electric, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

*Agency:* Mine Safety and Health Administration (MSHA).

*Type of Review:* Extension of a currently approved collection.

*Title:* Identification of Independent Contractors.

*OMB Number:* 1219-0043.

*Frequency:* On occasion.

*Affective Public:* Business or other for-profit.

| Type of mine/Type of response | Annual responses | Average response time (hours) | Annual burden hours |
|-------------------------------|------------------|-------------------------------|---------------------|
| Metal and Nonmetal:           |                  |                               |                     |
| Voluntary application .....   | 1,167            | 0.13                          | 152                 |
| Result of violation .....     | 197              | 0.07                          | 14                  |
| Coal:                         |                  |                               |                     |
| Voluntary application .....   | 820              | 0.13                          | 107                 |
| Result of violation .....     | 45               | 0.07                          | 3                   |
| Total .....                   | 2,229            | .....                         | 275                 |

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

*Total annual costs (operating/maintaining systems or purchasing services):* \$655.

*Description:* 30 CFR 45.3 provides that independent contractors may voluntarily obtain a permanent MSHA identification number by submitting to MSHA their trade name and business address, a telephone number, an estimate of the annual hours worked by the contractor on mine property for the previous calendar year, and the address of record for the service of documents upon the contractor.

**Ira L. Mills,**  
*Departmental Clearance Officer.*  
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**BILLING CODE 4510-43-M**

**DEPARTMENT OF LABOR**

**Employment and Training Administration**

**Workforce Investment Act; Lower Living Standard Income Level**

**AGENCY:** Employment and Training Administration, Labor.

**ACTION:** Notice of determination of lower living standard income level.

**SUMMARY:** Under Title I of the Workforce Investment Act (WIA) of 1998 (Pub. L. 105-220), the Secretary of Labor annually determines the Lower Living Standard Income Level (LLSIL) for uses described in the Law. WIA defines the term "Low Income Individual" as one who qualifies under various criteria, including an individual who received income for a six-month period that does not exceed the higher of the poverty line or 70 percent of the LLSIL. This issuance provides the Secretary's annual LLSIL for 2003 and references the current 2003 Health and Human Services (HHS) "Poverty Guidelines."

**EFFECTIVE DATE:** This notice is effective on May 30, 2003.

**ADDRESSES:** Send written comments to: Mr. Haskel Lowery, Employment and Training Administration, Department of Labor, Room N-4464, 200 Constitution Avenue, NW., Washington, DC 20210.

**FOR FURTHER INFORMATION CONTACT:** Mr. Haskel Lowery, Telephone 202-693-3608; Fax 202-693-3532 (these are not toll-free numbers).

**SUPPLEMENTARY INFORMATION:** It is the purpose of the Workforce Investment

Act of 1998 "to provide workforce investment activities, through statewide and local workforce investment systems, that increase the employment, retention, and earnings of participants, and increase occupational skill attainment by participants, and, as a result, improve the quality of the workforce, reduce welfare dependency, and enhance the productivity and competitiveness of the Nation."

The LLSIL is used for several purposes under WIA: Specifically, WIA Section 101(25) defines the term "low income individual" for eligibility purposes; and sections 127(b)(2)(C) and 132(b)(1)(IV) define the terms "disadvantaged adult" and "disadvantaged youth" in terms of the poverty line or LLSIL for purpose of State formula allotments. The Governor and state/local Workforce Investment Boards use the LLSIL for determining eligibility for youth, eligibility for employed adult workers for certain services, and for the Work Opportunity Tax Credit (WOTC), reauthorized until 2004. We encourage the Governors and state/local Workforce Investment Boards to consult WIA and its Regulations and Preamble at 20 CFR parts 652, 660-671 (published at 65 FR 49294 (Aug. 11,