

attainment levels of youth residing in the 36 YO areas.

Ira L. Mills,

Departmental Clearance Officer.

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## DEPARTMENT OF LABOR

### Office of the Secretary

#### Submission for OMB Review; Comment Request

August 18, 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) or 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 (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, 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 of a currently approved collection.

*Title:* Overpayment Recovery Questionnaire.

*OMB Number:* 1215-0144.

*Affected Public:* Individuals or households.

*Frequency:* On occasion.

*Type of Response:* Reporting.

*Number of Respondents:* 4,500.

*Number of Annual Responses:* 4,500.

*Average Response Time:* 60 minutes.

*Total Burden Hours:* 4,500.

*Total Annualized Capital/Startup*

*Costs:* \$0.

*Total Annual Costs (operating/maintaining systems or purchasing services):* \$1,800.

*Description:* The Federal Coal Mine Health and Safety Act of 1969, as amended, 30 U.S.C. 923(b) and 20 CFR 725.544(c), and the Federal Employees' Compensation Act, 5 U.S.C. 8129(b) and 20 CFR 10.430-10.441, provide for the recovery, waiver, compromise, or termination of overpayment of benefits to beneficiaries. The Form OWCP-20 collects information used to ascertain the financial condition of the beneficiary who has been overpaid to determine if the concealment or improper transfer of assets, and to identify and consider present and potential income and current assets for enforced collection proceedings. The form also provides a means for the beneficiary to explain why he/she is not at fault for the overpayment. If this information were not collected, DOL would have little basis to decide on collection proceedings.

Ira L. Mills,

Departmental Clearance Officer.

[FR Doc. 03-22124 Filed 8-28-03; 8:45 am]

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## DEPARTMENT OF LABOR

### Office of the Secretary

#### Submission for OMB Review; Comment Request

August 18, 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) or 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 Mine Safety and Health Administration (MSHA), 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, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

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

*Agency:* Mine Safety and Health Administration.

*Title:* Petitions for Modification—Pertains to All Mines.

*OMB Number:* 1219-0065.

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

*Frequency:* On occasion.

*Type of Response:* Reporting and Third party disclosure.

*Number of Respondents:* 138.

*Annual Responses:* 138.

*Average Response Time:* 40 Hours.

*Annual Burden Hours:* 5,342.

*Total Annualized Capital/Startup*

*Costs:* \$0.

*Total Annual Costs (operating/maintaining systems or purchasing services):* \$40,434.

*Description:* Section 101(c) of the Federal Mine Safety and Health Act of 1977, 30 U.S.C. 811(c), provides that a mine operator or a representative of miners may petition the Secretary of Labor (Secretary) to modify the application of a mandatory safety standard. A petition for modification may be granted if the Secretary determines (1) that an alternative method of achieving the results of the

standard exists and that it will guarantee, at all times, no less than the same measure of protection for the miners affected as that afforded by the standard, or (2) that the application of the standard will result in a diminution of safety to the miners affected.

**Ira L. Mills,**

*Departmental Clearance Officer.*

[FR Doc. 03-22125 Filed 8-28-03; 8:45 am]

**BILLING CODE 4510-43-M**

**DEPARTMENT OF LABOR**

**Office of the Secretary**

**Advisory Council of Employee Welfare and Pension Benefit Plans; Nominations for Vacancies**

Section 512 of the Employee Retirement Income Security Act of 1974 (ERISA), 88 Stat. 895, 29 U.S.C. 1142, provides for the establishment of an "Advisory Council on Employee Welfare and Pension Benefit Plans" (the Council), which is to consist of 15 members to be appointed by the Secretary of Labor (the Secretary) as follows: Three representatives of employee organizations (at least one of whom shall be a representative of an organization whose members are participants in a multi employer plan); three representatives of employers (at least one of whom shall be a representative of employers maintaining or contributing to multi employer plans); one representative each from the fields of insurance, corporate trust, actuarial counseling, investment counseling, investment management and accounting; and three representatives from the general public (one of whom shall be a person representing those receiving benefits from a pension plan). No more than eight members of the Council shall be members of the same political party.

Members shall be persons qualified to appraise the programs instituted under ERISA. Appointments are for terms of three years. The prescribed duties of the Council are to advise the Secretary with respect to the carrying out of his or her functions under ERISA, and to submit to the Secretary, or his or her designee,

recommendations with respect thereto. The Council will meet at least four times each year, and recommendations of the Council to the Secretary will be included in the Secretary's annual report to the Congress ERISA.

The terms of five members of the Council expire on November 14, 2003. The groups or fields they represented are as follows: (1) Employee organizations (this member must represent an organization whose members participate in a multi employer plan); (2) a person who is an investment counselor or works for or represents an investment counseling firm; (3) a person who is an actuary or works for or represents an actuarial firm; (4) a person representing employer groups and interests, and (5) the general public (this member must represent persons actually receiving benefits from a private-sector pension plan). The Department of Labor is committed to equal opportunity in the workplace and seeks a broad-based and diverse ERISA Advisory Council membership.

Accordingly, notice is hereby given that any person or organization desiring to recommend one or more individuals for appointment to the ERISA Advisory Council on Employee Welfare and Pension Benefit Plans to represent any of the groups or fields specified in the preceding paragraph, may submit recommendations to Sharon Morrissey, Executive Secretary, ERISA Advisory Council, Frances Perkins Building, U.S. Department of Labor, 200 Constitution Avenue, NW., Suite N-5677, Washington, DC 20210. Recommendations must be delivered or mailed on or before October 1, 2003. Recommendations may be in the form of a letter, resolution or petition, signed by the person making the recommendation or, in the case of a recommendation by an organization, by an authorized representative of the organization.

Signed at Washington, DC, this 22nd day of August, 2003.

**Paul Zurawski,**

*Deputy Assistant Secretary for Policy, Employee Benefits Security Administration.*

[FR Doc. 03-22126 Filed 8-28-03; 8:45 am]

**BILLING CODE 4510-29-M**

**DEPARTMENT OF LABOR**

**Employment and Training Administration**

**Investigations Regarding Certifications of Eligibility To Apply for Worker Adjustment Assistance**

Petitions have been filed with the Secretary of Labor under section 221(a) of the Trade Act of 1974 ("the Act") and are identified in the Appendix to this notice. Upon receipt of these petitions, the Director of the Division of Trade Adjustment Assistance, Employment and Training Administration, has instituted investigations pursuant to section 221(a) of the Act.

The purpose of each of the investigations is to determine whether the workers are eligible to apply for adjustment assistance under Title II, chapter 2, of the Act. The investigations will further relate, as appropriate, to the determination of the date on which total or partial separations began or threatened to begin and the subdivision of the firm involved.

The petitioners or any other persons showing a substantial interest in the subject matter of the investigations may request a public hearing, provided such request is filed in writing with the Director, Division of Trade Adjustment Assistance, at the address shown below, not later than September 8, 2003.

Interested persons are invited to submit written comments regarding the subject matter of the investigations to the Director, Division of Trade Adjustment Assistance, at the address shown below, not later than September 8, 2003.

The petitions filed in this case are available for inspection at the Office of the Director, Division of Trade Adjustment Assistance, Employment and Training Administration, U.S. Department of Labor, Room C-5311, 200 Constitution Avenue, NW., Washington, DC 20210.

Signed at Washington, DC, this 15th day of August, 2003.

**Linda G. Poole,**

*Acting Director, Division of Trade Adjustment Assistance.*

**APPENDIX.—PETITIONS INSTITUTED BETWEEN 08/04/2003 AND 08/08/2003**

TA-W	Subject firm (petitioners)	Location	Date of institution	Date of petition
52,450	VF Imagewear (Comp)	Tupelo, MS	08/04/2003	08/01/2003
52,451	Saurer, Inc. (Wkrs)	Charlotte, NC	08/04/2003	07/28/2003
52,452	Elastic Corp. of America, Inc. (Comp)	Woolwine, VA	08/04/2003	07/22/2003
52,453	National Metal Abrasive (USWA)	Wadsworth, OH	08/04/2003	07/30/2003
52,454	Pillowtex Corporation (UNITE)	Scottsboro, AL	08/04/2003	07/31/2003
52,455	Waterloo Industries (Wkrs)	Pocahontas, AR	08/04/2003	07/24/2003