

of illegal drug use may be disqualifying for employment with DEA. This forms seeks, directly from applicants for positions with DEA, information pertaining to person history of illegal drug use.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond/reply:* DEA estimates that 30,000 respondents will take 5 minutes to complete the form.

(6) *An estimate of the total public burden (in hours) associated with the collection:* DEA estimates this collection has a public burden of 2,500 hours.

If additional information is required contact: Brenda E. Dyer, Department Clearance Officer, United States Department of Justice, Justice Management Division, Policy and Planning Staff, Patrick Henry Building, Suite 1600, 601 D Street NW., Washington, DC 20530.

Dated: October 28, 2004.

**Brenda E. Dyer,**

*Department Clearance Officer, Department of Justice.*

[FR Doc. 04-24486 Filed 11-2-04; 8:45 am]

BILLING CODE 4410-09-P

## DEPARTMENT OF JUSTICE

### Drug Enforcement Administration

#### Agency Information Collection Activities: Proposed Collection; Comments Requested

**ACTION:** 60-day notice of information collection under review: application for permit to export controlled substances—DEA Form 161.

The Department of Justice (DOJ), Drug Enforcement Administration (DEA), has submitted the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995. The proposed information collection is published to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted for “sixty days” until January 3, 2005. This process is conducted in accordance with 5 CFR 1320.10.

If you have comments, especially on the estimated public burden or associated response time, suggestions, or need a copy of the proposed information collection instrument with instructions or additional information, please contact Patricia M. Good, Chief, Liaison and Policy Section, Office of Diversion Control, Drug Enforcement Administration, Washington, DC 20537.

Written comments and suggestions from the public and affected agencies concerning the proposed collection of information are encouraged. Your comments should address one or more of the following four points:

- 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 agencies 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.

#### Overview of This Information Collection

(1) *Type of information collection:* Extension of a currently approved collection.

(2) *Title of the form/collection:* Application for Permit to Export Controlled Substances—DEA Form 161.

(3) *Agency form number, if any, and the applicable component of the Department of Justice sponsoring the collection:* Form Number: DEA Form 161. Office of Diversion Control, Drug Enforcement Administration, Department of Justice.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract:* Primary: Business or other for-profit. Other: None. Abstract: Title 21 CFR 1312.22 requires persons who export controlled substances in Schedules I and II to obtain a permit from DEA. Information is used to issue export permits, exercise control over exportation of controlled substances, and compile data for submission to United Nations to comply with treaty requirements.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* DEA estimates that it takes 222 respondents an average of 30 minutes to respond on an as needed basis, submitting 2,444 forms annually.

(6) *An estimate of the total public burden (in hours) associated with the collection:* DEA estimates that the

annual burden for this collection is 1,222 hours.

**FOR FURTHER INFORMATION CONTACT:** Brenda E. Dyer, Department Clearance Officer, United States Department of Justice, Justice Management Division, Policy and Planning Staff, Patrick Henry Building, Suite 1600, 601 D Street NW., Washington, DC 20530.

Dated: October 28, 2004.

**Brenda E. Dyer,**

*Department Clearance Officer, Department of Justice.*

[FR Doc. 04-24487 Filed 11-2-04; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Drug Enforcement Administration

#### Agency Information Collection Activities: Proposed Collection; Comments Requested

**ACTION:** 60-Day Notice of information collection under review: Registrants' Inventory of Drugs Surrendered—DEA Form 41.

The Department of Justice (DOJ), Drug Enforcement Administration (DEA), has submitted the following information collection request to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995. The proposed information collection is published to obtain comments from the public and affected agencies. Comments are encouraged and will be accepted for “sixty days” until January 3, 2005. This process is conducted in accordance with 5 CFR 1320.10.

If you have comments, especially on the estimated public burden or associated response time, suggestions, or need a copy of the proposed information collection instrument with instructions or additional information, please contact Patricia M. Good, Chief, Liaison and Policy Section, Office of Diversion Control, Drug Enforcement Administration, Washington, DC 20537.

Written comments and suggestions from the public and affected agencies concerning the proposed collection of information are encouraged. Your comments should address one or more of the following four points:

- 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 agencies 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.

*Overview of this information collection:*

(1) *Type of Information Collection:*

Extension of a currently approved collection.

(2) *Title of the Form/Collection:*

Registrants' Inventory of Drugs Surrendered—DEA Form 41.

(3) *Agency form number, if any, and the applicable component of the Department of Justice sponsoring the collection:* Form Number: DEA Form 41. Office of Diversion Control, Drug Enforcement Administration, Department of Justice.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract:* Primary: Business or other for-profit. Other: Not-for-profit institutions, federal government, state, local or tribal government. Abstract: Title 21 CFR 1307.21 requires that any registrant desiring to voluntarily dispose of controlled substances shall list these controlled substances on DEA Form 41 and submit the form to the nearest DEA office. The DEA Form 41 is used to account for destroyed controlled substances, and its use is mandatory.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* DEA estimates that 22,000 respondents respond annually to this collection, averaging 30 minutes per response.

(6) *An estimate of the total public burden (in hours) associated with the collection:* DEA estimates the total public burden for this collection to be 11,000 hours annually.

**FOR FURTHER INFORMATION CONTACT:**

Brenda E. Dyer, Department Clearance Officer, United States Department of Justice, Justice Management Division, Policy and Planning Staff, Patrick Henry Building, Suite 1600, 601 D Street, NW., Washington, DC 20530.

Dated: October 28, 2004.

**Brenda E. Dyer,**

*Department Clearance Officer, Department of Justice.*

[FR Doc. 04-24488 Filed 11-2-04; 8:45 am]

**BILLING CODE 4410-09-P**

**DEPARTMENT OF LABOR**

**Mine Safety and Health Administration**

**Petitions for Modification**

The following parties have filed petitions to modify the application of existing safety standards under section 101(c) of the Federal Mine Safety and Health Act of 1977.

**1. Apple Jacks Coal Company, Inc.**

[Docket No. M-2004-043-C]

Apple Jacks Coal Company, Inc., Box 584, North Tazewell, Virginia 24630 has filed a petition to modify the application of 30 CFR 75.1710-1 (Canopies and cabs; self-propelled diesel-powered and electric face equipment; installation requirements) to its Mine No. 3 (MSHA I.D. No. 44-06939) located in Dickenson County, Virginia. The petitioner proposes to operate self-propelled electric face equipment without canopies in seam heights of 48 inches or less. The petitioner asserts that application of the existing standard at the Mine No. 3 will result in a diminution of safety to the miners.

**2. Maple Creek Mining, Inc.**

[Docket No. M-2004-044-C]

Maple Creek Mining, Inc., 981 Route 917, Bentleyville, Pennsylvania 15314 has filed a petition to modify the application of 30 CFR 75.507 (Power connection points) to its High Quality Mine (MSHA I.D. No. 36-08375) located in Washington County, Pennsylvania. The petitioner proposes to use low and medium volt, three phase, alternating current, non-permissible, submersible pump(s) in return and bleeder entries and sealed areas, conditioned upon the specific terms and conditions listed in this petition for modification. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as the existing standard; pumps will be limited to low or medium voltages; and the pump motor will be maintained under water at all times to isolate it from the mine atmosphere.

**3. Consolidation Coal Company**

[Docket No. M-2004-045-C]

Consolidation Coal Company, 1800 Washington Road, Pittsburgh, Pennsylvania 15241 has filed a petition to modify the application of 30 CFR 75.364(b) (Weekly examination) to its Blacksville No. 2 Mine (MSHA I.D. No. 46-01968) located in Monongalia County, West Virginia. The petitioner proposes to establish checkpoints in certain areas of the return aircourse due

to deteriorating roof conditions. The petitioner will establish checkpoints numbers B-CK-10 and B-CK-11 to measure the quantity and quality of air at the inlet to the affected aircourse, and checkpoint number B-CK-12 to measure the quantity and quality of air at the outlet from the affected aircourse. The petitioner states that the checkpoints will be maintained in safe condition at all times; tests for methane and the quantity of air at each checkpoint will be determined weekly by a certified person; and the certified person will place his/her initials and date in a record book that will be kept on the surface and made available for inspection by interested persons. The certified person will also place his/her initials, and date on a date board at the checkpoint sites. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as the existing standard.

**Request for Comments**

Persons interested in these petitions are encouraged to submit comments via Federal eRulemaking Portal: <http://www.regulations.gov>; E-mail: [Comments@MSHA.gov](mailto:Comments@MSHA.gov); Fax: (202) 693-9441; or Regular Mail/Hand Delivery/Courier: Mine Safety and Health Administration, Office of Standards, Regulations, and Variances, 1100 Wilson Boulevard, Room 2350, Arlington, Virginia 22209. All comments must be postmarked or received in that office on or before December 3, 2004. Copies of these petitions are available for inspection at that address.

Dated at Arlington, Virginia this 28th day of October 2004.

**Marvin W. Nichols, Jr.,**

*Director, Office of Standards, Regulations, and Variances.*

[FR Doc. 04-24523 Filed 11-2-04; 8:45 am]

**BILLING CODE 4510-43-P**

**NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**

**Notice of Information Collection Under OMB Review**

**AGENCY:** National Aeronautics and Space Administration (NASA).

[Notice: (04-117)]

**ACTION:** Notice of information collection under OMB review.

**SUMMARY:** The National Aeronautics and Space Administration, as part of its continuing effort to reduce paperwork and respondent burden, invites the