

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

*Total Annual Costs (operating/maintaining systems or purchasing services):* \$298,800.

*Description:* The information collection requirements in 30 CFR 56.19022, 56.19023, 56.19121, 57.19022, 57.19023, 57.19121, 75.1400-2, 75.1400-4, 75.1432, 75.1433, 77.1404, 77.1432, 77.1433, 77.1906 are used by industry management and maintenance personnel to project the expected safe service performance of hoist and shaft equipment; to indicate when maintenance and specific tests need to

be performed; and to ensure that wire rope attached to the personnel conveyance is replaced in time to maintain the necessary safety for miners. MSHA inspectors use the records to ensure that inspections are conducted, unsafe conditions identified early and corrected. The consequence of hoist or shaft equipment malfunctions or wire rope failures can result in serious injuries and fatalities. It is essential that MSHA inspectors be able to verify that mine operators are properly inspecting their hoist and shaft equipment and maintaining it in safe condition.

*Agency:* Mine Safety and Health Administration.

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

*Title:* Respirator Program Records.

*OMB Number:* 1219-0048.

*Form Number:* None.

*Frequency:* On occasion, Monthly, and Annually.

*Type of Response:* Recordkeeping and Reporting.

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

*Number of Respondents:* 310.

Information collection requirement	Annual responses	Average response time (hours)	Annual burden hours
Develop respirator program .....	310	5.00	1,550
Respirator fit testing .....	1,500	0.25	375
Inspection records .....	3,720	0.08	310
<b>Total .....</b>	<b>5,530</b>	<b>.....</b>	<b>2,235</b>

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

*Total Annual Costs (operating/maintaining systems or purchasing services):* \$156,350.

*Description:* Title 30 CFR 56.5005 and 57.5005 incorporate by reference requirements of the American National Standards Institute (ANSI Z88.2 1969). These incorporated requirements mandate that miners who must wear respirators be fit-tested to the respirators that they will use. Certain records are also required to be kept in connection with respirators, including: written standard operating procedures governing the selection and use of respirators; records of the date of issuance of the respirator; and fit-test results.

*Agency:* Mine Safety and Health Administration.

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

*Title:* Hoist Operators' Physical Fitness.

*OMB Number:* 1219-0049.

*Form Number:* None.

*Frequency:* Annually.

*Type of Response:* Recordkeeping.

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

*Number of Respondents:* 58.

*Annual Responses:* 290.

*Average Response Time:* 2 minutes.

*Annual Burden Hours:* 10.

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

*Total Annual Costs (operating/maintaining systems or purchasing services):* \$89,320.

*Description:* Title 30 CFR 56.19057 and 57.19057 require the annual examination and certification of hoist operators' fitness by a qualified, licensed physician. The safety of all Metal and Nonmetal miners riding hoist conveyances is largely dependent upon the attentiveness and physical capabilities of the hoist operator. The information is used by mine operators and MSHA enforcement personnel to determine that persons operating hoisting equipment, are physically able to safely perform their functions.

*Agency:* Mine Safety and Health Administration.

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

*Title:* Rock Burst Control Plan (Pertains to Underground Metal/Nonmetal Mines—30 CFR 57.3461).

*OMB Number:* 1219-0097.

*Form Number:* None.

*Frequency:* On occasion.

*Type of Response:* Recordkeeping.  
*Affected Public:* Business or other for-profit.

*Number of Respondents:* 2.

*Annual Responses:* 2.

*Average Response Time:* 12 hours.

*Annual Burden Hours:* 24.

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

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

*Description:* Title 30 CFR 57.3461 requires operators of underground metal and nonmetal mines to develop a rock burst control plan within 90 days after a rock burst has been experienced. Plans include mining and operating

procedures designed to reduce the occurrence of rock bursts; monitoring procedures where detection methods are used; and other measures to minimize exposure of persons to areas which are prone to rock bursts. Plans are also required to be updated as conditions warrant and are to be made available to MSHA inspectors and to mine employees.

**Ira L. Mills,**

*Departmental Clearance Officer.*

[FR Doc. 05-1225 Filed 1-21-05; 8:45 am]

**BILLING CODE 4510-43-P**

**DEPARTMENT OF LABOR**

**Employment and Training Administration**

[TA-W-56,151]

**Cinergy Solutions of Rock Hill, Rock Hill, SC; Notice of Termination of Investigation**

Pursuant to Section 221 of the Trade Act of 1974, an investigation was initiated on December 6, 2004 in response to a petition filed by a company official on behalf of workers at Cinergy Solutions of Rock Hill, Rock Hill, South Carolina.

The petitioner has requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed in Washington, DC, this 10th day of December 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E5-246 Filed 1-21-05; 8:45 am]

BILLING CODE 4510-30-P

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-55,938]

#### Concept Plastics, Inc., High Point, NC; Notice of Termination of Investigation

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on November 4, 2004 in response to a worker petition filed by a company official on behalf of workers at Concept Plastics, Inc., High Point, North Carolina.

The petitioner has requested that the petition be withdrawn. Consequently, further investigation would serve no purpose and the investigation has been terminated.

Signed at Washington, DC this 13th day of December, 2004.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E5-249 Filed 1-21-05; 8:45 am]

BILLING CODE 4510-30-P

## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Notice of Determinations Regarding Eligibility To Apply for Worker Adjustment Assistance

In accordance with Section 223 of the Trade Act of 1974, as amended, (19 U.S.C. 2273), the Department of Labor herein presents summaries of determinations regarding eligibility to apply for trade adjustment assistance for workers (TA-W) number and alternative trade adjustment assistance (ATAA) by (TA-W) number issued during the periods of December 2004.

In order for an affirmative determination to be made and a certification of eligibility to apply for directly-impacted (primary) worker adjustment assistance to be issued, each of the group eligibility requirements of Section 222(a) of the Act must be met.

I. Section (a)(2)(A) all of the following must be satisfied:

A. A significant number or proportion of the workers in such workers' firm, or

an appropriate subdivision of the firm, have become totally or partially separated, or are threatened to become totally or partially separated;

B. The sales or production, or both, of such firm or subdivision have decreased absolutely; and

C. Increased imports of articles like or directly competitive with articles produced by such firm or subdivision have contributed importantly to such workers' separation or threat of separation and to the decline in sales or production of such firm or subdivision; or

II. Section (a)(2)(B) both of the following must be satisfied:

A. A significant number or proportion of the workers in such workers' firm, or an appropriate subdivision of the firm, have become totally or partially separated, or are threatened to become totally or partially separated;

B. There has been a shift in production by such workers' firm or subdivision to a foreign country of articles like or directly competitive with articles which are produced by such firm or subdivision; and

C. One of the following must be satisfied:

1. The country to which the workers' firm has shifted production of the articles is a party to a free trade agreement with the United States;

2. The country to which the workers' firm has shifted production of the articles to a beneficiary country under the Andean Trade Preference Act, African Growth and Opportunity Act, or the Caribbean Basin Economic Recovery Act; or

3. There has been or is likely to be an increase in imports of articles that are like or directly competitive with articles which are or were produced by such firm or subdivision.

Also, in order for an affirmative determination to be made and a certification of eligibility to apply for worker adjustment assistance as an adversely affected secondary group to be issued, each of the group eligibility requirements of Section 222(b) of the Act must be met.

(1) Significant number or proportion of the workers in the workers' firm or an appropriate subdivision of the firm have become totally or partially separated, or are threatened to become totally or partially separated;

(2) The workers' firm (or subdivision) is a supplier or downstream producer to a firm (or subdivision) that employed a group of workers who received a certification of eligibility to apply for trade adjustment assistance benefits and such supply or production is related to

the article that was the basis for such certification; and

(3) Either—

(A) The workers' firm is a supplier and the component parts it supplied for the firm (or subdivision) described in paragraph (2) accounted for at least 20 percent of the production or sales of the workers' firm; or

(B) A loss or business by the workers' firm with the firm (or subdivision) described in paragraph (2) contributed importantly to the workers' separation or threat of separation.

#### Negative Determinations for Worker Adjustment Assistance

In the following cases, the investigation revealed that the criteria for eligibility have not been met for the reasons specified.

The investigation revealed that criteria (a)(2)(A)(I.C.) (increased imports) and (a)(2)(B) (II.B) (No shift in production to a foreign country) have not been met.

TA-W-55,935; *DHS Veneer, subsidiary of Faces by Bacon, Inc., Thomasville, NC*

TA-W-55,959; *Sterling Chemicals, Inc., Texas City, TX*

TA-W-55,990; *Eastman House, Div. of Chittenden & Eastman Burlington, IA*

TA-W-56,006; *LaCrosse Footwear, Claremont, NJ*

TA-W-56,038; *SOSpenders, Inc., a subsidiary of Watermark Paddlesports, Inc., Fruitland, ID*

TA-W-55,724; *Ranbar Electrical Materials, Inc., including on-site leased workers of Clowa, Manor, PA*

TA-W-55,948; *Dixie Wrap, Inc., Taylors, SC*

TA-W-56,116; *Northwestern AG, Chatteroy, WA*

TA-W-55,907; *Glaxosmithkline, Bristol, TN*

TA-W-55,951; *Graham Packaging Co., New Kensington Plant, including on-site leased workers of Adecco Employment Services and Carol Harris Staffing, New Kensington, PA*

TA-W-55,905; *Mediacopy Texas, Inc., a division of Infodisc USA, including leased workers of Adecco, Labor Force and Select, El Paso, TX*

TA-W-55,876; *Frito-Lay, Inc., a div. of Pepsico, Inc., including on-site leased workers of Volt Temporary Services, Beaverton, OR*

TA-W-55,939; *General-Electro Mechanical Corp. (GEMCOR), West Seneca, NY*

TA-W-56,055; *North Star Steel, a subsidiary of Cargill, Inc., Edina, MN*

TA-W-55,851; *Quebecor World, Effingham, IL*