

In the event that comments or objections to this proposal raise one or more issues which the Deputy Administrator finds warrant a hearing, the Deputy Administrator shall order a public hearing by notice in the **Federal Register**, summarizing the issues to be heard and setting the time for the hearing.

The Office of Management and Budget has determined that notices of aggregate production quotas are not subject to centralized review under Executive Order 12866.

This action does not preempt or modify any provision of state law; nor does it impose enforcement responsibilities on any state; nor does it diminish the power of any state to enforce its own laws. Accordingly, this action does not have federalism implications warranting the application of Executive Order 13132.

The Deputy Administrator hereby certifies that this action will have no significant impact upon small entities whose interests must be considered under the Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.* The establishment of aggregate production quotas for Schedules I and II controlled substances is mandated by law and by international treaty obligations. The quotas are necessary to provide for the estimated medical, scientific, research and industrial needs of the United States, for export requirements and the establishment and maintenance of reserve stocks. While aggregate production quotas are of primary importance to large manufacturers, their impact upon small entities is neither negative nor beneficial. Accordingly, the Deputy Administrator has determined that this action does not require a regulatory flexibility analysis.

This action meets the applicable standards set forth in sections 3(a) and 3(b)(2) of Executive Order 12988 Civil Justice Reform.

This action will not result in the expenditure by State, local, and tribal governments, in the aggregate, or by the private sector, of \$115,000,000 or more in any one year, and will not significantly or uniquely affect small governments. Therefore, no actions were deemed necessary under the provisions of the Unfunded Mandates Reform Act of 1995.

This action is not a major rule as defined by section 804 of the Small Business Regulatory Enforcement Fairness Act of 1996. This action will not result in an annual effect on the economy of \$100,000,000 or more; a major increase in costs or prices; or significant adverse effects on competition, employment, investment,

productivity, innovation, or on the ability of United States-based companies to compete with foreign-based companies in domestic and export markets.

Dated: October 14, 2005.

**Michele M. Leonhart,**

*Deputy Administrator.*

[FR Doc. 05-21038 Filed 10-20-05; 8:45 am]

**BILLING CODE 4410-09-P**

## DEPARTMENT OF JUSTICE

### Federal Bureau of Investigation

#### Meeting of the CJIS Advisory Policy Board

**AGENCY:** Federal Bureau of Investigation (FBI).

**ACTION:** Meeting notice.

**SUMMARY:** The purpose of this notice is to announce the meeting of the Criminal Justice Information Services (CJIS) Advisory Policy Board (APB). The CJIS APB is responsible for reviewing policy issued and appropriate technical and operational issues related to the programs administered by the FBI's CJIS Division, and thereafter, making appropriate recommendations to the FBI Director. The programs administered by the CJIS Division are the Integrated Automated Fingerprint Identification System, the Interstate Identification System, the Interstate Identification Index, Law Enforcement Online, National Crime Information Center, the National Instant Criminal Background Check System, the National Incident-Based Reporting System, Law Enforcement National Data Exchange, and Uniform Crime Reporting.

The meeting will be open to the public on a first-come, first-seated basis. Any member of the public wishing to file a written statement concerning the CJIS Division programs or wishing to address this session should notify Senior CJIS Advisor Roy G. Weise at (304) 625-2730 at least 24 hours prior to the start of the session.

The notification should contain the requestor's name, corporate designation, and consumer affiliation or government designation along with a short statement describing the topic to be addressed and the time needed for the presentation. A requestor will ordinarily be allowed no more than 15 minutes to present a topic.

**DATES:** The APB will meet in open session from 8:30 a.m. until 5 p.m., on December 7-8, 2005.

**ADDRESSES:** The meeting will take place at The Rosen Centre Hotel, 9840 International Drive, Orlando, Florida (407) 996-9840.

## FOR FURTHER INFORMATION CONTACT:

Inquiries may be addressed to Mrs. Kimberly S. Parsons, Management Analyst, Advisory Groups Management Unit, Programs Development Section, FBI CJIS Division, Module C3, 1000 Custer Hollow Road, Clarksburg, West Virginia 26306-0149, telephone (304) 625-2404, facsimile (304) 625-5090.

Dated: October 17, 2005.

**Roy G. Weise,**

*Senior CJIS Advisor, Criminal Justice Information Service Division, Federal Bureau of Investigation.*

[FR Doc. 05-21057 Filed 10-20-05; 8:45 am]

**BILLING CODE 4410-02-M**

## DEPARTMENT OF LABOR

### Office of the Secretary

#### Submission for OMB Emergency Review; Comment Request

October 17, 2005.

The Department of Labor has submitted the following (see below) information collection request (ICR), utilizing emergency review procedures, to the Office of Management and Budget (OMB) for review and clearance in accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. Chapter 35). OMB approval has been requested by November 18, 2005. A copy of this ICR, with applicable supporting documentation, may be obtained by contacting Darrin King at (202) 693-4129 (this is not a toll-free number) or emailing [king.darrin@dol.gov](mailto:kong.darrin@dol.gov).

Comments and questions about the ICR listed below should be submitted to the Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for the Department of Labor Center for Faith-Based and Community Initiatives, Office of Management and Budget, Room 10235, Washington, DC 20503 (202-395-7316), and received 5 days prior to the requested OMB approval date. The Office of Management and Budget 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 submissions of responses.

*Agency:* Center for Faith-Based and Community Initiatives.

*Title:* Workforce Investment Board survey.

*OMB Number:* 1290-0NEW.

*Frequency:* One time.

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

*Number of Respondents:*

Approximately 665.

*Estimated Number of Responses:* 532.

*Estimated Time Per Respondent:* 20 minutes.

*Total Burden Hours:* 180.

*Total Burden Cost (capital/startup): \$0.*

*Total Burden Cost (operating/maintaining): \$0.*

*Description:* DOL currently does not have a mechanism by which to obtain information regarding the grants, contracts, and cooperative agreements being awarded by local and state WIBs using Workforce Investment Act (WIA) funds. It is critical that DOL begin to obtain information about these grants, contracts, and cooperative agreements in order to better understand how much money is being spent and the types of organizations receiving the funds. DOL is especially interested in obtaining information on awards to faith-based organizations. DOL is interested in obtaining information about grants, contracts, and cooperative agreements using WIA youth funds in particular.

The WIB survey will bridge this gap in DOL-ETA's knowledge of WIB grants, contracts, and cooperative agreements using WIA youth funds. Through this survey, DOL plans to contact every state and local WIB, rather than a representative sample of WIBs. This is because DOL wants to obtain not only summary information about the grants, contracts, and cooperative agreements (e.g., average amount, average number awarded by each WIB, etc.), but also specific information about each individual award in the past year. Because we are not sampling the WIBs, we have not needed to provide a sampling plan.

The survey will ask each WIB a small number of questions. These questions will be:

- Name of the organization receiving the grant/contract/cooperative agreement
- City where organization is located

- State where organization is located
- Amount of the grant/contract/cooperative agreement
- Type of organization receiving award (e.g., state and local government, educational institution, faith-based organization).

This survey will be administered to the state and local WIBs using the internet.

**Ira L. Mills,**

*Departmental Clearance Officer.*

[FR Doc. 05-21091 Filed 10-20-05; 8:45 am]

**BILLING CODE 4510-23-P**

## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### Proposed Information Collection Request; Submitted for Public Comment and Recommendations; Approval, Exhaust Gas Monitoring, and Safety Requirements for the Use of Diesel-Powered Equipment in Underground Coal Mines

**ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden conducts a pre-clearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95) [44 U.S.C. 3506(c)(c)(A)]. This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed.

Currently, the Mine Safety and Health Administration (MSHA) is soliciting comments concerning the extension of the information collection related to the 30 CFR: 7.83 and 7.97—Application Requirements; 7.90 and 7.105—Approval Markings; 75.363—Hazardous Conditions; Posting Correction, and Recording; 75.371(r), (kk), (ll), (mm), (nn), (oo), and (pp)—Mine Ventilation Plan, Contents; 75.1901(a)—Diesel Fuel Requirements; 75.1904(b)(4)(i)—Underground Diesel Fuel Tanks and Safety Cans; 75.1911(i) and (j)—Fire Suppression Systems for Diesel-Powered Equipment and Fuel Transportation Units; 75.1912(h) and (i)—Fire Suppression Systems for Permanent Underground Diesel Fuel Storage Facilities; 75.1914(f)(1), (2),

(g)(5),(h)(1), and (2)—Maintenance of Diesel-Powered Equipment; and 75.1915(a),(b)(5), (c)(1) and (2)—Training and Qualification of Persons Working on Diesel-Powered Equipment.

**DATES:** Submit comments on or before December 20, 2005.

**ADDRESSES:** Send comments to U.S. Department of Labor, Mine Safety and Health Administration, John Rowlett, Director, Management Services Division, 1100 Wilson Boulevard, Room 2134, Arlington, VA 22209-3939.

Commenters are encouraged to send their comments on a computer disk, or via e-mail to [Rowlett.John@dol.gov](mailto:Rowlett.John@dol.gov), along with an original printed copy. Mr. Rowlett can be reached at (202) 693-9827 (voice), or (202) 693-9801 (facsimile).

**FOR FURTHER INFORMATION:** Contact the employee listed in the **ADDRESSES** section of this notice.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

The regulation addresses three major areas: diesel engine design and testing requirements; safety standards for the maintenance and use of this equipment; and exhaust gas sampling provisions to protect miners' health. It first requires that diesel engines and their critical components meet design specifications and tests to demonstrate that they are explosion-proof and will not cause a fire in a mine where methane may accumulate. Second, the safety requirements for diesel equipment include many of the proven features required in existing standards for electric-powered equipment, such as cabs or canopies, methane monitors, brakes and lights. The regulation also sets safety requirements for fuel handling and storage and fire suppression. Third, sampling of diesel exhaust emissions is required to protect miners from overexposure to carbon monoxide and nitrogen dioxide contained in diesel exhaust.

##### II. Desired Focus of Comments

Currently, the Mine Safety and Health Administration (MSHA) is soliciting comments concerning the proposed extension of the information collection requirement related to the approval, exhaust gas monitoring and safety requirements for the use of diesel-powered equipment in underground coal mines. MSHA is particularly interested in comments that:

- Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including