

expand their organizations to qualify for additional Federal, State, local or private funding.

**Darrin A. King,**

*Acting Departmental Clearance Officer.*

[FR Doc. E6-19208 Filed 11-14-06; 8:45 am]

**BILLING CODE 4510-23-P**

---

## DEPARTMENT OF LABOR

### Employment and Training Administration

#### **Federal-State Unemployment Compensation Program: Notice of Federal Agencies With Adequate Alternative Safeguards To Satisfy the Confidentiality Requirement of 20 CFR 603.9(d)**

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

**ACTION:** Notice of Federal agencies with adequate alternative safeguards.

**SUMMARY:** The Employment and Training Administration interprets Federal law requirements pertaining to the Federal-State unemployment compensation (UC) program. Section 303(a)(1), Social Security Act, as implemented at 20 CFR part 603 (71 FR 56830), generally requires States to maintain the confidentiality of UC information.

Section 603.9 of 20 CFR requires States and State UC agencies to assure that recipients of confidential UC information have certain safeguards in place before any confidential information may be disclosed. Section 603.9(d) provides that States are not required to apply these safeguard and

security arrangements to a Federal agency which the Department of Labor (Department) has determined, by notice published in the **Federal Register**, to have in place safeguards adequate to satisfy the requirements of § 603.9.

The Department has determined that the Internal Revenue Service (IRS) has in place such safeguards for purposes of tax administration, including administration of the Federal unemployment tax and the Health Coverage Tax Credit. Specifically, Section 6103 of the Internal Revenue Code and IRS regulations on the confidentiality of tax return information (26 CFR 301.6103(a)-1 *et seq.*) are sufficient to protect the confidentiality of information consistent with the Department's regulation.

The Department has also determined that wage and claim information disclosed to the Department of Health and Human Services for purposes of the National Directory of New Hires is protected by a "security plan" which provides safeguards adequate to meet the requirements of the Department's regulation. Further, laws governing information in the National Directory of New Hires impose strict controls on redisclosure and disposal of information. See, *e.g.*, 42 U.S.C. 653(i), (j), (l), and (m).

This notice is published to inform the public of the Department's determination with respect to these agencies.

**FOR FURTHER INFORMATION CONTACT:** Gerard Hildebrand, Chief, Division of Legislation, Office of Workforce Security, Employment and Training Administration, (202) 693-3038 (this is

not a toll-free number) or 1-877-889-5627 (TTY), or by e-mail at [hildebrand.gerard@dol.gov](mailto:hildebrand.gerard@dol.gov).

Dated: October 31, 2006.

**Emily Stover DeRocco,**

*Assistant Secretary, Employment and Training Administration, Labor.*

[FR Doc. E6-19271 Filed 11-14-06; 8:45 am]

**BILLING CODE 4510-30-P**

---

## DEPARTMENT OF LABOR

### Employment and Training Administration

#### **Federal-State Unemployment Compensation Program: Certifications for 2006 Under the Federal Unemployment Tax Act**

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

**ACTION:** Notice.

**SUMMARY:** The Secretary of Labor signed the annual certifications under the Federal Unemployment Tax Act, 26 U.S.C. 3301 *et seq.*, thereby enabling employers who make contributions to State unemployment funds to obtain certain credits against their liability for the Federal unemployment tax. By letter, the certifications were transmitted to the Secretary of the Treasury. The letter and certifications are printed below.

Signed in Washington, DC, November 3, 2006.

**Emily Stover DeRocco,**

*Assistant Secretary of Labor, Employment and Training Administration.*

**BILLING CODE 4510-30-P**

---

SECRETARY OF LABOR  
WASHINGTON

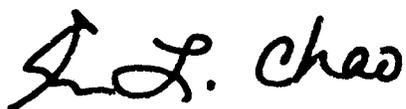
October 31, 2006

The Honorable Henry M. Paulson  
Secretary of the Treasury  
Washington, D.C. 20220

Dear Secretary Paulson:

Transmitted herewith are an original and one copy of the certifications of the states and their unemployment compensation laws for the 12-month period ending on October 31, 2006. One is required with respect to the normal federal unemployment tax credit by Section 3304 of the Internal Revenue Code of 1986 (IRC), and the other is required with respect to the additional tax credit by Section 3303 of the IRC. Both certifications list all 53 jurisdictions.

Sincerely,

A handwritten signature in black ink that reads "E.L. Chao". The signature is written in a cursive style with a large initial "E" and "L".

Elaine L. Chao

Enclosures

**United States Department of Labor;  
Office of the Secretary, Washington, DC**

*Certification of States to the Secretary of the Treasury Pursuant to Section 3304(c) of the Internal Revenue Code of 1986*

In accordance with the provisions of Section 3304(c) of the Internal Revenue Code of 1986 (26 U.S.C. 3304(c)), I hereby certify the following named States to the Secretary of the Treasury for the 12-month period ending on October 31, 2006, in regard to the unemployment compensation laws of those States which heretofore have been approved under the Federal Unemployment Tax Act:

Alabama	Nebraska
Alaska	Nevada
Arizona	New Hampshire
Arkansas	New Jersey
California	New Mexico
Colorado	New York
Connecticut	North Carolina
Delaware	North Dakota
District of Columbia	Ohio
Florida	Oklahoma
Georgia	Oregon
Hawaii	Pennsylvania
Idaho	Puerto Rico
Illinois	Rhode Island
Indiana	South Carolina
Iowa	South Dakota
Kansas	Tennessee
Kentucky	Texas
Louisiana	Utah
Maine	Vermont
Maryland	Virginia
Massachusetts	Virgin Islands
Michigan	Washington
Minnesota	West Virginia
Mississippi	Wisconsin
Missouri	Wyoming
Montana	

This certification is for the maximum normal credit allowable under Section 3302(a) of the Code.

Signed at Washington, DC, on October 31, 2006.

**Elaine L. Chao,**

*Secretary of Labor.*

**United States Department of Labor;  
Office of the Secretary, Washington, DC**

*Certification of State Unemployment Compensation Laws to the Secretary of the Treasury Pursuant to Section 3303(b)(1) of the Internal Revenue Code of 1986*

In accordance with the provisions of paragraph (1) of Section 3303(b) of the Internal Revenue Code of 1986 (26 U.S.C. 3303(b)(1)), I hereby certify the unemployment compensation laws of the following named States, which heretofore have been certified pursuant to paragraph (3) of Section 3303(b) of

the Code, to the Secretary of the Treasury for the 12-month period ending on October 31, 2006:

Alabama	Nebraska
Alaska	Nevada
Arizona	New Hampshire
Arkansas	New Jersey
California	New Mexico
Colorado	New York
Connecticut	North Carolina
Delaware	North Dakota
District of Columbia	Ohio
Florida	Oklahoma
Georgia	Oregon
Hawaii	Pennsylvania
Idaho	Puerto Rico
Illinois	Rhode Island
Indiana	South Carolina
Iowa	South Dakota
Kansas	Tennessee
Kentucky	Texas
Louisiana	Utah
Maine	Vermont
Maryland	Virginia
Massachusetts	Virgin Islands
Michigan	Washington
Minnesota	West Virginia
Mississippi	Wisconsin
Missouri	Wyoming
Montana	

This certification is for the maximum additional credit allowable under Section 3302(b) of the Code.

Signed at Washington, DC, on October 31, 2006.

**Elaine L. Chao,**

*Secretary of Labor.*

[FR Doc. 06-9202 Filed 11-14-06; 8:45 am]

**BILLING CODE 4510-30-P**

**FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION**

**No FEAR Act Notice**

**AGENCY:** Federal Mine Safety and Health Review Commission.

**ACTION:** Notice.

**SUMMARY:** The Notification and Federal Employee Antidiscrimination Act of 2002 (No FEAR Act) requires that each Federal agency provide notice to all employees, former employees, and applicants for employment about the rights and remedies available under Antidiscrimination laws and Whistleblower protection laws applicable to them. By this document, the Federal Mine Safety and Health Review Commission (the Commission) fulfills the requirement to publish the initial notice in the **Federal Register**.

**DATES:** This notice is effective November 17, 2006.

**FOR FURTHER INFORMATION CONTACT:** Elizabeth Ebner, EEO Director, Federal

Mine Safety and Health Review Commission, 601 New Jersey Avenue, NW., Suite 9500, Washington, DC 20001, telephone 202-434-9935; FAX: 202-434-9944.

**SUPPLEMENTARY INFORMATION:** The "Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002" was passed to require that Federal agencies be accountable for violations of discrimination and whistleblower protection laws. The Act recognized that agencies cannot be run effectively if those agencies practice or tolerate discrimination. This notice serves to notify all of the Commission's employees, former employees, and applicants about the rights and remedies available under the Antidiscrimination Laws and Whistleblower Protection Laws applicable to them.

**No Fear Act Notice**

On May 15, 2002, Congress enacted the "Notification and Federal Employee Antidiscrimination and Retaliation Act of 2002," Public Law 107-174, 116 Stat. 566, which is now known as the No FEAR Act. One purpose of the Act is to "require that Federal agencies be accountable for violations of antidiscrimination and whistleblower protection laws." Public Law 107-174, Summary. In support of this purpose, Congress found that "agencies cannot be run effectively if those agencies practice or tolerate discrimination." Public Law 107-174, Title I, General Provisions, section 101(1).

The Act also requires this agency to provide this notice to Federal employees, former Federal employees and applicants for Federal employment to inform you of the rights and protections available to you under Federal antidiscrimination and whistleblower protection laws.

*Antidiscrimination Laws*

A Federal agency cannot discriminate against an employee or applicant with respect to the terms, conditions or privileges of employment on the basis of race, color, religion, sex, national origin, age, disability, marital status or political affiliation. Discrimination on these bases is prohibited by one or more of the following statutes: 5 U.S.C. 2302(b)(1), 29 U.S.C. 206(d), 29 U.S.C. 631, 29 U.S.C. 633a, 29 U.S.C. 791 and 42 U.S.C. 2000e-16.

If you believe that you have been the victim of unlawful discrimination on the basis of race, color, religion, sex, national origin or disability, you must contact an Equal Employment Opportunity (EEO) counselor within 45 calendar days of the alleged discriminatory action, or, in the case of