

concerning the use of intoxicating beverages and narcotics and would make the new standard applicable to all mines. On September 26, 2008 (73 FR 55800), MSHA published a document extending the comment period. The proposed rule would designate the substances that cannot be possessed on mine property or used while performing safety-sensitive job duties, except when used according to a valid prescription. Mine operators would be required to establish an alcohol- and drug-free mine program, which includes a written policy, employee education, supervisory training, alcohol- and drug-testing for miners that perform safety-sensitive job

duties and their supervisors, and referrals for assistance for miners and supervisors who violate the policy. The proposed rule would also require those who violate the prohibitions to be removed from the performance of safety-sensitive job duties until they successfully complete the recommended treatment and their alcohol- and drug-free status is confirmed by a return-to-duty test.

MSHA held a public hearing on October 14, 2008 and persons made presentations via Webcast in Washington, DC, Pittsburgh, PA, and Englewood, CO. Additionally, persons made presentations via audio in

Birmingham, AL, Beckley, WV, Madisonville, KY, and Price, UT. In response to further requests, MSHA is holding an additional hearing.

II. Public Hearing

MSHA will hold a public hearing on the proposed rule. The public hearing will begin at 9 a.m. Eastern Daylight Savings Time (EDST). Persons can make presentations via audio at three locations. The hearing will end at 5 p.m. EDST, or after the last speaker speaks. The hearing will be held on the following date at the locations and times indicated:

Date	Location	Contact information
October 28, 2008	Via Audio: 9:00 a.m. Eastern Daylight Savings Time. The National Mine Health and Safety Academy, 1301 Airport Road, Beckley, WV 25813.	Office of Standards, Regulations and Variances, 202-693-9440.
October 28, 2008	Via Audio: 8:00 a.m. Central Daylight Savings Time. Sheraton Birmingham Hotel, 2101 Richard Arrington Jr. Blvd. N, Medical Forum Auditorium, Birmingham, Alabama 35203.	Office of Standards, Regulations and Variances, 202-693-9440.
October 28, 2008	Via Audio: 8:00 a.m. Central Daylight Savings Time. United Steelworkers Local Union #1938, 307 First Street North, Virginia, Minnesota 55792.	Office of Standards, Regulations and Variances, 202-693-9440.

The MSHA panel will be located at the Agency's Arlington headquarters at 1100 Wilson Boulevard, 25th floor in Arlington, Virginia. Persons will need an ID to enter all locations and may be subject to a security check.

The hearing will begin with an opening statement from MSHA, followed by an opportunity for members of the public to make oral presentations. Requests to speak at the hearing should be made prior to the hearing date. Requests to speak may be made by telephone (202-693-9440), facsimile (202-693-9441), electronic mail zzMSHA-comments@dol.gov or mail (MSHA, Office of Standards, Regulations, and Variances, 1100 Wilson Boulevard, Room 2350, Arlington, Virginia 22209-3939). Because members of the public will be able to make oral presentations via audio at several locations, for scheduling purposes, MSHA strongly encourages all parties wishing to speak to notify the Agency in advance.

Any unallocated time at the end of the hearing will be made available to

persons making same-day requests to speak. Same-day requestors will speak in the order that they sign in at the hearing. At the discretion of the presiding official, the time allocated to each speaker for their presentation may be limited. Speakers and other attendees may also present information to the MSHA panel for inclusion in the rulemaking record.

The hearing will be conducted in an informal manner. Formal rules of evidence and cross examination will not apply. The hearing panel may ask questions of speakers. Speakers may ask questions of the hearing panel. MSHA will make a transcript of the hearing, post it on MSHA's Web site <http://www.msha.gov>, and include it in the rulemaking record. A link to the complete audio recording will be placed on MSHA's Web site several days after the hearing.

MSHA will accept post-hearing written comments and data for the record from any interested party, including those not presenting oral statements, by midnight Eastern

Daylight Savings Time on November 10, 2008.

Dated: October 20, 2008.
Richard E. Stickler,
Acting Assistant Secretary for Mine Safety and Health.

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Copyright Office

37 CFR Part 201

[Docket No. RM 2008-9]

Fees

Correction

In proposed rule document E8-24269 beginning on page 60658 in the issue of Tuesday, October 14, 2008, make the following correction:

On page 60661, the table is corrected in part as follows:

	Current fees	Proposed fees
Registration, recordation, and related services		
* * * * *		
Special Services		
(1) Service charge for deposit account overdraft	\$150	\$165
(2) Service charge for dishonored deposit account replenishment check	75	85
(3) Service charge for an uncollectible or non-negotiable check ¹	N/A	25
(4) Appeals:		

Registration, recordation, and related services	Current fees	Proposed fees
(i) First appeal	250	250
Additional claim in related group	25	25
(ii) Second appeal	500	500
Additional claim in related group	25	25
(5) Secure test processing charge (per hour)	150	165
(6) Copying of Copyright Office records by staff:		
Photocopy (b & w, 8½ x 11) (per page, minimum \$12)	0.50	0.50
Photocopy (b & w, 11 x 17) (per page, minimum \$12)	N/A	1
Photocopy (color, 8½ x 11) (per page, minimum \$12)	1.50	2
Photocopy (color, 11 x 17) (per page, minimum \$12)	N/A	4
Photograph (Polaroid)	15	15
Photograph (digital)	45	45
Slide	3	3
Audiocassette (first 30 minutes)	75	75
Additional 15 minute increments	20	20
Videocassette (first 30 minutes)	75	75
Additional 15 minute increments	25	25
CD or DVD	50	100
Zip or floppy disk	100	100
(7) Special handling fee for a claim	685	760
Each additional claim using the same deposit	50	50
(8) Special handling fee for recordation of a document	435	480
(9) Handling fee of extra deposit copy for certification	45	45
(10) Full-term retention of a published deposit	425	470
(11) Expedited search and report service (surcharge, per hour)	400	445
(12) Expedited Records Research & Certification services (surcharge, per hour)	240	265
(13) Notice to Libraries and Archives	50	50
Each additional title	20	20
(14) Fed Ex Service	35	40
(15) Delivery of documents via facsimile (per page, 7 page maximum)	1	1

Licensing Division Services

(1) Recordation of a Notice of Intention to Make and Distribute Phonorecords (17 U.S.C. 115) (single title)	12	105
Additional titles (per group of 10 titles)	N/A	20
(2) Filing Fee for Recordation of Licensing Agreements under 17 U.S.C. 118	125	140
(3) Recordation of Certain Contracts by Cable Television Systems Located Outside the Forty-Eight Contiguous States	50	50
(4) Initial Notice of Digital Transmission of Sound Recording (17 U.S.C. 114)	20	25
Amendment of 17 U.S.C. 114 Notice	20	25
(5) Statement of Account Amendment (Cable Television Systems and Satellite Carriers, 17 U.S.C. 111 and 119)	95	100
(6) Statement of Account Amendment (Digital Audio Recording Devices or Media, 17 U.S.C. 1003)	95	100
(7) Photocopy made by staff (b & w) (per page, minimum \$12)	0.50	0.50
(8) Search, per hour (minimum 1 hour)	150	165
(9) Certification of Search Report	150	165

¹ New item; fee not currently listed in 37 CFR 201.3(d).

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ENVIRONMENTAL PROTECTION AGENCY

40 CFR Parts 158 and 161

[EPA-HQ-OPP-2008-0110; FRL-8388-7]

Pesticides; Data Requirements for Antimicrobial Pesticides; Notice of Public Workshop

AGENCY: Environmental Protection Agency (EPA).

ACTION: Proposed rule; supplemental information about public workshop; availability of web conference.

SUMMARY: This notice provides supplemental information to the notice

published on October 10, 2008, that announced the scheduling of a November 6, 2008, public workshop to explain the provisions of its recently proposed rule to update and revise the data requirements for registration of antimicrobial pesticides. EPA has arranged for a web conference for those persons who cannot attend in-person the public workshop. The workshop is intended to provide an opportunity for members of the public to ask questions about the proposed rule and seek any clarification they believe may assist them in submitting comments to the docket for the proposed rule. Any person wishing to comment on the proposed rule must submit any comments to the docket within the timeframe set forth in the Notice of Proposed Rulemaking.

DATES: The meeting will be held on November 6, 2008, from 8:30 a.m. to 4 p.m.

To request accommodation of a disability, please contact the person listed under **FOR FURTHER INFORMATION CONTACT**, preferably at least 10 days prior to the meeting, to give EPA as much time as possible to process your request.

ADDRESSES: The meeting will be held at the Office of Pesticide Programs (OPP), First Floor Conference Center, One Potomac Yard (South Bldg.), 2777 S. Crystal Dr., Arlington, VA 22202.

To facilitate the Agency's planning, your intention to participate in the web conference for the Antimicrobials Workshop, may be submitted to the person listed under **FOR FURTHER INFORMATION CONTACT**.