

permitted to continue in employment on the White House Staff; (2) given a Presidential appointment or Presidential recognition; (3) provided access, or continued access, to classified or sensitive information; or (4) permitted access, or continued access, to personnel or facilities of the White House/EOP complex. System records may be disclosed also to the White House and, during Presidential transitions, to the President-Elect and Vice-President Elect and their designees, for Executive Branch coordination of activities which relate to or have an effect upon the carrying out of the constitutional, statutory, or other official or ceremonial duties of the President, President-Elect, Vice-President or Vice-President Elect.

**DISCLOSURE TO CONSUMER REPORTING AGENCIES:**

None.

**POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:**

**STORAGE:**

Records in this system are stored on paper and/or in electronic form. Records are stored securely in accordance with applicable executive orders, statutes, and agency implementing recommendations.

**RETRIEVABILITY:**

Information is retrieved by an individual's name or other identifying information.

**SAFEGUARDS:**

Information in this system is safeguarded in accordance with appropriate laws, rules, and policies, including the FBI's automated systems security and access policies, and access to such information is limited to Department personnel, contractors, and other personnel who have an official need for access in order to perform their duties. Records are maintained in a restricted area and directly accessed only by authorized personnel. Electronic records are accessed only by authorized personnel with accounts on the FBI's computer network. Additionally, direct access to certain information may be restricted depending on a user's role and responsibility within the system. Paper records are safeguarded in accordance with appropriate laws, rules, and policies based on the classification and handling restrictions of the particular document.

**RETENTION AND DISPOSAL:**

Records are retained during their useful life in accordance with the

records retention schedules approved by the National Archives and Records Administration.

**SYSTEM MANAGER(S) AND ADDRESS:**

Director, Federal Bureau of Investigation, 935 Pennsylvania Ave NW., Washington, DC 20535.

**NOTIFICATION PROCEDURE:**

Same as Record Access Procedures.

**RECORDS ACCESS PROCEDURE:**

The Attorney General has exempted this system of records from the notification, access, and contest procedures of the Privacy Act. These exemptions apply only to the extent that the information in this system is subject to exemption pursuant to 5 U.S.C. 552a (j) and/or (k). Where compliance would not appear to interfere with or adversely affect the purposes of the system, or the overall law enforcement/intelligence process, the applicable exemption (in whole or in part) may be waived by the FBI in its sole discretion.

All requests for access should follow the guidance provided on the FBI's Web site at [http://foia.fbi.gov/requesting\\_records.html](http://foia.fbi.gov/requesting_records.html). Individuals may mail, fax, or email a request, clearly marked "Privacy Act Request," to the Federal Bureau of Investigation, *Attn:* FOI/PA Request, Record/Information Dissemination Section, 170 Marcel Drive, Winchester, VA 22602-4843; *Fax:* 540-868-4995/6/7; *E-mail:* (scanned copy) [foiparequest@ic.fbi.gov](mailto:foiparequest@ic.fbi.gov). The request should include a general description of the records sought and must include either a completed Department of Justice Certification of Identity Form, DOJ-361, which can be located at the above link, or a letter that has been notarized which includes: the requester's full name, current and complete address, and place and date of birth. In the initial request the requester may also include any other identifying data that the requester may wish to furnish to assist the FBI in making a reasonable search. The request should include a return address for use by the FBI in responding; requesters are also encouraged to include a telephone number to facilitate FBI contacts related to processing the request. A determination of whether a record may be accessed will be made after a request is received.

**CONTESTING RECORDS PROCEDURE:**

Same as Record Access Procedures. Individuals desiring to contest or amend information maintained in the system should also state clearly and concisely what information is being contested, the reasons for contesting it, and the

proposed amendment to the information sought.

**RECORD SOURCE CATEGORIES:**

Sources of information contained in this system are derived from FBI case files and other law enforcement and intelligence records as well as data sets lawfully obtained from other agencies and entities.

**EXEMPTIONS CLAIMED FOR THE SYSTEM:**

The Attorney General has exempted this system of records from subsection (c)(3) and (4); (d)(1), (2), (3) and (4); (e)(1), (2), and (3); (e)(4)(G), (H) and (I); (e)(5) and (8); (f) and (g) of the Privacy Act. These exemptions apply only to the extent that information in the system is subject to exemption pursuant to 5 U.S.C. 552a(j) and/or (k). Rules have been promulgated in accordance with the requirements of 5 U.S.C. 553 (b), (c), and (e) and have been published in today's **Federal Register**.

[FR Doc. 2010-21248 Filed 8-30-10; 8:45 am]

**BILLING CODE 4410-02-P**

**DEPARTMENT OF LABOR**

**Office of the Secretary**

**Submission for OMB Review; Comment Request**

**ACTION:** Notice.

The Department of Labor (DOL) hereby announces the submission of the following public information collection request (ICR) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. chapter 35). A copy of this ICR, with applicable supporting documentation; including, among other things, a description of the likely respondents, proposed frequency of response, and estimated total burden may be obtained from the RegInfo.gov Web site at <http://www.reginfo.gov/public/do/PRAMain> or by contacting Linda Watts Thomas on 202-693-4223 (this is not a toll-free number); e-mail mail to: [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

Interested parties are encouraged to send comments to the Office of Information and Regulatory Affairs, *Attn:* OMB Desk Officer for the Department of Labor—Mine Safety and Health Administration (MSHA), Office of Management and Budget, 725 17th Street, NW., Room 10235, Washington, DC 20503, *Telephone:* 202-395-4816/*Fax:* 202-395-5806 (these are not toll-free numbers), *e-mail:* [OIRA\\_submission@omb.eop.gov](mailto:OIRA_submission@omb.eop.gov) within

30 days from the date of this publication in the **Federal Register**. In order to ensure the appropriate consideration, comments should reference the applicable OMB Control Number (*see below*).

The OMB is particularly interested in comments which:

(1) 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;

(2) 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;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) 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.

*Agency:* Mine Safety and Health Administration.

*Type of Review:* Extension without change of a currently approved collection.

*Title of Collection:* Safety Standards for Underground Coal Mine Ventilation—Belt Entry Used as an Intake Air Course to Ventilate Working Sections and Areas Where Mechanized Mining Equipment Is Being Installed or Removed.

*OMB Control Number:* 1219-0144.

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

*Total Estimated Number of Respondents:* 2,055.

*Total Number of Responses:* 24,767.

*Total Estimated Annual Burden*

*Hours:* 5,181.

*Total Estimated Annual Cost Burden (operating/maintaining):* \$863,397.

*Description:* MSHA published a final rule revising the Agency's requirements for mine rescue teams for underground coal mines on February 8, 2008.

*Background:* The United Mine Workers of America challenged the final rule in the U.S. Court of Appeals for the District of Columbia Circuit (Court). On February 10, 2009, the Court vacated several of the rule's provisions. Consistent with the Court's decision, MSHA revised its requirements for mine rescue teams for underground coal mines on June 17, 2009. The 2008 mine rescue team standard and 2009 revision added burden to existing information

collection requirements and imposed two new information collection requirements.

MSHA last submitted paperwork package 1219-0144 to OMB in May 2009, under the emergency review procedures in 5 CFR 1320.13.

Section 4 of the Mine Improvement and New Emergency Response (MINER) Act of 2006 required MSHA to promulgate standards for mine rescue teams for underground coal mines. The May 2009 paperwork package 1219-0144 addressed only the increased burden associated with the revised and new standards and did not include the information collection burden for the existing mine rescue team standard not addressed by the MINER Act, which had been approved under paperwork package 1219-0078 for both coal and metal and nonmetal mines. This paperwork package 1219-0144 combines the additional burden from the revised and new standards for underground coal mine rescue teams with the existing information collection burden, which has been removed from paperwork package 1219-0078. (The metal and nonmetal mine rescue team paperwork package, OMB control number 1219-0078, has been extended to February 28, 2013, ICR reference number 200912-1219-003.)

This package covers the following requirements for coal mines:

- Each operator of a coal mine who provides rescue teams is required to send the District Manager a statement describing the mine's method of compliance with the standard.
- Small or remote mines may submit an application of an arrangement for alternative mine rescue capability to MSHA for approval.
- A person trained in the use and care of the breathing apparatus is required to certify by signature and date that the required inspections and tests were done, take corrective action if indicated, and record any corrective action taken.
- Each member of a mine rescue team must be examined annually by a physician who must certify that each person is physically fit to perform mine rescue and recovery work.
- A record of the training received by each mine rescue team member in the use, care, and maintenance of the type of breathing apparatus that will be used by the mine rescue team must be made and kept on file at the mine rescue station for a period of one year. The operator must provide the District Manager information concerning the schedule of upcoming training when requested.
- Each mine must have a mine rescue notification plan outlining the

procedures to be followed in notifying the mine rescue teams when there is an emergency that requires their services.

- Underground coal mine operators must certify that each designated coal mine rescue team meets the requirements of 30 CFR part 49 subpart B.
- Coal mine operators must make arrangements for 24-hour emergency medical assistance and transportation for injured persons and to post this information at appropriate places at the mine, including the names, titles, addresses, and telephone numbers of all persons or services currently available under those arrangements. For additional information, see related notice published in the **Federal Register** on April 13, 2010 (Vol. 75 page 18888).

Dated: August 24, 2010.

**Linda Watts Thomas,**

*Acting Departmental Clearance Officer.*

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## DEPARTMENT OF LABOR

### Bureau of Labor Statistics

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

August 24, 2010.

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 (PRA95) (Pub. L. 104-13, 44 U.S.C. Chapter 35) and 5 CFR 1320.13. OMB approval has been requested by September 16, 2010. A copy of this ICR, with applicable supporting documentation, including among other things a description of the likely respondents, proposed frequency of responses, and estimated total burden may be obtained from the RegInfo.gov Web site at <http://www.reginfo.gov/public/do/PRAMain> or by contacting Linda Watts-Thomas on 202-693-4223 (this is not a toll-free number)/*e-mail:* [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov). Interested parties are encouraged to send comments to the Office of Information and Regulatory Affairs, *Attn:* OMB Desk Officer for the Department of Labor—BLS, Office of Management and Budget, Room 10235, Washington, DC 20503, *Telephone:* 202-395-7314/*Fax:* 202-395-6974 (these are not toll-free numbers), *e-mail:* [OIRA\\_submission@omb.eop.gov](mailto:OIRA_submission@omb.eop.gov). Comments and questions about the ICR listed below should be received 5 days