

Dated: November 24, 1999.

**Doris Meissner,**

*Commissioner, Immigration and Naturalization Service.*

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## DEPARTMENT OF LABOR

### Office of the Secretary

### Submission for OMB Review; Comment Request

November 24, 1999.

The Department of Labor (DOL) has submitted the following public information collection requests (ICRs) 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 each individual ICR, with applicable supporting documentation, may be obtained by calling the Department of Labor. To obtain documentation for BLS, ETA, PWBA, and OASAM contact Karin Kurz ((202) 219-5096 ext. 159 or by E-mail to Kurz-Karin@dol.gov). To obtain documentation for ESA, MSHA, OHAS, and VETS contact Darrin King ((202) 219-5096 ext. 151 or by E-Mail to King-Darrin@dol.gov).

Comments should be sent to Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for BLS, DM, ESA, ETA, MSHA, OSHA, PWBA, or VETS, Office of Management and Budget, Room 10235, Washington, DC 20503 ((202) 395-7316), within 30 days from the date of this publication in **Federal Register**.

The OMB 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 submission of responses.

*Agency:* Occupational Safety and Health Administration.

*Title:* Aerial Lifts, Manufacturer's Certification Record of Modification.

*OMB Number:* 1218-0230.

*Frequency:* On occasion.

*Affected Public:* Business or other for-profit; not-for-profit; Federal government; State, local or tribal government.

*Number of Respondents:* 900.

*Estimated Time Per respondent:* Three minutes.

*Total Burden Hours:* 45 hours.

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

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

*Description:* The Occupational Safety and Health Act of 1970 (the Act) authorizes information collection by employees as necessary or appropriate for enforcement of the Act or for developing information regarding the causes and prevention of occupational injuries, illnesses, and accidents (29 U.S.C. 657). In this regard, the standard on Aerial Lifts (29 CFR 1910.67) requires that when aerial lifts are "field modified" for uses other than those intended by the manufacturer, the modification must be certified by the manufacturer or by any other equivalent entity, such as a nationally recognized testing laboratory to be in conformity with all applicable provisions of ANSI A92.2-1969 and the OSHA standard, to be at least as safe as the equipment was before modification. The employer is required to maintain the certification record and to disclose to an OSHA Compliance Officer upon request.

*Agency:* Occupational Safety and Health Administration.

*Title:* Servicing Multi-Piece and Single Piece Rim Wheels, Manufacturer's Certification Record.

*OMB Number:* 1218-0219.

*Frequency:* Annually.

*Number of Respondents:* 80.

*Estimated Time per Response:* 5 minutes.

*Total Burden Hours:* 6.

*Description:* The standard on Servicing Multi-Piece and Single Piece Rim Wheels, under 29 CFR 1910.177(d)(3)(iv), requires that when a damaged restraining device needs structural repair, such as component replacement or rewelding, the repairs must be certified by either the manufacturer or a registered professional engineer as meeting the strength requirements of paragraph 1910.177(d)(3)(I). The information collection requirement (the manufacturer's certification record)

ensures that employers protect employees from hazards of a damaged restraining device in the event of a rim wheel separation or the sudden release of pressurized air. In addition, OSHA compliance officers may require employers to disclose the required certification record at the time of an inspection.

*Agency:* Occupational Safety and Health Administration.

*Title:* Overhead and Gantry Cranes, Inspection Certification Records.

*OMB Number:* 1218-0224.

*Frequency:* Varies (annually, semi-annually).

*Affected Public:* Business or other for-profit; not-for-profit institutions; Federal government; State, local or tribal government.

*Number of Respondents:* 30,000.

*Estimated Time Per Response:* Varies from 15 minutes to 30 minutes.

*Total Burden Hours:* 367,500.

*Description:* The inspection certification records required in 29 CFR 1910.179(j)(2)(iii), (j)(2)(iv)(m)(1), and (m)(2) are necessary to ensure compliance with the requirement for overhead and gantry cranes. They are intended to ensure that these cranes have periodic and recorder maintenance checks and that they are operating in a safe and reliable condition. In addition, OSHA compliance officers may require employers to disclose the certification records during an Agency inspection.

*Agency:* Occupational Safety and Health Administration.

*Title:* Forging Machines, Inspection Certification Records.

*OMB Number:* 1218-0228.

*Frequency:* Bi-Weekly.

*Affected Public:* Business or other for-profit; not-for-profit institutions; Federal government; State, local or tribal government.

*Number of Respondents:* 27,000.

*Estimated Time per Response:* 10 minutes.

*Total Burden Hours:* 244,868

*Description:* The inspection certification records required in the standard on Forging Machines, 29 CFR 1910.218(a)(2)(i) and (a)(2)(ii) are necessary to ensure that forging machines have periodic and regular maintenance checks and that guards and point of operation protection devices have scheduled and recorded inspections. In addition, OSHA compliance officers may require employers to disclose the certification records during an Agency inspection.

*Agency:* Occupational Safety and Health Administration.

*Title:* Hazard Communications (29 CFR 1200: 1915, 1917, 1918, 1926, 1928).

OMB Number: 1218-0072.

Frequency: On occasion.

Affected Public: Business or other for-profit; Federal government; State, local or tribal government.

Number of Respondents: 5,041,918.

Estimated Time Per Respondent:

Ranges from 10 minutes for establishments to obtain and maintain material safety data sheets to 8 hours for manufacturers or importers to conduct a hazard determination.

Total Burden Hours: 7,301,762 hours.

Description: The Hazard

Communication Standard's collection of information requirements are designed to ensure that the hazards of all chemicals produced or imported are evaluated and that information concerning their hazards is transmitted to employees and downstream employers. The standard requires chemical manufacturers and importers to evaluate chemicals they produce or import to determine if they are hazardous; for those chemicals determined to be hazardous, material safety data sheets and warning labels must be developed. Employers are required to establish a hazard communication program, to transmit information on the hazards of chemicals to their employees by means of labels on containers, material safety data sheets and training programs. Implementation of these collection of information requirements will ensure all employees have the "right-to-know" the hazards and identities of the chemicals they work with and will reduce the incidence of chemically-related occupational illness and injuries.

Ira L. Mills,

Departmental Clearance Officer.

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## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### Proposed Information Collection Request Submitted for Public Comment and Recommendations; Roof Control Plan

**ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden conducts a preclearance 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)(2)(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.

**DATES:** Submit comments on or before January 31, 2000.

**ADDRESSES:** Send comments to Diane B. Hill, Program Analysis Officer, Office of Program Evaluation and Information Resources, 4015 Wilson Boulevard, Room 715, Arlington, VA 22203-1984. Commenters are encouraged to send their comments on a computer disk, or via Internet E-mail to [dhill@msha.gov](mailto:dhill@msha.gov), along with an original printed copy. Ms. Hill can be reached at (703) 235-1470 (voice), or (703) 235-1563 (facsimile).

#### FOR FURTHER INFORMATION CONTACT:

Diane B. Hill, Program Analysis Officer, Office of Program Evaluation and Information Resources, U.S. Department of Labor, Mine Safety and Health Administration, Room 719, 4015 Wilson Boulevard, Arlington, VA 22203-1984. Ms. Hill can be reached at [dhill@msha.gov](mailto:dhill@msha.gov) (Internet E-mail), (703) 235-1470 (voice), or (703) 235-1563 (facsimile).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

Section 302(a) of the Federal Mine Safety and Health Act of 1977 (Mine Act), 30 U.S.C. 846, requires that a roof control plan and revisions thereof suitable to the roof conditions and mining system of each coal mine be first approved by the Secretary of Labor (Secretary) before implementation by the operator. The plan must show the type of support and spacing approved by the Secretary, and the plan must be reviewed at least every 6 months by the Secretary.

Under 30 CFR 75.221, the information required to be submitted and approved in the roof control plan includes the following: (1) the name and address of the company; (2) the name, address, mine identification number, and location of the mine; (3) the name and title of the company official responsible for the plan; (4) a description of the mine strata; (5) a description and drawings of the sequence of installation and spacing of supports for each method of mining used; (6) the maximum distance that an ATRS system is to be set beyond the last row of permanent support (if appropriate); (7) specifications and installation procedures for liners or arches (if appropriate); (8) drawings indicating the planned width of openings, size of

pillars, method of pillar recovery, and the sequence of mining pillars; (9) a list of all support materials required to be used in the roof, face and rib control system; (10) the intervals at which test holes will be drilled (if appropriate); and (11) a description of the methods to be used for the production of persons. Under 30 CFR 75.215, the roof control plan for each longwall mining section is required to specify the methods that will be used to maintain a safe travelway out of the section through the tailgate side of the longwall and the procedures that will be followed if a ground failure prevents travel out of the section through the tailgate side of the longwall.

Roof control plans are evaluated by Mine Safety and Health Administration (MSHA) specialists on the basis of the criteria set forth in 30 CFR 75.222. The District Manager may require additional measures in plans and may approve roof control plans that do not conform to the applicable criteria in this section, provided that effective control of the roof, face, and ribs can be maintained.

Under 30 CFR 75.223, a mine operator is required to proposed revisions to the roof control plan when conditions indicate that the plan is not suitable for controlling the roof, face, ribs, or coal or rock bursts, or when accident and injury experience at the mine indicates the plan is inadequate. The regulation also requires mine operators to plot on a mine map each unplanned roof or rib fall and coal or rock burst that occurs in the active workings when certain criteria are met. Finally, the regulation requires MSHA to review the plan every 6 months.

##### II. Desired Focus of Comments

Currently, the Mine Safety and Health Administration (MSHA) is soliciting comments concerning the proposed extension of the information collection related to Roof Control Plans. MSHA 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