

individual account plan that has been abandoned by its sponsoring employer to select itself or an affiliate to provide services to the plan in connection with the termination of the plan, to pay itself or an affiliate fees for those services, and to pay itself for services provided prior to the plan's deemed termination, and class Prohibited Transaction Exemption 2004-16, which permits a pension plan fiduciary that is a financial institution and is also the employer maintaining an individual account pension plan for its employees to establish, on behalf of its separated employees, an IRA at a financial institution that is either the employer or an affiliate, which IRA would receive mandatory distributions that the fiduciary "rolls over" from the plan when an employee terminates employment.

For additional information, *see* related notice published at Vol. 74 FR13478.

Dated: March 27, 2009.

**Darrin A. King,**

*Departmental Clearance Officer.*

[FR Doc. E9-13299 Filed 6-5-09; 8:45 am]

**BILLING CODE 4510-29-P**

## DEPARTMENT OF LABOR

### Office of the Secretary

#### **Combating Exploitive Child Labor Through Education in Guatemala, Indonesia, Nepal, and Rwanda**

**AGENCY:** Bureau of International Labor Affairs, U.S. Department of Labor.

**ACTION:** New. Notice of Availability of Funds and Solicitation for Cooperative Agreement Applications (SGA). The full announcement is posted on <http://www.grants.gov> and USDOL/ILAB's Web site at <http://www.dol.gov/ILAB/grants/main.htm>.

*Funding Opportunity Number:* SGA 09-06.

*Catalog of Federal Domestic Assistance (CFDA) Number:* Not applicable.

*Summary:* The U.S. Department of Labor (USDOL), Bureau of International Labor Affairs (ILAB) will award up to USD 18.45 million through 4 or more cooperative agreements to one or more qualifying organizations and/or Associations to combat exploitive child labor in the following 4 countries: Guatemala (up to USD 4.2 million), Indonesia (up to USD 5.5 million), Nepal (up to USD 4.25 million) and Rwanda (up to USD 4.5 million). Projects funded under SGA 09-06 will seek to ensure children's long-term withdrawal and prevention from

exploitive child labor, including through the provision of direct educational services, and build capacity in target countries to eliminate exploitive child labor.

*Application and Submission Information:* The full-text version of SGA 09-06 is available on <http://www.grants.gov> and USDOL/ILAB's Web site at <http://www.dol.gov/ILAB/grants/main.htm>

All applications in response to this solicitation may be submitted in hard copy or electronically via <http://www.grants.gov>. Applications submitted by other means, including e-mail, telegram, or facsimile (FAX) will not be accepted. Irrespective of submission method, all applications must be received by USDOL by 5 p.m. Eastern Standard Time (EST) on July 27, 2009. Applicants electing to submit hard copies must submit one (1) blue ink-signed original, complete application, *plus* three (3) additional copies of the application. Applicants electing to submit electronically must submit one electronic copy of the complete application via <http://www.grants.gov> no later than 5 p.m. Eastern Standard Time (EST) on July 27, 2009. Hard copy applications must be delivered to: U.S. Department of Labor, Office of Procurement Services, 200 Constitution Avenue, NW., Room S-4307, Washington, DC 20210, *Attention:* Lisa Harvey, Reference: Solicitation 09-06. Applicants submitting via <http://www.grants.gov> are responsible for ensuring that their applications are received by <http://www.grants.gov> by the deadline. Applicants are advised to submit their applications in advance of the deadline.

*Key Dates:* The deadline for submission of applications is July 27, 2009. All technical questions regarding SGA 09-06 must be sent by June 30, 2009 in order to receive a response. USDOL will make all cooperative agreement awards on or before September 30, 2009.

*Agency Contacts:* All technical questions regarding SGA 09-06 should be sent to Lisa Harvey, Grant Officer, U.S. Department of Labor's Office of Procurement Services, via e-mail (e-mail address: [harvey.lisa@dol.gov](mailto:harvey.lisa@dol.gov), with a copy to Georgiette Nkpa at [nkpa.georgiette@dol.gov](mailto:nkpa.georgiette@dol.gov); telephone: (202) 693-4570)—please note that this is not a toll-free-number).

*Background Information:* Since 1995, the U.S. Congress has appropriated over USD 720 million to ILAB for efforts to combat exploitive child labor internationally. This funding has been used to support technical cooperation projects to combat exploitive child

labor, including the worst forms, in more than 80 countries around the world. Technical cooperation projects funded by USDOL range from targeted action programs in specific sectors of work to more comprehensive programs that support national efforts to eliminate the worst forms of child labor, as defined by International Labor Organization (ILO) Convention 182. Projects funded by USDOL to combat exploitive child labor internationally seek to achieve the following five goals:

1. Withdraw and prevent children from involvement in exploitive child labor through the provision of direct educational and training services;
2. Strengthen policies on child labor and education, the capacity of national institutions to combat child labor, and formal and transitional education systems that encourage working children and those at risk of working to attend school;
3. Raise awareness of the importance of education for all children and mobilize a wide array of actors to improve and expand education infrastructures;
4. Support research and the collection of reliable data on child labor; and
5. Ensure the long-term sustainability of these efforts.

Since 1995, USDOL-funded projects have withdrawn or prevented over 1.3 million children from exploitive labor.

Signed at Washington, DC, this 3rd day of June, 2009.

**Lisa Harvey,**

*Grant Officer.*

[FR Doc. E9-13319 Filed 6-5-09; 8:45 am]

**BILLING CODE 4510-28-P**

## DEPARTMENT OF LABOR

### **Occupational Safety and Health Administration**

[Docket No. OSHA-2009-0018]

#### **Federal Advisory Council on Occupational Safety and Health (FACOSH)**

**AGENCY:** Occupational Safety and Health Administration (OSHA), Labor.

**ACTION:** Announcement of meeting.

**SUMMARY:** The Federal Advisory Council on Occupational Safety and Health (FACOSH) will meet June 25, 2009, in Washington, DC.

#### **DATES:**

*FACOSH meeting:* FACOSH will meet from 1:30 p.m. to 5 p.m., Thursday, June 25, 2009.

*Submission of comments and requests to speak:* Comments and requests to

speak at the FACOSH meeting must be submitted (postmarked, sent, transmitted) by June 18, 2009.

#### ADDRESSES:

*FACOSH meeting:* FACOSH will meet in Room C-5521, Conference Room 4, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210.

*Submission of comments and requests to speak:* Comments and requests to speak at the FACOSH meeting, identified by Docket No. OSHA-2009-0018, may be submitted by any of the following methods:

*Electronically:* You may submit materials, including attachments, electronically at <http://www.regulations.gov>, the Federal eRulemaking Portal. Follow the online instructions for making submissions.

*Facsimile:* If your submission, including attachments, does not exceed 10 pages, you may fax it to the OSHA Docket Office at (202) 693-1648.

*Mail, express delivery, hand delivery, messenger or courier service:* You must submit three copies of your submissions to the OSHA Docket Office, Room N-2625, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210; telephone (202) 693-2350 (TTY (877) 889-5627). Deliveries (hand, express mail, messenger and courier service) are accepted during the Department of Labor's and OSHA Docket Office's normal business hours, 8:15 a.m.-4:45 p.m., e.t.

*Requests for special accommodations for FACOSH meeting:* Submit requests for special accommodations by telephone, e-mail or hard copy to Ms. Veneta Chatmon, OSHA, Office of Communications, Room N-3647, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210; telephone (202) 693-1999; e-mail [chatmon.veneta@dol.gov](mailto:chatmon.veneta@dol.gov).

*Instructions:* All submissions must include the Agency name and docket number for this **Federal Register** notice (Docket No. OSHA-2009-0018). Because of security-related procedures, submissions by regular mail may result in a significant delay in their receipt. Please contact the OSHA Docket Office, at the address above, for information about security procedures for making submissions by hand delivery, express delivery, and messenger or courier service. For additional information on submitting comments and requests to speak, see the **SUPPLEMENTARY INFORMATION** section below.

Comments and requests to speak, including any personal information provided, will be posted without change at <http://www.regulations.gov>.

Therefore, OSHA cautions interested parties about submitting certain personal information such as social security numbers and birth dates.

*Docket:* To read or download submissions in response to this **Federal Register** notice, go to Docket No. OSHA-2009-0018 at <http://www.regulations.gov> or the OSHA Docket Office at the address above. All documents in the docket are listed in the <http://www.regulations.gov> index. Although listed in the index, some documents (e.g., copyrighted material) are not publicly available to read or download through <http://www.regulations.gov>. All submissions, including copyrighted material, are available for inspection and copying at the OSHA Docket Office.

#### FOR FURTHER INFORMATION CONTACT:

*For press inquiries:* Ms. Jennifer Ashley, OSHA, Office of Communications, U.S. Department of Labor, Room N-3647, 200 Constitution Avenue, NW., Washington, DC 20210; telephone (202) 693-1999.

*For general information:* Mr. Francis Yebes, OSHA, Office of Federal Agency Programs, U.S. Department of Labor, Room N-3622, 200 Constitution Avenue, NW., Washington, DC 20210; telephone (202) 693-2122; e-mail [ofap@dol.gov](mailto:ofap@dol.gov).

*For special accommodations for the FACOSH meeting:* Ms. Veneta Chatmon, OSHA, Office of Communications, Room N-3647, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210; telephone (202) 693-1999; e-mail [chatmon.veneta@dol.gov](mailto:chatmon.veneta@dol.gov).

#### SUPPLEMENTARY INFORMATION:

FACOSH will meet Thursday, June 25, 2009, in Washington, DC. All FACOSH meetings are open to the public.

FACOSH is authorized by 5 U.S.C. 7902, section 19 of the Occupational Safety and Health Act of 1970 (OSH Act) (29 U.S.C. 668), and Executive Order 12196 to advise the Secretary of Labor on all matters relating to the occupational safety and health of Federal employees. This includes providing advice on how to reduce and keep to a minimum the number of injuries and illnesses in the Federal workforce and how to encourage each Federal Executive Branch Department and Agency to establish and maintain effective occupational safety and health programs.

The tentative agenda for the FACOSH meeting includes:

- FY 2009 performance status of Federal Executive Branch Agencies in meeting the four goals of the

Presidential Safety, Health, and Return-to-Employment (SHARE) Initiative;

- Progress on the Federal Agency injury and illness recordkeeping data collection effort;
- Tracking incidents related to emergency response and recovery operations;
- Update on the Federal Agency Targeting Inspection Program (FEDTARG 09);
- FACOSH member nominations;
- OSHA outreach and education related to H1N1 Influenza; and
- OSHA and the American Recovery and Reinvestment Act of 2009.

FACOSH meetings are transcribed and detailed minutes of the meetings are prepared. Meeting transcripts, minutes and other materials presented at the meeting are included in the FACOSH meeting record.

#### Public Participation

FACOSH meetings and meetings of FACOSH subcommittees are open to the public. Interested parties may submit a request to make an oral presentation to FACOSH by one of the methods listed in the **ADDRESSES** section. The request must state the amount of time requested to speak, the interest represented (e.g., organization name), if any, and a brief outline of the presentation. Requests to address FACOSH may be granted as time permits and at the discretion of the FACOSH chair.

Interested parties also may submit comments, including data and other information, using any of the methods listed in the **ADDRESSES** section. OSHA will provide all submissions to FACOSH members prior to the meeting.

Individuals who need special accommodations and wish to attend the FACOSH meeting must contact Ms. Chatmon by any of the methods listed in the **ADDRESSES** section.

#### Submissions and Access to Meeting Record

You may submit comments, requests to speak and requests for special accommodations (1) electronically, (2) by facsimile, or (3) by hard copy. All submissions, including attachments and other materials, must identify the Agency name and the OSHA docket number for this notice (Docket No. OSHA-2009-0018). You may supplement electronic submissions by uploading documents electronically. If, instead, you wish to submit hard copies of supplementary documents, you must submit three copies to the OSHA Docket Office using the instructions in the **ADDRESSES** section. The additional materials must clearly identify your

electronic submission by name, date and docket number.

Because of security-related procedures, the use of regular mail may cause a significant delay in the receipt of submissions. For information about security procedures concerning the delivery of submissions by hand, express delivery, messenger or courier service, please contact the OSHA Docket Office at (202) 693-2350 (TTY (877) 889-5627).

Meeting transcripts and minutes as well as written comments and requests to speak are included in the public record of the FACOSH meeting (Docket No. OSHA-2009-0018). Written comments and requests to speak are posted without change at <http://www.regulations.gov>. Therefore, OSHA cautions interested parties about submitting certain personal information such as social security numbers and birth dates. Although all submissions are listed in the <http://www.regulations.gov> index, some documents (e.g., copyrighted material) are not publicly available to read or download through <http://www.regulations.gov>. All submissions, including copyrighted material, are available for inspection and copying at the OSHA Docket Office.

Information on using the <http://www.regulations.gov> Web site to make submissions and to access the docket and exhibits is available at the Web site's User Tips link. Contact the OSHA Docket Office for information about materials not available through the Web site and for assistance in using the Internet to locate submissions and other documents in the docket.

Electronic copies of this **Federal Register** notice are available at <http://www.regulations.gov>. This notice, as well as news releases and other relevant information, is also available at OSHA's Web page at <http://www.osha.gov>.

#### Authority and Signature

Jordan Barab, Acting Assistant Secretary of Labor for Occupational Safety and Health, directed the preparation of this notice under the authority granted by section 19 of the Occupational Safety and Health Act of 1970 (OSH Act) (29 U.S.C. 668), 5 U.S.C. 7902, section 1-5 of Executive Order 12196, the Federal Advisory Committee Act (5 U.S.C. App.2) and regulations issued under FACA (41 CFR Part 102-3), and Secretary of Labor's Order No. 5-2007 (72 FR 31160).

Signed at Washington, DC, this 3rd day of June 2009.

**Jordan Barab,**

*Acting Assistant Secretary of Labor for Occupational Safety and Health.*

[FR Doc. E9-13342 Filed 6-5-09; 8:45 am]

BILLING CODE 4510-26-P

## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### Petitions for Modification

**AGENCY:** Mine Safety and Health Administration, Labor.

**ACTION:** Notice of petitions for modification of existing mandatory safety standards.

**SUMMARY:** Section 101(c) of the Federal Mine Safety and Health Act of 1977 and 30 CFR Part 44 govern the application, processing, and disposition of petitions for modification. This notice is a summary of petitions for modification filed by the parties listed below to modify the application of existing mandatory safety standards published in Title 30 of the Code of Federal Regulations.

**DATES:** All comments on the petitions must be received by the Office of Standards, Regulations and Variances on or before July 8, 2009.

**ADDRESSES:** You may submit your comments, identified by "docket number" on the subject line, by any of the following methods:

1. *Electronic Mail:* [Standards-Petitions@dol.gov](mailto:Standards-Petitions@dol.gov).
2. *Facsimile:* 1-202-693-9441.
3. *Regular Mail:* MSHA, Office of Standards, Regulations and Variances, 1100 Wilson Boulevard, Room 2350, Arlington, Virginia 22209, *Attention:* Patricia W. Silvey, Director, Office of Standards, Regulations and Variances.
4. *Hand-Delivery or Courier:* MSHA, Office of Standards, Regulations and Variances, 1100 Wilson Boulevard, Room 2350, Arlington, Virginia 22209, *Attention:* Patricia W. Silvey, Director, Office of Standards, Regulations and Variances.

MSHA will consider only comments postmarked by the U.S. Postal Service or proof of delivery from another delivery service such as UPS or Federal Express on or before the deadline for comments. Individuals who submit comments by hand-delivery are required to check in at the receptionist desk on the 21st floor.

Individuals may inspect copies of the petitions and comments during normal business hours at the address listed above.

#### FOR FURTHER INFORMATION CONTACT:

Barbara Barron, Office of Standards, Regulations and Variances at 202-693-9447 (Voice), [barron.barbara@dol.gov](mailto:barron.barbara@dol.gov) (E-mail), or 202-693-9441 (Telefax). [These are not toll-free numbers].

#### SUPPLEMENTARY INFORMATION:

##### I. Background

Section 101(c) of the Federal Mine Safety and Health Act of 1977 (Mine Act) allows the mine operator or representative of miners to file a petition to modify the application of any mandatory safety standard to a coal or other mine if the Secretary determines that: (1) An alternative method of achieving the result of such standard exists which will at all times guarantee no less than the same measure of protection afforded the miners of such mine by such standard; or (2) that the application of such standard to such mine will result in a diminution of safety to the miners in such mine. In addition, the regulations at 30 CFR 44.10 and 44.11 establish the requirements and procedures for filing petitions for modification.

##### II. Petitions for Modification

*Docket Number:* M-2009-013-C.

*Petitioner:* Wolf Run Mining Company, LLC, RT 3 Box 146, Philippi, West Virginia 26416.

*Mine:* Sentinel Mine, MSHA I.D. No. 46-04168, located in Barbour County, West Virginia.

*Regulation Affected:* 30 CFR 75.1101-1(b) (Deluge-type water spray systems).

*Modification Request:* The petitioner requests a modification of the existing standard to not provide blow-off dust covers on nozzles on deluge type systems. The petitioner states that although more than adequate pressure and flow rates for the deluge system are maintained, in some tests, the dust covers do not come off all sprays. The petitioner proposes to continue its weekly functional testing of the complete deluge-type water spray system. The petitioner further states that dust covers are not necessary because the system will be inspected and maintained weekly. The petitioner asserts that the proposed alternative method will at all times guarantee no less than the same measure of protection afforded the miners by the existing standard.

*Docket Number:* M-2009-014-C.

*Petitioner:* Jim Walter Resources, Inc., P.O. Box 133, Brookwood, Alabama 35444.

*Mine:* No. 4 Mine, MSHA I.D. No. 01-01247, located in Tuscaloosa County, Alabama.