

## I. Background

Under Section 103(c) of the Federal Mine Safety and Health Act of 1977, the Mine Safety and Health Administration (MSHA) is required to “\* \* \* issue regulations required operators to maintain accurate records of employee exposures to potentially toxic materials or harmful physical agents which are required to be monitored or measured under any applicable mandatory health or safety standard promulgated under this Act.”

Gamma radiation occurs anywhere that radioactive materials are present, and has been associated with lung cancer and other debilitating occupational diseases. Gamma radiation hazards may be found near radiation sources at surface operations using X-ray machines, weightometers, nuclear and diffraction units.

## II. Desired Focus of Comments

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 use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submissions of responses.

A copy of the proposed information collection request can be obtained by contacting the employee listed in the **FOR FURTHER INFORMATION CONTACT** section of this notice, or viewed on the Internet by accessing the MSHA home page (<http://www.msha.gov>) and then choosing “Statutory and Regulatory Information” and “Federal Register Documents.”

## III. Current Actions

Annual gamma radiation surveys are required to be conducted—in all underground mines where radioactive ores are mined. Where the average gamma radiation measurements are in excess of 2.0 milliroentgens per hour in the working place, all persons affected

are to be provided with gamma radiation dosimeters and records of cumulative individual gamma radiation exposures be kept.

*Type of Review:* Extension.

*Agency:* Mine Safety and Health Administration.

*Title:* Gamma Radiation Exposure Records.

*OMB Number:* 1219-0039.

*Recordkeeping:* Records of cumulative occupational radiation exposures aid in the protection of workers, in the control of subsequent radiation exposure, and are used by MSHA in evaluation of the effectiveness of the protection program in demonstrating compliance with regulatory requirements.

*Frequency:* Annually.

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

*Respondents:* 2.

*Average Time Per Respondent:* 1 hour.

*Total Burden Hours:* 2 hours.

*Total Burden Cost (capital/startup):* \$0.

*Total Burden Cost (operating/maintaining):* \$0.

Comments submitted in response to this notice will be summarized and/or included in the request for Office of Management and Budget approval of the information collection request; they will also become a matter of public record.

Dated at Arlington, Virginia, this 2nd day of September, 2003.

**David L. Meyer,**

*Director, Office of Administration and Management.*

[FR Doc. 03-22897 Filed 9-8-03; 8:45 am]

**BILLING CODE 4510-43-P**

## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### Proposed Information Collection Request Submitted for Public Comment and Recommendations; Mine Rescue Teams; Arrangements for Emergency Medical Assistance; and Arrangements for Transportation for Injured Persons

**ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden conducts a pre-clearance 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.

Currently, the Mine Safety and Health Administration (MSHA) is soliciting comments concerning the extension of the information collection related to the 30 CFR Sections 49.2 through 49.4, 49.6 through 49.9, 75.1713-1, and 77.1702; Mine Rescue Teams; Arrangements for Emergency Medical Assistance; and Arrangements for Transportation for Injured Persons.

**DATES:** Submit comments on or before November 10, 2003.

**ADDRESSES:** Send comments to Jane Tarr, Management Analyst, Administration and Management 1100 Wilson Boulevard, Room 2171, Arlington, VA 22209-3939. Commenters are encouraged to send their comments on computer diskette, or via Internet E-mail to [Tarr-Jane@Msha.Gov](mailto:Tarr-Jane@Msha.Gov). Ms. Tarr can be reached at (202) 693-9824 (voice), or (202) 693-9801 (facsimile).

**FOR FURTHER INFORMATION CONTACT:** Jane Tarr, Management Analyst, Records Management Group, U.S. Department of Labor, Mine Safety and Health Administration, Room 2171, 1100 Wilson Boulevard, Arlington, VA 22209-3939. Ms. Tarr can be reached at [Tarr-Jane@Msha.Gov](mailto:Tarr-Jane@Msha.Gov) (Internet E-mail), (202) 693-9824 (voice), or (202) 693-9801 (facsimile).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

Section 115 (e) of the Federal Mine Safety and Health Act of 1977 (Mine Act) required the Secretary of Labor (Secretary) to publish proposed regulations which provide that mine rescue teams be available for rescue and recovery work to each underground mine in the event of an emergency. In addition, the costs of making advance arrangements for such teams are to be borne by the operator of each such mine.

Congress considered the ready availability of mine rescue in the event of an accident to be vital protection for miners. Congress was concerned that too often in the past, rescue efforts at a disaster site have had to await the delayed arrival of skilled mine rescue teams. In responding to Congressional concerns, the Mine Safety and Health Administration (MSHA) promulgated 30 CFR Part 49, Mine Rescue Teams. The regulations set standards related to the

availability of mine rescue teams; alternate mine rescue capability for small and remote mines and mines with special mining conditions; inspection and maintenance records of mine rescue equipment and apparatus; physical requirements for mine rescue team members and alternates; and experience and training requirements for team members and alternates.

## II. Desired Focus of Comments

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 use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology, e.g., permitting electronic submissions of responses.

A copy of the proposed information collection request can be obtained by contacting the employee listed in the For Further Information Contact section

of this notice, or viewed on the Internet by accessing the MSHA home page (<http://www.msha.gov>) and then choosing "Statutory and Regulatory Information" and "Federal Register Documents."

## III. Current Actions

Under 30 CFR part 49, Mine Rescue Teams, the regulations set standards related to the availability of mine rescue teams; alternate mine rescue capability for small and remote mines and mines with special mining conditions; inspection and maintenance records of mine rescue equipment and apparatus; physical requirements for mine rescue team members and alternates; and experience and training requirements for team members and alternates. Parts 75 and 77 requires that coal mine operators make arrangements with a licensed physician, medical service, medical clinic, or hospital and with an ambulance service to provide 24-hour emergency medical assistance and transportation. That information is to be posted at the mine.

*Type of Review:* Extension.

*Agency:* Mine Safety and Health Administration.

*Title:* Mine Rescue Teams; Arrangements for Emergency Medical Assistance; and Arrangements for Transportation for Injured Persons.

*OMB Number:* 1219-0078.

*Recordkeeping:* Section 49.6 states that rescue apparatus and equipment shall be maintained and that a person trained in the use and care of breathing apparatus shall inspect and test the

apparatus at least every 30 days and shall certify by signature and date that the inspections and tests were done. The certification and the record of corrective action taken, if any, shall be maintained at the mine rescue station for a period of one year. Section 49.7 requires that each team member and alternate be examined within 60 days of the beginning of the initial training, and annually thereafter by a physician who shall certify the physical fitness of the team member to perform mine rescue and recovery work for prolonged periods under strenuous conditions. The operator shall have MSHA Form 5000-3 on file for each team member. These forms shall be kept on file at either the mine or the mine rescue station for a period of one year. Section 49.8 requires that prior to serving on a mine rescue team, each member must complete an initial 20-hour course of instruction and all team members are required to receive 40 hours of refresher training annually. A record of the training received by each mine rescue team member is required to be on file at the mine rescue station for a period of one year.

*Frequency:* On Occasion.

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

*Average Time Per Respondent:* 33 minutes.

*Total Burden Cost (capital/startup):* \$0.

*Total Burden Cost (operating/maintaining):* \$561K.

## SUMMARY OF ESTIMATED BURDEN HOURS AND BURDEN COST

Standard	Annual responses	Hour burden	Hour burden cost
49.2:			
Coal .....	117	117	\$6,426
MNM .....	31	31	1,393
49.3 and 49.4:			
Coal .....	2	4	220
MNM .....	11	22	988
49.6:			
Coal .....	14,868	4,510	187,165
MNM .....	14,904	4,521	146,345
49.7:			
Coal .....	826	3,511	148,484
MNM .....	828	3,519	116,510
49.8:			
Coal .....	7,694	4,226	232,092
MNM .....	7,756	4,631	208,071
49.9:			
Coal .....	117	233	12,796
MNM .....	31	62	2,786
75.1713-1 .....	117	233	12,796
77.1702 .....	166	332	18,233
Totals .....	47,468	25,952	\$1,094,305

Comments submitted in response to this notice will be summarized and/or included in the request for Office of Management and Budget approval of the information collection request; they will also become a matter of public record.

Dated at Arlington, Virginia this 2nd day of September, 2003.

**David L. Meyer,**

*Director, Office of Administration and Management.*

[FR Doc. 03-22898 Filed 9-8-03; 8:45 am]

**BILLING CODE 4510-43-P**

## LEGAL SERVICES CORPORATION

### Sunshine Act Meeting of the Board of Directors

**TIME AND DATE:** The Board of Directors of the Legal Services Corporation will meet September 15, 2003 from 1:30 p.m. until conclusion of the Board's agenda.

**LOCATION:** The Melrose Hotel, 2430 Pennsylvania Avenue, NW, Washington, DC 20037.

**STATUS OF MEETING:** Open, except that a portion of the meeting may be closed pursuant to a vote of the Board of Directors to hold an executive session. At the closed session, the Corporation's General Counsel will report to the Board on litigation to which the Corporation is or may become a party, and the Board may act on the matters reported. The closing is authorized by the relevant provisions of the Government in the Sunshine Act [5 U.S.C. 552b(c) (10)] and the corresponding provisions of the Legal Services Corporation's implementing regulation [45 CFR 1622.5(h)]. A copy of the General Counsel's Certification that the closing is authorized by law will be available upon request.

#### MATTERS TO BE CONSIDERED:

##### Open Session

1. Approval of agenda.
2. Approval of the minutes of the Board's meeting of June 27 & 28, 2003.
3. Approval of the minutes of the Executive Session of the Board's meeting of June 28, 2003.
4. Approval of the minutes of the Board's Annual Performance Reviews Committee meeting of June 27, 2003.
5. Recognition of the Friends of the Legal Services Corporation's Board of Directors.
6. Chairman's Report.
7. Members' Reports.
8. Acting Inspector General's Report.
9. President's Report.
10. Consider and act on the report of the Board's Provision for the Delivery of Legal Services Committee.

11. Consider and act on the report of the Board's Operations & Regulations Committee.

12. Consider and act on the report of the Board's Finance Committee.

13. Consider and act on the report of the Board's Search Committee for LSC President and Inspector General.

14. Report by Mauricio Vivero, LSC Vice President for Governmental Relations & Public Affairs, on LSC's High-tech Corporate Advisory Board and Corporate Sponsorship.

15. Consider and act on six-month contract extensions for LSC Vice Presidents Randi Youells, Mauricio Vivero, and Victor Fortuno.

16. Consider and act on other business.

17. Public comment.

18. Consider and act on whether to authorize an executive session of the Board to receive a briefing by the Acting Inspector General on the activities of the Office of the Inspector General and to consider and act on the Office of Legal Affairs' report on potential and pending litigation involving LSC.

#### Closed Session

19. Briefing<sup>1</sup> by the Acting Inspector General on the activities of the Office of Inspector General.

20. Consider and act on the Office of Legal Affairs' report on potential and pending litigation involving LSC.

#### Open Session

21. Consider and act on adjournment of meeting.

#### FOR FURTHER INFORMATION CONTACT:

Victor M. Fortuno, Vice President for Legal Affairs, General Counsel & Corporate Secretary, at (202) 295-1500.

*Special Needs:* Upon request, meeting notices will be made available in alternate formats to accommodate visual and hearing impairments. Individuals who have a disability and need an accommodation to attend the meeting may notify Elizabeth S. Cushing, at (202) 295-1500.

Dated: September 5, 2003.

**Victor M. Fortuno,**

*Vice President for Legal Affairs, General Counsel & Corporate Secretary.*

[FR Doc. 03-23119 Filed 9-5-03; 4:13 pm]

**BILLING CODE 7050-01-P**

<sup>1</sup> Any portion of the closed session consisting solely of staff briefings does not fall within the Sunshine Act's definition of the term "meeting" and, therefore, the requirements of the Sunshine Act do not apply to any such portion of the closed session. 5 U.S.C. 552(b)(2) and (b). See also 45 CFR 1622.2 & 1622.3.

## LEGAL SERVICES CORPORATION

### Sunshine Act Meeting of the Board of Directors Finance Committee

*Time and Date:* The Finance Committee of the Legal Services Corporation Board of Directors will meet on September 15, 2003. The meeting will begin at 9:30 a.m. and continue until the Committee concludes its agenda.

**LOCATION:** The Melrose Hotel, 2430 Pennsylvania Avenue, NW, Washington, DC 20037.

**STATUS OF MEETING:** Open.

#### MATTERS TO BE CONSIDERED:

1. Approval of agenda.
  2. Approval of the minutes of the Committee's meeting of June 27, 2003.
  3. Report on LSC's *Consolidated Operating Budget (COB), Expenses, and Other Funds Available through July 31, 2003*.
  4. Report on LSC's budget projected operating expenses for April 1-June 30, 2003.
  5. Consider and act on proposed *Internal Budgetary Adjustments and COB Reallocations for April 1-June 30, 2003*.
  6. Report on LSC's budget projected operating expenses for July 1-September 30, 2003.
  7. Consider and act on proposed *Internal Budgetary Adjustments and COB Reallocations for July 1-September 30, 2003*.
  8. Consider and act on LSC's FY 2004 *Temporary Operating Budget*.
  9. Public comment on LSC's FY 2005 Budget Mark.
  10. LSC's Management recommendation on LSC's FY 2005 Budget Mark.
  11. Consider and act on LSC's FY 2005 Budget Mark.
  12. Consider and act on fixing the LSC President's salary to Level V of the Federal Government's Executive Schedule, thereby allowing the President's salary to adjust automatically as Level V adjusts.
  13. Consider and act on other business.
  14. Public comment.
  15. Consider and act on adjournment of meeting.
- FOR FURTHER INFORMATION CONTACT:** Victor M. Fortuno, Vice President for Legal Affairs, General Counsel & Corporate Secretary, at (202) 295-1500.
- Special Needs:* Upon request, meeting notices will be made available in alternate formats to accommodate visual and hearing impairments. Individuals who have a disability and need an accommodation to attend the meeting