

Control & Safe Streets Act of 1968, provides that:

No person in any State shall on the ground of race, color, religion, national origin, or sex be excluded from participation in, be denied the benefits of, or be subjected to discrimination under, or denied employment in connection with any program or activity funded in whole or in part with funds made available under this title.

Section 504 of the Rehabilitation Act of 1973, and Title II of the Americans With Disabilities Act prohibit discrimination on the basis of disability.

The applicant agency must discuss how it will ensure nondiscriminatory practices as they relate to:

(1) *Delivery of services or benefits*—to ensure that individuals will not be denied access to services or benefits under the program or activity on the basis of race, color, religion, national origin, gender, age, or disability;

(2) *Employment practices*—to ensure that its personnel in the program or activity are selected for employment without regard to race, color, religion, national origin, gender, age, or disability; and

(3) *Program participation*—to ensure members of any planning, steering or advisory board, which is an integral part of the program or activity, are not excluded from participation on the basis of race, color, religion, national origin, gender, age or disability; and to encourage the selection of such members who are reflective of the diversity in the community to be served.

Audit requirement. On June 30, 1997, the Office of Management and Budget issued Circular A-133, "Audits of States, Local Governments, and Non-Profit Organizations," which establishes regulations to implement the Single Audit Act of 1996. This Circular A-133 outlines the requirements for organizational audits which apply to BJS grantees.

Intergovernmental review of Federal programs. Federal Executive Order 12372, "Intergovernmental Review of Federal Programs," allows States to establish a process for reviewing Federal programs in the State, to choose which programs they wish to review, to conduct such reviews, and to make their views known to the funding Federal agency through a State "single point of contact."

If the State has established a "single point of contact," and if the State has selected this program to be included in its review process, the applicant must send a copy of its letter or application to the State "single point of contact" at the same time that it is submitted to BJS. The letter or application submitted to

BJS must indicate that this has been done. The State must complete its review within 60 days. The review period will begin on the date that the letter or application is officially received by BJS. If BJS does not receive comments from the State's "single point of contact" by the end of the review period, this will be interpreted as a "no comment" response.

If the State has not established a "single point of contact," or if it has not selected the BJS statistics development or criminal history improvement programs in its review process, this must be stated in the letter or application.

Jan M. Chaiken,

Director, Bureau of Justice Statistics.

[FR Doc. 98-13965 Filed 5-26-98; 8:45 am]

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DEPARTMENT OF LABOR

Office of the Secretary

Submission for OMB review; comment request

May 21, 1998.

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, Departmental Clearance Officer, Todd R. Owen ((202) 219-5096 ext. 143) or by E-Mail to Owen-Todd@dol.gov. Individuals who use a telecommunications device for the deaf (TTY/TDD) may call (202) 219-4720 between 1:00 p.m. and 4:00 p.m. Eastern time, Monday-Friday.

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), by June 26, 1998.

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: Gear Certification (29 CFR part 1919).

OMB Number: 1218-0003 (Extension).

Form Number: OSHA 70, OSHA 71, and OSHA 72.

Frequency: Quadrennially; Annually.

Affected Public: Business or other for-profit; Not-for-profit institutions; State, Local and Tribal Government.

Number of Respondents: 278.

Total Responses: 6443.

Estimated Time per Respondent: 55 minutes.

Total Burden Hours: 93.

Total annualized capital/startup costs: \$0.

Total annual costs (operating/maintaining systems or purchasing services): \$476,406.

Description: 29 CFR part 1919 (Gear Certification), requires the gathering of information to complete three forms, the OSHA 70, OSHA 71, and OSHA 72. The OSHA 70 Form is used by applicants seeking accreditation from OSHA to be able to test or examine certain equipment and material handling devices, as required under the maritime regulations, part 1917 (Marine Terminals), and part 1918 (Long shoring). The OSHA 70 Form application for accreditation provides an easy means for companies to apply for accreditation. The OSHA 71 Form is required to be issued by those accredited by OSHA to make known to employers in the maritime industry that certain equipment and material handling devices are safe to use or operate.

The OSHA 72 Form is required to be used by those accredited by OSHA to employers in maritime industry when the equipment or material handling device is found to be unsafe to use.

Agency: Occupational Safety and Health Administration.

Title: Course Evaluation Form.

OMB Number: 1218-0173 (Extension).

Frequency: Once (at the end of the training course).

Affected Public: Individuals.

Number of Respondents: 11,500.
Total Responses: 11,500.
Estimated Time per Respondent: 10 minutes.

Total annualized capital/startup costs: \$0.

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

Description: Information collected on the Course Evaluation Form from the students completing OSHA Training Institute and Education Center training courses is used to evaluate course usefulness, effectiveness, quality, and content and to make course improvements.

Agency: Occupational Safety and Health Administration.

Title: Voluntary Protection Program (VPP).

OMB Number: 1218-0NEW.

Frequency: On occasion.

Affected Public: Applicants to the Voluntary Protection Program.

Number of Respondents: 90 to 100 a year.

Estimated Time per Respondent: 200 hours.

Total Burden Hours: 18,000.

Total annualized capital/startup costs: \$0.

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

Description: The information collection is necessary to determine if the applicant has a safety and health program that should qualify for participation in one of OSHA's Voluntary Protection Programs.

Todd R. Owen,

Departmental Clearance Officer.

[FR Doc. 98-13975 Filed 5-26-98; 8:45 am]

BILLING CODE 4510-26-M

DEPARTMENT OF LABOR

Mine Safety and Health Administration

Petitions for Modification

The following parties have filed petitions to modify the application of mandatory safety standards under section 101(c) of the Federal Mine Safety and Health Act of 1977.

1. Lodestar Energy

[Docket No. M-98-28-C]

Lodestar Energy, Inc., P.O. Box 448, Clay, Kentucky 42404 has filed a petition to modify the application of 30 CFR 75.503 (permissible electric face equipment; maintenance) to its Baker Mine (I.D. No. 15-14492) located in Webster County, Kentucky. The petitioner proposes to use 750 feet of

No. 6 cable on Fletcher single boom roof bolters. The petitioner states that the proposed alternative method will not result in diminution of safety to the miners. In addition, the petitioner asserts that the proposed alternative method would provide at least the same measure of protection as would the mandatory standard.

2. Joliett Coal Company

[Docket No. M-98-29-C]

Joliett Coal Company, 837 East Grand Avenue, Tower City, Pennsylvania 17980 has filed a petition to modify the application of 30 CFR 75.1400 (hoisting equipment; general) to its No. 3 Vein Slope (I.D. No. 36-08702) located in Schuylkill County, Pennsylvania. The petitioner proposes to use a slope conveyance (gunboat) in transporting persons without installing safety catches or other no less effective devices but instead using an increased rope strength/safety factor and secondary safety rope connection in place of such devices. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as would the mandatory standard.

3. Lone Mountain Processing, Inc.

[Docket No. M-98-30-C]

Lone Mountain Processing, Inc., P.O. Box 40, Pennington Gap, Virginia 24277 has filed a petition to modify the application of 30 CFR 75.1103-4 (automatic fire sensor and warning device systems; installation; minimum requirements) to its Darby Fork Mine No. 1 (I.D. No. 15-02263), and its Huff Creek Mine No. 1 (I.D. No. 15-17234) both located in Harlan County, Kentucky. The petitioner proposes to use belt air to ventilate active working places. The petitioner proposes to install a low-level carbon monoxide detection system in belt entries as an early warning fire detection system. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as would the mandatory standard.

4. Freeman United Coal Mining Co.

[Docket No. M-98-31-C]

Freeman United Coal Mining Company, 1999 Wabash Avenue, Suite 200B, Springfield, Illinois 62704-5364 has filed a petition to modify the application of 30 CFR 75.1002 (location of trolley wires, trolley feeder wires, high-voltage cables and transformers) to its Crown II Mine (I.D. No. 11-02236) located in Macoupin County, Illinois. The petitioner proposes to use 2,400 volt A.C. cables and equipment in by the

last open crosscut within 150 feet of gob areas so that they can be used to power continuous mining equipment. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as would the mandatory standard.

5. Mettiki Coal Corporation

[Docket No. M-98-32-C]

Mettiki Coal Corporation, 293 Table Rock Road, Oakland, Maryland 21550 has filed a petition to modify the application of 30 CFR 75.1002 (location of trolley wires, trolley feeder wires, high-voltage cables and transformers) to its Mettiki Mine (I.D. No. 18-00621) located in Garrett County, Maryland. The petitioner proposes to use 4,300 volt cables on high-voltage longwall electric equipment used within 150 feet from pillar workings (longwall gob). The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as would the mandatory standard.

6. Sea "B" Mining Company

[Docket No. M-98-33-C]

Sea "B" Mining Company, P.O. Box 7, Dante, Virginia 24237 has filed a petition to modify the application of 30 CFR 1710-1(a) (canopies or cabs; self-propelled diesel-powered and electric face equipment; installation requirements) to its Silver Creek Mine (I.D. No. 44-16895) located in Tazewell County, Virginia. The petitioner proposes to operate self-propelled electric face equipment without canopies because of the mining heights less than 46 inches at the Silver Creek Mine. The petitioner asserts that application of the standard would result in a diminution of safety to the miners.

7. Mettiki Coal Corporation

[Docket No. M-98-34-C]

Mettiki Coal Corporation, 293 Table Rock Road, Oakland, Maryland has filed a petition to modify the application of 30 CFR 75.1726(a) (performing work from a raised position; safeguards) to its Mettiki Mine (I.D. No. 18-00621) located in Garrett County, Maryland. The petitioner proposes to use a specially modified scoop as an elevated mobile work platform. The petitioner asserts that application of the standard would result in a diminution of safety to the miners. In addition, the petitioner asserts that the proposed alternative method would provide at least the same measure of protection as would the mandatory standard.