

decisions are available for examination by the public in the Office of Standards, Regulations, and Variances, MSHA, 1100 Wilson Boulevard, Room 2350, Arlington, Virginia 22209. For further information contact Barbara Barron at 202-693-9447.

Dated at Arlington, Virginia, this 5th day of July 2005.

**Rebecca J. Smith,**

*Acting Director, Office of Standards, Regulations, and Variances.*

#### **Affirmative Decisions on Petitions for Modification**

*Docket No.:* M-2003-082-C.

*FR Notice:* 68 FR 67217.

*Petitioner:* Genwal Resources, Inc.

*Regulation Affected:* 30 CFR 75.350.

*Summary of Findings:* Petitioner's proposal is to use the belt entry as a return air course during two-entry longwall development, and as an intake air course during longwall extraction to insure an adequate quantity of ventilation to dilute and render harmless any methane or other noxious gases that otherwise may accumulate. This is considered an acceptable alternative method for the South Crandall Canyon Mine. MSHA grants the petition for modification for the use of belt air in two-entry longwall mining systems and use of belt air course as a return air course for the South Crandall Canyon Mine with conditions.

*Docket No.:* M-2003-092-C.

*FR Notice:* 68 FR 74983.

*Petitioner:* Genwal Resources, Inc.

*Regulation Affected:* 30 CFR 75.352.

*Summary of Findings:* Petitioner's proposal is to use the belt entry as a return air course during longwall development. This is considered an acceptable alternative method for the South Crandall Canyon Mine. MSHA grants the petition for modification for use of belt air in two-entry longwall mining systems and use of belt air course as a return air course for the South Crandall Canyon Mine with conditions.

*Docket No.:* M-2004-046-C.

*FR Notice:* 69 FR 69414.

*Petitioner:* J & J Coal Company.

*Regulation Affected:* 30 CFR 75.335.

*Summary of Findings:* Petitioner's proposal is to construct seals from wooden materials of moderate size and weight; designing the seals to withstand a static horizontal pressure in the range of 10 psi; and installing a sampling tube only in the monkey (higher elevation) seal. This is considered an acceptable alternative method for the Rocky Top Mine. MSHA grants the petition for modification for seals installed in the Rocky Top Mine with conditions.

*Docket No.:* M-2004-048-C.

*FR Notice:* 69 FR 71434.

*Petitioner:* Consolidation Coal Company.

*Regulation Affected:* 30 CFR 75.507.

*Summary of Findings:* Petitioner's proposal is to use non-permissible submersible pumps in bleeder and return entries and sealed areas of the Blacksville No. 2 Mine under specific terms and conditions. This is considered an acceptable alternative method for the Blacksville No. 2 Mine. MSHA grants the petition for modification for the use of low- and medium-voltage, three phase, alternating-current submersible pump(s) installed in return and bleeder entries and sealed areas in the Blacksville No. 2 Mine with conditions.

*Docket No.:* M-2004-050-C.

*FR Notice:* 69 FR 76959.

*Petitioner:* W.A. Mining, Inc.

*Regulation Affected:* 30 CFR 77.214(a).

*Summary of Findings:* Petitioner's proposal is to utilize coal preparation plant refuse and scalp rock material to backfill the existing mine portal face-ups. The backfill will eliminate the existing 60-foot highwall and reclaim four mine entries into the abandoned Caretta No. 2 Mine. This is considered an acceptable alternative method for the Caretta No. 2 Mine. MSHA grants the petition for modification for the Caretta No. 2 Mine with conditions.

*Docket No.:* M-2004-053-C.

*FR Notice:* 70 CFR 3566.

*Petitioner:* Six M Coal Company.

*Regulation Affected:* 30 CFR 75.1400.

*Summary of Findings:* Petitioner's proposal is to use a slope conveyance (gunboat) in transporting persons without installing safety catches or other no less effective devices. The petitioner proposes to instead use increased rope strength and secondary safety rope connections in place of such devices. This is considered an acceptable alternative method for the No. 1 Slope Mine. MSHA grants the petition for modification for the use of the hoist conveyance (gunboat) without safety catches in the No. 1 Slope Mine with conditions.

*Docket No.:* M-2005-002-C.

*FR Notice:* 70 FR 5488.

*Petitioner:* The Falkirk Mining Company.

*Regulation Affected:* 30 CFR 77.803.

*Summary of Findings:* Petitioner's proposal is to use an alternative method of compliance when raising or lowering the boom mast at construction sites during initial dragline assembly. This is considered an acceptable alternative method for the Falkirk Mine. MSHA

grants the petition for modification for dragline boom or mast raising, lowering, assembling, disassembling, or during major repairs that require raising or lowering the dragline boom or mast by the on-board generators for the Falkirk Mine with conditions.

*Docket No.:* M-2005-009-C.

*FR Notice:* 70 FR 12906.

*Petitioner:* Eastern Associated Coal Corporation.

*Regulation Affected:* 30 CFR

77.214(a).

*Summary of Findings:* Petitioner's proposal is to utilize coal preparation plant refuse and scalp rock material to backfill the four existing mine portals and face-up of the permanently abandoned Long Branch Energy Mine No. 20. The backfill will eliminate the existing 45-foot highwall and reclaim the area of the four mine entries into the abandoned Long Branch Energy Mine No. 20 Mine. This is considered an acceptable alternative method for the Kopperston Refuse Impoundment site. MSHA grants the petition for modification for the Kopperston Refuse Impoundment Site with conditions.

*Docket No.:* M-2005-013-C.

*FR Notice:* 70 FR 15898.

*Petitioner:* Webster County Coal, LLC.

*Regulation Affected:* 30 CFR 75.1101-1(b).

*Summary of Findings:* Petitioner's proposal is to conduct weekly examinations and functional testing of the deluge fire suppression systems as an alternative method of complying with the existing standard. This is considered an acceptable alternative method for the Dotiki Mine. MSHA grants the petition for modification for the deluge-type water spray systems installed at belt-conveyor drives in lieu of blow-off dust covers for nozzles for the Dotiki Mine with conditions.

[FR Doc. 05-13523 Filed 7-8-05; 8:45 am]

**BILLING CODE 4510-43-P**

## **DEPARTMENT OF LABOR**

### **Mine Safety and Health Administration**

#### **Petitions for Modification**

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

#### **1. Kingwood Mining Company, LLC**

[Docket No. M-2005-043-C]

Kingwood Mining Company, LLC, Route 1, Box 294C, Newburg, West Virginia has filed a petition to modify the application of 30 CFR 75.364(a)(1)

(Weekly examination) to its Whitetail K-Mine (MSHA I.D. No. 46-08751) located in Preston County, West Virginia. The petitioner proposes to have a certified person conduct weekly examination of the East Mains 1-Right and 2-Right panels for quantity, quality, and direction of the air and record the results of the examinations in a book that will be made available for interested persons. The petitioner states that due to deteriorating roof and numerous falls in the East Mains 1-Right and 2-Right panels, to travel the areas in their entirety would be unsafe; that all approaches inby the inlet and outlet areas into the East Mains 1-Right and 2-Right panels will be endangered off; and that the proposed alternate method will provide adequate air evaluation of the worked out areas and limit the exposure of hazards to the person conducting the examinations. The petitioner asserts that the proposed alternative method will provide at least the same measure of protection as the existing standard.

## 2. Andalex Resources, Inc.

[Docket No. M-2005-044-C]

Andalex Resources, Inc., P.O. Box 902, Price, Utah 84501 has filed a petition to modify the application of 30 CFR 75.1100-2(e)(2) (Quantity and location of firefighting equipment) to its Aberdeen Mine (MSHA I.D. No. 42-02028) located in Carbon County, Utah. The petitioner requests a modification of the existing standard to permit the use of two 10 pound portable (ABC) fire extinguishers at both temporary and permanent electrical installations. The petitioner proposes to have two multi-purpose dry chemical portable fire extinguishers with at least a minimum capacity of 10 pounds of dry powder at each temporary electrical installation. The petitioner asserts that application of the existing standard will result in a diminution of safety and the proposed alternative method will provide at least the same measure of protection as the existing standard.

## 3. Energy West Mining Company

[Docket No. M-2005-045-C]

Energy West Mining Company, P.O. Box 310, Huntington, Utah 84528 has filed a petition to modify the application of 30 CFR 75.350 (Belt air course ventilation) to its Deer Creek Mine (MSHA I.D. No. 42-00121) located in Emery County, Utah. The petitioner proposes to implement this petition for modification for development of the entries and crosscuts in the coal seam between the primary intake and belt slope, and to the return slope upon completion of the connection between

the primary intake slope and the belt slope. The petitioner states that when the connection is made with the return slope the petition for modification will be terminated. The petitioner asserts that application of the existing standard for connection and initial development of the coal seam between the intake and belt slopes, will cause a diminution of safety in relation to the increased exposure of hauling coal down the slopes and the proposed alternative method will provide at least the same measure of protection as the existing standard.

## Request for Comments

Persons interested in these petitions are encouraged to submit comments via Federal eRulemaking Portal: <http://www.regulations.gov>; E-mail: [zzMSHA-Comments@dol.gov](mailto:zzMSHA-Comments@dol.gov); Fax: (202) 693-9441; or Regular Mail/Hand Delivery/Courier: Mine Safety and Health Administration, Office of Standards, Regulations, and Variances, 1100 Wilson Boulevard, Room 2350, Arlington, Virginia 22209. All comments must be postmarked or received in that office on or before August 10, 2005.

Copies of these petitions are available for inspection at that address.

Dated at Arlington, Virginia this 5th day of July 2005.

**Rebecca J. Smith,**

*Acting Director, Office of Standards, Regulations, and Variances.*

[FR Doc. 05-13524 Filed 7-8-05; 8:45 am]

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## NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

### Institute of Museum and Library Services; Proposed Collection, Comment Request, Program Guidelines and Reporting Forms

**ACTION:** Notice of requests for information collection.

**SUMMARY:** The Institute of Museum and Library Services 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. 3508 (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 Institute of Museum and Library Services is soliciting comments concerning the proposed collection of application information and reporting information for the Partnership for a Nation of Learners initiative within the National Leadership Grant program.

A copy of the proposed information collection request can be obtained by contacting the individual listed below in the addresses section of this notice.

**DATES:** Written comments must be submitted to the office listed in the addressee section below on or before (insert sixty days from publication).

IMLS is particularly interested in comments that help the agency to:

- 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 collocation 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.

**ADDRESSES:** Send comments to: Rebecca Danvers, Director, Office of Research and Technology, Institute of Museum and Library Services, 1800 M Street NW, 9th Floor, Washington, DC 20036. Dr. Danvers can be reached on Telephone: 202-653-4680, Fax: 202-653-4625 or by e-mail at [rdanvers@imls.gov](mailto:rdanvers@imls.gov).

## SUPPLEMENTARY INFORMATION:

**Background:** The Institute of Museum and Library Services is an independent Federal grant-making agency authorized by the Museum and Library Services Act, 20 U.S.C. 9101, *et seq.* The IMLS provides a variety of grant programs to assist the nation's museums and libraries in improving their operations and enhancing their services to the public. Museums and libraries of all sizes and types may receive support from IMLS programs. The Museum and Library Services Act, 20 U.S.C. 9101, *et seq.* authorizes the Director of the Institute of Museum and Library Services to make grants to museums,