

be misleading and is in need of clarification.

### Correction of Publication

Accordingly, the publication of the final regulations (TD 9329), which were the subject of FR Doc. E7-11148, is corrected as follows:

On page 32794, in the document heading, the language “RIN 1545–BF26” is corrected to read “RIN 1545–BF16”.

**LaNita Van Dyke,**

*Chief, Publications and Regulations Branch,  
Legal Processing Division, Associate Chief  
Counsel (Procedure and Administration).*

[FR Doc. E7-12590 Filed 6-28-07; 8:45 am]

BILLING CODE 4830-01-P

## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### 30 CFR Part 3

#### OMB Control Numbers Under the Paperwork Reduction Act

**AGENCY:** Mine Safety and Health Administration (MSHA), Labor.

**ACTION:** Final rule; technical amendment.

**SUMMARY:** This technical amendment updates MSHA’s listing of Office of Management and Budget (OMB) control numbers for the Agency’s standards and regulations. MSHA is prohibited from conducting a collection of information unless the Agency displays a currently valid OMB control number. This consolidated listing assists the public in searching for current MSHA standards and regulations that include information collection, recordkeeping, and reporting requirements approved by OMB under the Paperwork Reduction Act of 1995.

**EFFECTIVE DATE:** June 29, 2007.

**FOR FURTHER INFORMATION CONTACT:** Patricia W. Silvey, Director; Office of Standards, Regulations, and Variances, MSHA at [silvey.patricia@dol.gov](mailto:silvey.patricia@dol.gov) (E-mail); 202-693-9440 (Voice); 202-693-9441 (Facsimile).

**SUPPLEMENTARY INFORMATION:** MSHA first consolidated the listing of OMB control numbers in a final rule published on June 29, 1995 (60 FR 33719). This action codified the OMB control numbers for MSHA standards and regulations in one location to assist the public in quickly determining whether OMB has approved a specific information collection requirement. Table 1 in 30 CFR 3.1 displays the OMB control number for each section containing a requirement for the collection, reporting, recordkeeping, or dissemination of information.

MSHA is prohibited from conducting a collection of information unless it displays a currently valid OMB control number and informs potential responders that they are not required to respond unless the collection of information displays a currently valid OMB control number. By publishing this list, MSHA is following the recommendation of OMB pursuant to 5 CFR 1320.3(f)(3) and 1320.5(b)(2)(ii)(C) that, even where an agency has already provided the above information “in a manner reasonably calculated to inform the public,” the agency should also “publish such information along with a table or codified section of OMB control numbers to be included in the *Code of Federal Regulations*.”

This revision updates MSHA’s current list of OMB control numbers to include new control numbers approved by OMB for standards and regulations completed since the last update and any changes made through the renewal of previously issued OMB control numbers.

Information collection requirements go through the public review process, including notice and comment, as part of the rule to which they apply. Likewise, the renewal of an OMB control number also requires public review. As a result, MSHA finds that it is unnecessary to have further public notice and comment and that, therefore, there is “good cause” under 5 U.S.C. 553(b)(B) of the Administrative Procedure Act (APA) to issue this technical amendment to Table 1 in 30 CFR part 3 without prior public notice and comment.

MSHA also determined that it is unnecessary to delay the effective date. This technical amendment contains no new requirements for which the public would need time to plan compliance, beyond that provided for in the regulation itself. MSHA finds, therefore, that there is “good cause” to except this action from the 30-day delayed effective date requirement under 5 U.S.C. 553(d)(3) of the APA.

#### List of Subjects in 30 CFR Part 3

Mine safety and health, Reporting and recordkeeping requirements.

Dated: June 25, 2007.

**John A. Pallasch,**

*Deputy Assistant Secretary for Mine Safety and Health.*

■ Accordingly, under the authority of 30 U.S.C. 957, chapter I of title 30, *Code of Federal Regulations* is amended as set forth below.

#### PART 3—[AMENDED]

■ 1. The authority citation for part 3 continues to read as follows:

**Authority:** 30 U.S.C. 957; 44 U.S.C. 3501–3520.

2. Amend § 3.1 by revising Table 1 to read as follows:

#### § 3.1 OMB control numbers.

\* \* \* \* \*

TABLE 1.—OMB CONTROL NUMBERS

30 CFR Citation	OMB Control No.
<b>Subchapter B—Testing, Evaluation, and Approval of Mining Products</b>	
6.10 .....	1219–0066
7.3 .....	1219–0066
7.4 .....	1219–0066
7.6 .....	1219–0066
7.7 .....	1219–0066
7.23 .....	1219–0066
7.27 .....	1219–0066
7.28 .....	1219–0066
7.29 .....	1219–0066
7.30 .....	1219–0066
7.43 .....	1219–0066
7.46 .....	1219–0066
7.47 .....	1219–0066
7.48 .....	1219–0066
7.49 .....	1219–0066
7.51 .....	1219–0066
7.63 .....	1219–0066
7.69 .....	1219–0066
7.71 .....	1219–0066
7.83 .....	1219–0066
7.90 .....	1219–0066
7.97 .....	1219–0066
7.105 .....	1219–0066
7.303 .....	1219–0066
7.306 .....	1219–0066
7.309 .....	1219–0066
7.311 .....	1219–0066
7.403 .....	1219–0066
7.407 .....	1219–0066
7.408 .....	1219–0066
7.409 .....	1219–0066
15.4 .....	1219–0066
15.8 .....	1219–0066
18.6 .....	1219–0066
18.15 .....	1219–0066
18.53 .....	1219–0066, –0116
18.81 .....	1219–0066
18.82 .....	1219–0066
18.93 .....	1219–0066
18.94 .....	1219–0066
19.3 .....	1219–0066
19.13 .....	1219–0066
20.3 .....	1219–0066
20.14 .....	1219–0066
22.4 .....	1219–0066
22.11 .....	1219–0066
23.3 .....	1219–0066
23.14 .....	1219–0066
27.4 .....	1219–0066
27.6 .....	1219–0066
27.11 .....	1219–0066
28.10 .....	1219–0066
28.25 .....	1219–0066
28.30 .....	1219–0066
28.31 .....	1219–0066
33.6 .....	1219–0066
33.12 .....	1219–0066
35.6 .....	1219–0066
35.12 .....	1219–0066
36.6 .....	1219–0066

TABLE 1.—OMB CONTROL  
NUMBERS—Continued

30 CFR Citation	OMB Control No.
36.12 .....	1219-0066
<b>Subchapter G—Filing and Other Administrative Requirements</b>	
40.3 .....	1219-0042
40.4 .....	1219-0042
40.5 .....	1219-0042
41.20 .....	1219-0042
43.4 .....	1219-0014
43.7 .....	1219-0014
44.9 .....	1219-0065
44.10 .....	1219-0065
44.11 .....	1219-0065
45.3 .....	1219-0040
45.4 .....	1219-0040
<b>Subchapter H—Education and Training</b>	
46.3 .....	1219-0131
46.5 .....	1219-0131
46.6 .....	1219-0131
46.7 .....	1219-0131
46.8 .....	1219-0131
46.9 .....	1219-0131
46.11 .....	1219-0131
47.31 .....	1219-0133
47.32(a)(4) .....	1219-0133
47.41 .....	1219-0133
47.51 .....	1219-0133
47.71 .....	1219-0133
47.73 .....	1219-0133
48.3 .....	1219-0009, -0141
48.9 .....	1219-0009
48.23 .....	1219-0009
48.29 .....	1219-0009
49.2 .....	1219-0078
49.3 .....	1219-0078
49.4 .....	1219-0078
49.6 .....	1219-0078
49.7 .....	1219-0078
49.8 .....	1219-0078
49.9 .....	1219-0078
<b>Subchapter I—Accidents, Injuries, Ill- nesses, Employment, and Production in Mines</b>	
50.10 .....	1219-0007, -0141
50.11 .....	1219-0007
50.20 .....	1219-0007
50.30 .....	1219-0007
<b>Subchapter K—Metal and Nonmetal Mine Safety and Health</b>	
56.1000 .....	1219-0042
56.3203(a) .....	1219-0121
56.5005 .....	1219-0048
56.13015 .....	1219-0089
56.13030 .....	1219-0089
56.14100 .....	1219-0089
56.18002 .....	1219-0089
56.19022 .....	1219-0034
56.19023 .....	1219-0034
56.19057 .....	1219-0049
56.19121 .....	1219-0034
57.1000 .....	1219-0042
57.3203(a) .....	1219-0121
57.3461 .....	1219-0097
57.5005 .....	1219-0048

TABLE 1.—OMB CONTROL  
NUMBERS—Continued

30 CFR Citation	OMB Control No.
57.5037 .....	1219-0003
57.5040 .....	1219-0003
57.5047 .....	1219-0039
57.5060 .....	1219-0135
57.5065 .....	1219-0135
57.5066 .....	1219-0135
57.5067 .....	1219-0135
57.5070 .....	1219-0135
57.5071 .....	1219-0135
57.5075 .....	1219-0135
57.8520 .....	1219-0016
57.8525 .....	1219-0016
57.11053 .....	1219-0046
57.13015 .....	1219-0089
57.13030 .....	1219-0089
57.14100 .....	1219-0089
57.18002 .....	1219-0089
57.19022 .....	1219-0034
57.19023 .....	1219-0034
57.19057 .....	1219-0049
57.19121 .....	1219-0034
57.22004(c) .....	1219-0103
57.22204 .....	1219-0030
57.22229 .....	1219-0103
57.22230 .....	1219-0103
57.22231 .....	1219-0103
57.22239 .....	1219-0103
57.22401 .....	1219-0096
57.22606 .....	1219-0095
<b>Subchapter M—Uniform Mine Health Regulations</b>	
62.110 .....	1219-0120
62.130 .....	1219-0120
62.170 .....	1219-0120
62.171 .....	1219-0120
62.172 .....	1219-0120
62.173 .....	1219-0120
62.174 .....	1219-0120
62.175 .....	1219-0120
62.180 .....	1219-0120
62.190 .....	1219-0120
<b>Subchapter O—Coal Mine Safety and Health</b>	
70.201(c) .....	1219-0011
70.202(b) .....	1219-0011
70.204 .....	1219-0011
70.209 .....	1219-0011
70.210 .....	1219-0011
70.220 .....	1219-0011
71.201(c) .....	1219-0011
71.202(b) .....	1219-0011
71.204 .....	1219-0011
71.209 .....	1219-0011
71.210 .....	1219-0011
71.220 .....	1219-0011
71.300 .....	1219-0011
71.301 .....	1219-0011
71.403 .....	1219-0024
71.404 .....	1219-0024
72.500 .....	1219-0124
72.503 .....	1219-0124
72.510 .....	1219-0124
72.520 .....	1219-0124
75.100 .....	1219-0127
75.153(a)(2) .....	1219-0001
75.155 .....	1219-0127
75.159 .....	1219-0127

TABLE 1.—OMB CONTROL  
NUMBERS—Continued

30 CFR Citation	OMB Control No.
75.160 .....	1219-0127
75.161 .....	1219-0127
75.204(a) .....	1219-0121
75.215 .....	1219-0004
75.220 .....	1219-0004
75.221 .....	1219-0004
75.222 .....	1219-0004
75.223 .....	1219-0004
75.310 .....	1219-0088
75.312 .....	1219-0088
75.342 .....	1219-0088
75.350 .....	1219-0138
75.351 .....	1219-0088, -0116, -0138
75.352 .....	1219-0138
75.360 .....	1219-0088
75.361 .....	1219-0088
75.362 .....	1219-0088
75.363 .....	1219-0088
75.364 .....	1219-0088
75.370 .....	1219-0088
75.371 .....	1219-0088, -0138
75.372 .....	1219-0073
75.373 .....	1219-0073
75.382 .....	1219-0088
75.512 .....	1219-0116
75.703-3 .....	1219-0116
75.800-4 .....	1219-0116
75.820 .....	1210-0116
75.821 .....	1219-0116
75.900-4 .....	1219-0116
75.1001-1 .....	1219-0116
75.1100-3 .....	1219-0054
75.1103-8 .....	1219-0054
75.1103-11 .....	1219-0054
75.1200 .....	1219-0073
75.1200-1 .....	1219-0073
75.1201 .....	1219-0073
75.1202 .....	1219-0073
75.1202-1 .....	1219-0073
75.1203 .....	1219-0073
75.1204 .....	1219-0073
75.1204-1 .....	1219-0073
75.1321 .....	1219-0025
75.1327 .....	1219-0025
75.1400-2 .....	1219-0034
75.1400-4 .....	1219-0034
75.1432 .....	1219-0034
75.1433 .....	1219-0034
75.1501 .....	1219-0054
75.1502 .....	1219-0054, -0141
75.1504 .....	1219-0141
75.1505 .....	1219-0141
75.1702 .....	1219-0041
75.1712-4 .....	1219-0024
75.1712-5 .....	1219-0024
75.1713-1 .....	1219-0078
75.1714-3(e) .....	1219-0044
75.1714-4 .....	1219-0044
75.1714-5 .....	1219-0141
75.1714-8 .....	1219-0141
75.1716 .....	1219-0020
75.1716-1 .....	1219-0020
75.1716-3 .....	1219-0020
75.1721 .....	1219-0073
75.1901 .....	1219-0119
75.1904 .....	1219-0119
75.1911 .....	1219-0119
75.1912 .....	1219-0119
75.1914 .....	1219-0119
75.1915 .....	1219-0119, -0124

TABLE 1.—OMB CONTROL NUMBERS—Continued

30 CFR Citation	OMB Control No.
77.100 .....	1219-0127
77.103(a)(2) .....	1219-0001
77.105 .....	1219-0127
77.106 .....	1219-0127
77.107 .....	1219-0127
77.107-1 .....	1219-0127
77.215 .....	1219-0015
77.215-2 .....	1219-0015
77.215-3 .....	1219-0015
77.215-4 .....	1219-0015
77.216-2 .....	1219-0015
77.216-3 .....	1219-0015
77.216-4 .....	1219-0015
77.216-5 .....	1219-0015
77.502 .....	1219-0116
77.800-2 .....	1219-0116
77.900-2 .....	1219-0116
77.1000 .....	1219-0026
77.1000-1 .....	1219-0026
77.1101 .....	1219-0051
77.1200 .....	1219-0073
77.1201 .....	1219-0073
77.1202 .....	1219-0073
77.1404 .....	1219-0034
77.1432 .....	1219-0034
77.1433 .....	1219-0034
77.1702 .....	1219-0078
77.1713 .....	1219-0083
77.1900 .....	1219-0019
77.1901 .....	1219-0082
77.1906 .....	1219-0034
77.1909-1 .....	1219-0025
90.201(c) .....	1219-0011
90.202(b) .....	1219-0011
90.204 .....	1219-0011
90.209 .....	1219-0011
90.220 .....	1219-0011
90.300 .....	1219-0011
90.301 .....	1219-0011

[FR Doc. E7-12578 Filed 6-28-07; 8:45 am]

BILLING CODE 4510-43-P

**DEPARTMENT OF VETERANS AFFAIRS****38 CFR Part 21**

RIN 2900-AK80

**Veterans and Dependents Education: Topping-Up Tuition Assistance; Licensing and Certification Tests; Duty To Assist Education Claimants; Correction****AGENCY:** Department of Veterans Affairs.**ACTION:** Correcting amendment.

**SUMMARY:** The Department of Veterans Affairs (VA) published a document in the *Federal Register* on April 5, 2007 (72 FR 16962), amending the regulations governing various aspects of the education programs that VA administers. That document contained several technical errors: reference to two subparts that were not specifically

identified, incorrect words used to identify the individuals eligible for a particular program of educational assistance, and incorrect references when citing to other provisions of VA's regulations. This document corrects those errors.

**DATES:** *Effective Date:* June 29, 2007.

*Applicability Dates:* The corrections to § 21.4131(a)(ii) and (d) (concerning educational assistance for licensing and certification tests) are applied retroactively to March 1, 2001. The corrections to §§ 21.7075 and 21.7142(b) (concerning "tuition assistance top-up") are applied retroactively to October 30, 2000. These accord with the applicability dates stated under DATES at 72 FR 16962 for provisions with those respective subject matters.

**FOR FURTHER INFORMATION CONTACT:**

Diane M. Walters, Management and Program Analyst, Education Service, Veterans Benefits Administration, Department of Veterans Affairs (225C), 810 Vermont Avenue, NW., Washington, DC 20420, (202) 461-9849. (This is not a toll-free telephone number.)

**SUPPLEMENTARY INFORMATION:** On April 5, 2007, VA published a document in the *Federal Register* (72 FR 16962) amending its education regulations to implement VA's authority under the Veterans Benefits and Health Care Improvement Act of 2000, the Veterans Claims Assistance Act of 2000, and the Floyd D. Spence National Defense Authorization Act for Fiscal Year 2001. In part, these Acts provided educational assistance under the Survivors' and Dependents' Educational Assistance Program (DEA), the Post-Vietnam Era Veterans' Educational Assistance Program, and the Montgomery GI Bill-Active Duty for the cost of taking tests for licensure or certification.

In subpart D, in the introductory text of § 21.4131, we made reference to subparts C and G, but in subsequent paragraphs (a)(2)(ii) and (d)(2)(ii), we referred to "this subpart" rather than identifying the applicable subparts. This document corrects that error by specifying "subpart G" in paragraph (a)(2)(ii) and "subpart C" in paragraph (d)(2)(ii).

In § 21.4131(d), in describing individuals eligible for DEA, the provisions of § 21.4131(d) introductory text properly refer to "a person eligible to receive educational assistance under 38 U.S.C. chapter 35" and in § 21.4131(d)(1)(i) properly refer to "the eligible person", but when amending § 21.4131(d)(2) we twice incorrectly referred instead to "the veteran or servicemember", even though

individuals eligible for DEA need not have had any military service. This document corrects that error by referring instead to "the eligible person" in the first instance and "he or she" in the second instance.

When revising § 21.7075, a typographical error occurred in the last sentence of § 21.7075, in the cross-reference citation. This document corrects that error by removing "§ 21.7076(b)(11)" and replacing it with "§ 21.7076(b)(10)".

Lastly, when revising § 21.7142, we mistakenly in § 21.7142(b)(5)(ii) cited to the wrong paragraphs. This document corrects that error by removing "paragraph (a)(1) or (a)(2)" and replacing it with "paragraph (b)(1) or (b)(2)".

**List of Subjects in 38 CFR Part 21**

Administrative practice and procedure, Armed forces, Civil rights, Claims, Colleges and universities, Conflict of interests, Education, Employment, Grant programs—education, Grant programs—veterans, Health care, Loan programs—education, Loan programs—veterans, Manpower training programs, Reporting and recordkeeping requirements, Schools, Travel and transportation expenses, Veterans, Vocational education, Vocational rehabilitation.

Approved: June 25, 2007.

**Robert C. McFetridge,**

Assistant to the Secretary for Regulation Policy and Management.

■ For the reasons set out in the preamble, VA is correcting 38 CFR part 21 (subparts D and K) as set forth below:

**PART 21—VOCATIONAL REHABILITATION AND EDUCATION****Subpart D—Administration of Educational Assistance Programs**

■ 1. The authority citation for part 21, subpart D continues to read as follows:

**Authority:** 10 U.S.C. 2141 note, ch. 1606; 38 U.S.C. 501(a), chs. 30, 32, 34, 35, 36, and as noted in specific sections.

■ 2. Amend § 21.4131 by:

■ a. In paragraph (a)(2)(ii), removing "this subpart" and adding, in its place, "subpart G".

■ b. In paragraph (d)(2) introductory text, removing "veteran or servicemember" and adding, in its place, "eligible person".

■ c. In paragraph (d)(2)(ii), removing "the veteran or servicemember" and adding, in its place, "he or she" and removing "this subpart" and adding, in its place, "subpart C".