

*Title:* Reporting and Performance Standards System for Indian and Native American Programs Under Title I, Section 166 of the Workforce Investment Act (WIA).

*OMB Number:* 1205-0422.  
*Affected Public:* Not-for-profit institutions and State, Local, or Tribal govt.

*Frequency:* Semi-annually and Annually.  
*Type of Response:* Recordkeeping and Reporting.  
*Number of Respondents:* 145.

| Required section 166 activity (comprehensive services) | DINAP form No. | Number of respondents | Responses per year | Total responses | Hours per response | Total burden hours |
|--|----------------|-----------------------|--------------------|-----------------|--------------------|--------------------|
| Plan Narrative .....                                   | .....          | 145                   | 1                  | 145             | 12.00              | 1,740              |
| Recordkeeping .....                                    | .....          | 145                   | .....              | 17,000          | 3                  | 51,000             |
| Participant Reporting .....                            | ETA 9084 ..... | 145                   | 2                  | 290             | 9.67               | 2,804              |
| Total .....  | .....          | 145                   | 3                  | 17,435          | 24.67              | 55,544             |

| Required section 166 activity (supplemental youth services) | DINAP form No. | Number of respondents | Responses per year | Total responses | Hours per response | Total burden hours |
|---|----------------|-----------------------|--------------------|-----------------|--------------------|--------------------|
| Plan Narrative .....  | .....          | 105                   | 1                  | 105             | 6                  | 630                |
| Recordkeeping .....   | .....          | 105                   | .....              | 8,000           | 2                  | 16,000             |
| Participant Reporting .....                                 | ETA 9085 ..... | 105                   | 2                  | 210             | 9.67               | 2,031              |
| Total .....   | .....          | .....                 | 3                  | 8,315           | 17.67              | 18,661             |

*Total Annualized capital/startup costs:* \$0.

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

*Description:* This is an extension of a currently-approved collection of participant information relating to the operation of employment and training programs for Indians and Native Americans under title I, section 166 of the Workforce Investment Act (WIA). It also contains the basis of the new performance standards system for WIA section 166 grantees. The burden estimates for this collection include the Supplemental Youth Services Program as well as the Comprehensive Services Program authorized under section 166. Burden estimates do not include those tribes currently participating in the demonstration under Pub. L. 102-477.

**Ira L. Mills,**

*Departmental Clearance Officer.*

[FR Doc. 03-19848 Filed 8-4-03; 8:45 am]

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In order for an affirmative determination to be made and a certification of eligibility to apply for worker adjustment assistance to be issued, each of the group eligibility requirements of section 222 of the Act must be met.

(1) That a significant number or proportion of the workers in the workers' firm, or an appropriate subdivision thereof, have become totally or partially separated, or are threatened to become totally or partially separated; and

(2) That sales or production, or both, of the firm or sub-division have decreased absolutely, and

(3) That increases of imports of articles like or directly competitive with articles produced by the firm or appropriate subdivision have contributed importantly to the separations, or threat thereof, and to the absolute decline in sales or production of such firm or subdivision.

#### **Negative Determinations for Worker Adjustment Assistance**

In each of the following cases the investigation revealed that criterion (3) has not been met. A survey of customers indicated that increased imports did not contribute importantly to worker separations at the firm.

None.

In the following case, the investigation revealed that the criteria for eligibility have not been met for the reasons specified.

The investigation revealed that criterion (a)(2)(A)(I.C.) (Increased imports) and (a)(2)(B)(II.B) (No shift in production to a foreign country) have not been met.

TA-W-52,169; Allsteel, Inc., a div. of Hon Industries, Inc., Milan, TN  
TA-W-52,039; Heraeus Electro-Nite Co., Philadelphia, PA  
TA-W-52,066; SWR Sound Corp., Sun Valley, CA  
TA-W-52,116; SPI Polyols, Inc., New Castle, DE

The workers firm does not produce an article as required for certification under section 222 of the Trade Act of 1974.

TA-W-52,270; LM Services LLC, Cumberland, MD  
TA-W-52,006; America Online, Inc., Oklahoma City, OK  
TA-W-52,124; New England Joint Board, UNITE, Willimantic, CT

The investigation revealed that criteria (a)(2)(A)(I.A) (no employment declines) have not been met.

TA-W-52,207; Fishing Vessel (F/V) Selah, Haines, AK  
TA-W-52,261; Cummings Fisheries, Dillingham, AK  
TA-W-52,283; Fishing Vessel (F/V) Peregrine's Catch, Haines, AK

The investigation revealed that criteria (a)(2)(A)(I.C) (increased imports) and (a)(2)(B) (II.C) (has shifted production to country not under the free trade agreement with U.S.) have not been met.

TA-W-52,216; Scope Molding, LLC, Almena, WI

The investigation revealed that criteria (2) has not been met. The workers firm (or subdivision) is not a supplier or downstream producer to trade-affected companies.

TA-W-51,889; Sommer Products Co., Bartonville, IL

## **DEPARTMENT OF LABOR**

### **Employment and Training Administration**

#### **Notice of Determinations Regarding Eligibility To Apply for Worker Adjustment Assistance and NAFTA Transitional Adjustment Assistance**

In accordance with section 223 of the Trade Act of 1974, as amended, the Department of Labor herein presents summaries of determinations regarding eligibility to apply for trade adjustment assistance for workers (TA-W) issued during the period of July 2003.

**Affirmative Determinations for Worker Adjustment Assistance**

The following certifications have been issued; the date following the company name and location of each determination references the impact date for all workers of such determination.

The following certifications have been issued. The requirements of (a)(2)(A) (increased imports) of Section 222 have been met.

- TA-W-51,928 & A; *Joan Fabrics Corp.*, Newton Finishing Plant, Newton, NC and Weaving and Support Operation, Hickory, NC: June 2, 2002.
- TA-W-51,964; *American Glass Co. d/b/a L.E. Smith Glass Co.*, Mount Pleasant, PA: May 28, 2002.
- TA-W-52,105; *Johnson Hosiery Mills, Inc.*, Hickory, NC: June 19, 2002.
- TA-W-52,151; *Portland General Electric, Trojan Nuclear Plant*, Rainier, OR: June 20, 2002.
- TA-W-52,155; *SFO Apparel*, San Francisco, CA: June 13, 2002.
- TA-W-52,190; *Stearns, Inc.*, Grey Eagle Div., Grey Eagle, MN: June 24, 2002.
- TA-W-51,526; *Yofi Textile Printing Co.*, Passaic, NJ: February 26, 2002.
- TA-W-51,986; *Amyx Industries, Inc.*, a div. of *Walsh and Simmons Seating*, West Plains, MO: June 2, 2002.
- TA-W-52,041; *Trigen Biopower, Inc.*, St. Mary's, GA: June 10, 2002.
- TA-W-52,074; *Wellmade Industries, Inc.*, New York, NY: June 5, 2002.
- TA-W-52,099; *Sony Semiconductor Co. including leased workers from Manpower Professionals*, San Antonio, TX: June 18, 2002.

The following certifications have been issued. The requirements of (a)(2)(B) (shift in production) of Section 222 have been met.

- TA-W-51,937; *Magnequench UG*, Valparaiso, IN: May 30, 2002. TA-W-51,975 & A; *Walstenburg Apparel Corp.*, Walstenburg, NC and Vanceboro, NC: May 30, 2002.
- TA-W-52,025; *Dynamco, Roper Pump Co.*, McKinney, TX: June 11, 2002.
- TA-W-52,130; *The Sherwin-Williams Co.*, Chemical Coatings Div., Harrisburg, PA: June 23, 2002.
- TA-W-52,140; *North American Battery Co. including leased workers from Remedy Staffing*, San Diego, CA: June 17, 2002.
- TA-W-52,144; *Homecrest Industries, Inc.*, Wadena, MN: June 25, 2002.
- TA-W-52,244; *Schneider Electric—Square D*, Cedar Rapids, IA: July 2, 2002.
- TA-W-52,214; *ITT Industries*, Searcy, AR: June 22, 2002.

- TA-W-52,163; *General Electric Co.*, Industrial Systems Div., Mebane, NC: June 26, 2002.
- TA-W-52,150; *Honeywell International, Sensing and Control Div.*, including leased workers of *Manpower and Atech*, Milpitas, CA: June 12, 2002.
- TA-W-51,984; *Martinrea Industries, Inc.*, Pilot Industries, Inc., Manchester Div., Manchester, MI: June 9, 2002.
- TA-W-52,224; *VF Imagewear, Inc.*, Brownsville, TX: July 2, 2002.
- TA-W-52,247; *Mackie Designs, Inc.*, including leased workers of *Adecco, Express Personnel, Onsite and Remedy*, Woodinville, WA: July 2, 2002.

The following certification has been issued. The requirement of upstream supplier to a trade certified primary firm has been met.

- TA-W-52,282; *Fishing Vessel (F/V) Njord*, Elfin Cove, AK: July 8, 2002.
- TA-W-52,205; *Kimball Electronics, d/b/a Kimball Manufacturing*, Boise, ID: June 26, 2002.

I hereby certify that the aforementioned determinations were issued during the month of July 2003. Copies of these determinations are available for inspection in Room C-5311, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210, during normal business hours or will be mailed to persons who write to the above address.

Dated: July 21, 2003.

**Timothy Sullivan**,  
Director, Division of Trade Adjustment Assistance.

[FR Doc. 03-19861 Filed 8-4-03; 8:45 am]

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**DEPARTMENT OF LABOR****Employment and Training Administration**

[TA-W-50,366]

**Agere Systems, Inc., Optoelectronics Division, Formerly Lucent Technologies, Inc.'s Microelectronics Business, Breinigsville, Pennsylvania; Notice of Revised Determination on Reconsideration**

On May 12, 2003, the Department issued an Affirmative Determination Regarding Application on Reconsideration applicable to workers and former workers of the subject firm. The notice was published in the **Federal Register** on May 29, 2003 (68 FR 32124).

On January 27, 2003 the Department initially denied TAA to workers of Agere Systems, Inc., Optoelectronics

Division, formerly Lucent Technologies, Inc.'s Microelectronics Division, Breinigsville, Pennsylvania producing optoelectronic devices because the "contributed importantly" group eligibility requirement of Section 222 of the Trade Act of 1974, was not met.

On reconsideration, the department surveyed additional customers of the subject plant regarding their purchases of optoelectronic devices during the 2001 and 2002 period. The survey revealed that major declining customer(s) increased their reliance on imports of optoelectronic devices in the relevant period.

**Conclusion**

After careful review of the additional facts obtained on reconsideration, I conclude that increased imports of articles like or directly competitive with optoelectronic devices, contributed importantly to the declines in sales or production and to the total or partial separation of workers of Agere Systems, Inc., Optoelectronics Division, formerly Lucent Technologies, Inc.'s Microelectronics Division, Breinigsville, Pennsylvania. In accordance with the provisions of the Act, I make the following certification:

All workers of Agere Systems, Inc., Optoelectronics Division, formerly Lucent Technologies, Inc., Microelectronics Division, Breinigsville, Pennsylvania who became totally or partially separated from employment on or after December 9, 2001 through two years of this certification, are eligible to apply for adjustment assistance under Section 223 of the Trade Act of 1974.

Signed in Washington, DC this 18th day of July 2003.

**Elliott S. Kushner**,  
Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. 03-19856 Filed 8-4-03; 8:45 am]

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**DEPARTMENT OF LABOR****Employment and Training Administration**

[TA-W-52,138]

**Agere Systems, Inc., Optoelectronics Division, Formerly Lucent Technologies, Inc., Microelectronics Business, Breinigsville, PA; Notice of Termination of Investigation**

Pursuant to section 221 of the Trade Act of 1974, as amended, an investigation was initiated on June 25, 2003 in response to a petition filed on behalf of workers at Agere Systems, Inc., formerly Lucent Technologies, Inc.,