

- 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.

III. *Current Actions:* The Department of Labor seeks the approval of the extension of this information collection in order to determine if a coal mine or Longshore company is potentially eligible to become self-insured. The information is reviewed to insure that the correct amounts of negotiable securities are deposited or indemnity bond is purchased or for Black Lung only, a letter of credit or 501(c)(21) trust that in case of default OWCP has the authority to utilize the securities or bond. If this Agreement and Undertaking were not required, OWCP would not be empowered to utilize the company's security deposit to meet its financial responsibilities for the coal mine and Longshore benefits in case of default.

*Type of Review:* Extension.

*Agency:* Employment Standards Administration.

*Titles:* Agreement of Undertaking.

*OMB Number:* 1215-0034.

*Agency Numbers:* OWCP-1.

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

*Total Respondents:* 300.

*Total Annual Responses:* 300.

*Estimated Total Burden Hours:* 75.

*Estimated Time Per Response:* 15 minutes.

*Frequency:* On Occasion.

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

*Total Burden Cost (operating/maintenance):* \$120.00.

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: July 8, 2005.

**Bruce Bohanon,**

*Chief, Branch of Management Review and Internal Control, Division of Financial Management, Office of Management, Administration and Planning, Employment Standards Administration.*

[FR Doc. 05-13851 Filed 7-13-05; 8:45 am]

**BILLING CODE 4510-CK-P**

## FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

### Sunshine Act; Meeting

July 7, 2005.

**TIME AND DATE:** 10: a.m., Thursday, July 14, 2005.

**PLACE:** The Richard V. Backley Hearing Room, 9th Floor, 601 New Jersey Avenue, NW., Washington, DC.

**STATUS:** Open.

**MATTERS TO BE CONSIDERED:** The Commission will consider and act upon the following in open session: *Secretary of Labor v. National Cement Co. of California, Inc.*, Docket No. WEST 2004-182-RM. (Issues include whether the judge properly granted summary decision in favor of the Secretary finding that the road that accesses the operator's cement plant falls within the definition of "coal or other mine" as this term is used in section 3(h)(1) of the Federal Mine Safety and Health Act of 1977, 30 U.S.C. 802(h)(1)).

Any person attending this meeting who requires special accessibility features and/or auxiliary aids, such as sign language interpreters, must inform the Commission in advance of those needs, subject to 29 CFR 2706.150(a)(3) and § 2706.160(d).

**CONTACT PERSON FOR MORE INFORMATION:**

Jean Ellen, (202) 434-9950/(202) 708-9300 for TDD Relay/1-800-877-8339 for toll free.

**Jean H. Ellen,**

*Chief Docket Clerk.*

[FR Doc. 05-13966 Filed 7-12-05; 12:16 pm]

**BILLING CODE 6735-01-M**

## NUCLEAR REGULATORY COMMISSION

### Agency Information Collection Activities: Proposed Collection; Comment Request

**AGENCY:** U.S. Nuclear Regulatory Commission (NRC).

**ACTION:** Notice of OMB review of information collection and solicitation of public comment.

**SUMMARY:** The NRC is preparing a submittal to OMB for review of continued approval of information collections under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. chapter 35).

Information pertaining to the requirement to be submitted:

1. *The Title of the Information*

*Collection:* 10 CFR part 74, "Material Control and Accounting of Special Nuclear Material (SNM);" NUREG-1065, Rev. 2, "Acceptable Standard Format and Content for the Fundamental Nuclear Material Control (FNMC) Plan Required for Low Enriched Uranium Facilities;" NUREG/CR-5734, "Recommendations to the NRC on Acceptable Standard Format and Content for the Fundamental Nuclear Material Control Plan Required for Low-Enriched Uranium Enrichment Facilities;" and NUREG-1280, Rev. 1, "Standard Format and Content Acceptance Criteria for the Material Control and Accounting (MC&A) Reform Amendment."

2. *Current OMB Approval Number:* 3150-0123.

3. *How Often the Collection is Required:* Submission of the FNMC plan is a one-time requirement which has been completed by all current licensees. However, licensees may submit amendments or revisions to the plans as necessary. In addition, specified inventory and material status reports are required annually or semi-annually. Other reports are submitted as events occur.

4. *Who is Required or Asked to Report:* Persons licensed under 10 CFR part 70 who possess and use certain forms and quantities of SNM.

5. *The Number of Annual Respondents:* 22.

6. *The Number of Hours Needed Annually to Complete the Requirement or Request:* 9,064 (1,269 hours for reporting and 7,795 hours for recordkeeping (an average of 53 hours per response and 71 hours annually for each of 110 recordkeepers).

7. *Abstract:* 10 CFR part 74 establishes requirements for material control and accounting of SNM, and specific performance-based regulations for licensees authorized to possess, use, and produce strategic special nuclear material, and special nuclear material of moderate strategic significance and low strategic significance. The information is used by NRC to make licensing and regulatory determinations concerning material control and accounting of special nuclear material and to satisfy obligations of the United States to the International Atomic Energy Agency (IAEA). Submission or retention of the