

provide the information as requested in the appropriate section of the regulation.

An entity may also apply to the HHS Secretary for an exclusion of an attenuated strain of a select agent or toxin that does not pose a severe threat to public health and safety (42 CFR 73.3(e)(1) and 73.4(e)(1)). The estimated time to gather the information and submit this request is 1 hour.

As part of the requirements of the Responsible Official, the Responsible Official is required to conduct regular inspections (at least annually) of the laboratory where select agents or toxins are stored. Results of these self-inspections must be documented (42 CFR 73.9(a)(5)). CDC estimates, that, on

average, such documentation will take 1 hour.

As part of the training requirements of this regulation, the entity is required to record the identity of the individual trained, the date of training, and the means used to verify that the employee understood the training (42 CFR 73.15(c)). Estimated time for this documentation is 2 hours per principal investigator.

An individual or entity may request administrative review of a decision denying or revoking certification of registration or an individual may appeal a denial of access approval (42 CFR 73.20). This request must be made in writing and within 30 calendar days after the adverse decision. This request

should include a statement of the factual basis for the review. CDC estimates the time to prepare and submit such a request is 4 hours.

Finally, an entity must implement a system to ensure that certain records and databases are accurate and that the authenticity of records may be verified (42 CFR 73.17(b)). The time to implement such a system is estimated to average 4 hours.

The cost to respondents is their time to complete the forms and comply with the reporting and recordkeeping components of the Act plus a one-time purchase of a file cabinet (estimated cost \$400) to maintain records. The total estimated annualized burden hours are 7,785.

ESTIMATED ANNUALIZED BURDEN HOURS

CFR reference	Data collection instrument	Number of respondents	Responses per respondent	Average burden per response
73.7(d)	Registration application form	350	1	3.75
73.7(d)	Additional investigators	245	2	45/60
73.7(d)	Additional investigators	53	4	45/60
73.7(d)	Additional investigators	52	9	45/60
73.7(h)(1)	Amendment to registration application	350	2	1
73.19(a)(b)	Report of theft, loss, or release	12	1	1
73.5 & 73.6 (d-e)/ 73.3 & 73.4 (e)(1).	Request for exemption form/exclusion	17	1	1
73.16	Request to transfer	350	2	1.5
73.5 & 73.6 (a)(b)	Report of identification	325	4	1
73.10(e)	Request expedited review	10	1	30/60
73.9(a)(5)	Documentation of self-inspection	350	1	1
73.15(c)	Documentation of training	350	1	2
73.20	Administrative review	15	1	4
73.17	Ensure secure recordkeeping system	350	1	4

Dated: January 18, 2006.

**Betsy Dunaway,**

*Acting Reports Clearance Officer, Centers for Disease Control and Prevention.*

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**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Centers for Disease Control and Prevention**

**Final Effect of Designation of a Class of Employees for Addition to the Special Exposure Cohort**

**AGENCY:** Centers for Disease Control and Prevention (CDC), Department of Health and Human Services (HHS).

**ACTION:** Notice.

**SUMMARY:** The Department of Health and Human Services (HHS) gives notice concerning the final effect of the HHS decision to designate a class of employees at the Linde Ceramics Plant,

in Tonawanda, New York, as an addition to the Special Exposure Cohort (SEC) under the Energy Employees Occupational Illness Compensation Program Act of 2000. On December 8, 2005, as provided for under 42 U.S.C. 7384q(b), the Secretary of HHS designated the following class of employees as an addition to the SEC:

Atomic weapons employees who worked at the Linde Ceramics Plant from October 1, 1942, through October 31, 1947, and who were employed for a number of work days aggregating at least 250 work days either solely under this employment or in combination with work days occurring within the parameters (excluding aggregate work day requirements) established for other classes of employees included in the SEC.

This designation became effective on January 7, 2006, as provided for under 42 U.S.C. 7384l(14)(C). Hence, beginning on January 7, 2006, members of this class of employees, defined as reported in this notice, became members of the Special Exposure Cohort.

**FOR FURTHER INFORMATION CONTACT:**

Larry Elliott, Director, Office of Compensation Analysis and Support, National Institute for Occupational Safety and Health, 4676 Columbia Parkway, MS C-46, Cincinnati, OH 45226, Telephone 513-533-6800 (this is not a toll-free number). Information requests can also be submitted by e-mail to [OCAS@CDC.GOV](mailto:OCAS@CDC.GOV).

Dated: January 17, 2006.

**John Howard,**

*Director, National Institute for Occupational Safety and Health, Centers for Disease Control and Prevention.*

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