

submit proposed revisions for its approved 30 CFR Part 48, Subpart A training plan to the District Manager. The petitioner further states that the proposed alternative method will not be implemented until miners have been trained in the proper installation of these circuits and proper examinations to ensure they are maintained. Training will include the following: (a) Training in hazards associated with incorrect circuit breaker setting to protect power cables; (b) training in how to verify that circuit breakers are properly set and maintained; (c) training in how to protect power cables from damage; and (d) training in the proper procedures for examining power cables to ensure the cables are in safe operating condition. The petitioner asserts that the proposed alternative method will at all times guarantee no less than the same measure of protection to all miners at Blue Diamond Coal Company provided by the existing standard.

*Docket Number:* M-2009-068-C.

*Petitioner:* Leeco Coal Company, P.O. Box 309, Jeff, Kentucky 41751.

*Mine:* No. 68 Mine, MSHA I.D. No. 15-17497, located in Perry County, Kentucky.

*Regulation Affected:* 30 CFR 75.513 (Electric conductor; capacity and insulation).

*Modification Request:* The petitioner requests a modification of the existing standard to permit use of smaller cables than allowed by the National Electric Code for 480 Volt AC 250 H.P. and 300 H.P. head drive motors. The petitioner states that: (1) In lieu of a 350 MCM cable for a 300 H.P. Head Drive motor and a 250 MCM cable for a 250 H.P. Head Drive motor, a 4/0, 90 deg. C. ICEA cable with an ampacity of 329 amps at 20 deg. C ambient will be used; (2) additional protection will be provided for this cable by providing overload devices for the drive motor that are set to pick up at no more than the ampacity of the cable; (3) a 400 amp thermal magnetic breaker will be provided at the beginning of the branch circuit at the power center to protect the cable to no more than 125% of its ampacity; (4) motor circuits will be checked for overload by a handheld ammeter to ensure that the cable ampacity is sufficient periodically during belt advancement and once the belt line length is permanently established; (5) short circuit protection for the motor will continue to be set between 700%-1300% of the motor full

load amps, unless a high efficiency motor is used and will not start at these settings. In no case will the motor's short circuit protection be set higher than is currently allowed by the National Electric Code; (6) means will be provided to prevent the motor branch circuit cables from being installed into another circuit breaker that is not a 400 amp thermal magnetic breaker. A warning label will be placed on the belt drive disconnect indicating "400 amp thermal magnetic only". Otherwise an equivalent circuit breaker with the correct settings will be provided at the power center as the head drive spare; and (7) within sixty (60) days after this petition is granted, the petitioner will submit proposed revisions for its approved 30 CFR Part 48, Subpart A training plan to the District Manager. The petitioner further states that the proposed alternative method will not be implemented until miners have been trained in the proper installation of these circuits and proper examinations to ensure they are maintained. Training will include the following: (a) Training in hazards associated with incorrect circuit breaker setting to protect power cables; (b) training in how to verify that circuit breakers are properly set and maintained; (c) training in how to protect power cables from damage; and (d) training in the proper procedures for examining power cables to ensure the cables are in safe operating condition. The petitioner asserts that the proposed alternative method will at all times guarantee no less than the same measure of protection to all miners at Leeco Coal Company provided by the existing standard.

Dated: March 12, 2010.

**Patricia W. Silvey,**

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

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**LEGAL SERVICES CORPORATION**

**Notice of Availability of Calendar Year 2011 Competitive Grant Funds**

**AGENCY:** Legal Services Corporation.

**ACTION:** Solicitation for Proposals for the Provision of Civil Legal Services.

**SUMMARY:** The Legal Services Corporation (LSC) is the national organization charged with administering Federal funds provided for civil legal services to low-income people.

LSC hereby announces the availability of competitive grant funds and is soliciting grant proposals from interested parties who are qualified to provide effective, efficient, and high quality civil legal services to eligible clients in the service area(s) of the states and territories identified below. The exact amount of congressionally appropriated funds and the date, terms, and conditions of their availability for calendar year 2011 have not been determined.

**DATES:** See **SUPPLEMENTARY INFORMATION** section for grants competition dates.

**ADDRESSES:** Legal Services Corporation—Competitive Grants, 3333 K Street, NW., Third Floor, Washington, DC 20007-3522.

**FOR FURTHER INFORMATION CONTACT:** Office of Program Performance by e-mail at [competition@lsc.gov](mailto:competition@lsc.gov), or visit the grants competition Web site at <http://www.grants.lsc.gov>.

**SUPPLEMENTARY INFORMATION:** The Request for Proposals (RFP) will be available April 8 2010. Applicants must file a Notice of Intent to Compete (NIC) to participate in the competitive grants process. Applicants must file the NIC by May 13 2010, 5 p.m. E.D.T. The due date for filing grant proposals is June 7 2010, 5: p.m. E.D.T.

LSC is seeking proposals from: (1) Non-profit organizations that have as a purpose the provision of legal assistance to eligible clients; (2) private attorneys; (3) groups of private attorneys or law firms; (4) State or local governments; and (5) sub-state regional planning and coordination agencies that are composed of sub-state areas and whose governing boards are controlled by locally elected officials.

The RFP, containing the NIC and grant application, guidelines, proposal content requirements, service area descriptions, and specific selection criteria, will be available from <http://www.grants.lsc.gov> April 8, 2010. LSC will not fax the RFP to interested parties.

Below are the service areas for which LSC is requesting grant proposals. Service area descriptions will be available from Appendix A of the RFP. LSC will post all updates and/or changes to this notice at <http://www.grants.lsc.gov>. Interested parties are asked to visit <http://www.grants.lsc.gov> regularly for updates on the LSC competitive grants process.

State	Service area
Alabama .....	MAL

State	Service area
American Samoa .....	AS-1
Arizona .....	AZ-2, AZ-3, AZ-5, MAZ, NAZ-6, NAZ-5
Arkansas .....	AR-6, AR-7, MAR
California .....	CA-1, CA-27, CA-28, NCA-1
District of Columbia .....	DC-1
Illinois .....	IL-3, IL-7
Kentucky .....	KY-2, KY-5, KY-9, KY-10, MKY
Louisiana .....	LA-1, LA-12, MLA
Massachusetts .....	MA-11
Michigan .....	MI-9, MI-12, MI-13, MI-14, MI-15, MMI, NMI-1
Minnesota .....	MN-1, MN-4, MN-5, MN-6, MMN
Mississippi .....	MS-10, MMS
Missouri .....	MO-3, MO-4, MO-5, MO-7, MMO
Nevada .....	NV-1, MNV, NNV-1
New Mexico .....	NM-1, NM-5, MNM, NNM-2, NNM-4
New York .....	NY-9
North Dakota .....	ND-3, MND, NND-3
Ohio .....	OH-20, OH-18, OH-21, OH-23, MOH
Oklahoma .....	NOK-1
Pennsylvania .....	PA-1, PA-24, MPA
Puerto Rico .....	PR-2
South Dakota .....	SD-2, SD-4, MSD, NSD-1
Tennessee .....	TN-4, TN-7, TN-9, TN-10, MTN
Texas .....	TX-13, TX-14, TX-15, MTX, NTX-1
Virginia .....	VA-17, VA-18, VA-19, VA-20, MVA
West Virginia .....	WV-5, MWV
Wisconsin .....	WI-5, MWI
Wyoming .....	WY-4, MWY, NWY-1

Dated: March 11, 2010.

**Janet LaBella,**

*Director, Office of Program Performance,  
Legal Services Corporation.*

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## **NATIONAL CRIME PREVENTION AND PRIVACY COMPACT COUNCIL**

### **Fingerprint Submission Requirements Rule**

**Authority:** 42 U.S.C. 14616.

**AGENCY:** National Crime Prevention and Privacy Compact Council.

**ACTION:** Notice.

**SUMMARY:** Notice of the Compact Council's establishment of a process for initiating noncriminal justice criminal history record checks during times of emergencies and disasters under the authority of the Fingerprint Submission Requirements Rule, title 28 Code of Federal Regulations (CFR), part 901.

**FOR FURTHER INFORMATION CONTACT:** Gary S. Barron, FBI CJIS Division, 1000 Custer Hollow Road, Module D3, Clarksburg, WV 26306; telephone (304) 625-2803; email [gbarron@leo.gov](mailto:gbarron@leo.gov); fax number (304) 625-2539.

**SUPPLEMENTARY INFORMATION:** This notice provides the process that a state or federal agency may utilize to request Compact Council approval to conduct federal noncriminal justice criminal

history record checks of individuals who, during an existing or impending emergency or disaster, will have access to children, the elderly, or disabled persons (vulnerable populations). The Compact Council has approved similar requests pursuant to the Fingerprint Submission Requirements Rule (28 CFR, part 901) when health or safety of vulnerable populations is at issue and time is of the essence. Health or safety issues will be present during evacuation and relocation efforts.

As a prerequisite to receiving approval to initiate noncriminal justice criminal history record checks under the exigent circumstances described above, the President or authorized state executive officer(s) must have declared a state of emergency or major disaster in the jurisdiction from which individuals are being displaced, or to which the individuals are being relocated. States eligible to make such requests include the state or states in which the disaster has been declared and the state(s) to which evacuees are relocated. The appropriate federal or state official may submit the request to the FBI Compact Officer, FBI Criminal Justice Information Services (CJIS) Division, 1000 Custer Hollow Road, Clarksburg, WV 26306. The appropriate federal/state officials authorized to make such requests are: Federal/state CJIS Systems Officers (CSO), State Compact Officers (SCO), State Identification Bureau (SIB) Chiefs, or an official who is superior in the federal/state official's chain of

command. The authorized federal or state official may make initial contact by telephone, agreeing to restrict dissemination of the results of exigent name-based criminal history record checks to the receiving governmental department or related governmental agency and to submit fingerprints within 15 days of each name-based check, which must be part of a follow-up e-mail or letter to the FBI Compact Officer.

The FBI Compact Officer will determine whether to approve the request, consulting with the Compact Council if necessary. Upon approval of the request, the FBI Compact Office will coordinate FBI CJIS Division procedures and communicate detailed information to the requesting official regarding operational procedures to be followed, which may include: the issuance of a unique Originating Agency Identifier (ORI) for use in conducting name-based checks of the Interstate Identification Index (III) system and/or submission of the follow-up fingerprints; a specific time frame that such exigent criminal history record checks may be conducted; other requirements and information needed for the CJIS Division to process the criminal history record checks; and any additional guidance established by the Compact Council or the CJIS Division.

Prior to conducting the exigent federal criminal history record checks, a state statute authorizing fingerprint submissions to the FBI for individuals