

<i>To submit comments:</i>	<i>Send them to:</i>
By email .....	<i>pubcomment-ees.enrd@usdoj.gov.</i>
By mail .....	Assistant Attorney General, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044–7611.

During the public comment period, the Consent Decree may be examined and downloaded at this Justice Department website: <https://www.justice.gov/enrd/consent-decrees>. We will provide a paper copy of the Consent Decree upon written request and payment of reproduction costs. Please mail your request and payment to: Consent Decree Library, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044–7611.

Please enclose a check or money order for \$42.25 (25 cents per page reproduction cost) payable to the United States Treasury.

**Jeffrey Sands,**

*Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*

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## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Workforce Information Advisory Council

**AGENCY:** Employment and Training Administration, Labor.

**ACTION:** Notice of three virtual meetings in December 2020.

**SUMMARY:** Notice is hereby given that the Workforce Information Advisory Council (WIAC or Advisory Council) will meet for three days, virtually. Information for public attendance at the virtual meetings will be posted at [www.dol.gov/agencies/eta/wioa/wiac/meetings](http://www.dol.gov/agencies/eta/wioa/wiac/meetings) several days prior to each meeting date. The meetings will be open to the public.

**DATES:** The meetings will take place December 3, 2020, December 10, 2020, and December 17, 2020. Each meeting will begin at 1:00 p.m. EST and conclude at approximately 4:00 p.m. EST. Public statements and requests for special accommodations or to address the Advisory Council must be received three days prior to the meeting dates.

**ADDRESSES:** Information for public attendance at the virtual meetings will be posted at [\[wioa/wiac/meetings\]\(http://www.dol.gov/agencies/eta/wioa/wiac/meetings\) several days prior to each meeting date. If problems arise accessing the meetings, please contact Donald Haughton, Unit Chief in the Division of National Programs, Tools, and Technical Assistance, Employment and Training Administration, U.S. Department of Labor, at 202–693–2784.](http://www.dol.gov/agencies/eta/</a></p>
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**FOR FURTHER INFORMATION CONTACT:**

Steven Rietzke, Chief, Division of National Programs, Tools, and Technical Assistance, Employment and Training Administration, U.S. Department of Labor, Room C–4510, 200 Constitution Ave. NW, Washington, DC 20210; Telephone: 202–693–3912. Mr. Rietzke is the WIAC Designated Federal Officer.

**SUPPLEMENTARY INFORMATION:**

*Background:* These meetings are being held pursuant to Sec. 308 of the Workforce Innovation and Opportunity Act of 2014 (WIOA) (Pub. L. 113–128), which amends Sec. 15 of the Wagner-Peyser Act of 1933 (29 U.S.C. 491–2). The WIAC is an important component of the WIOA. The WIAC is a federal advisory committee of workforce and labor market information experts representing a broad range of national, State, and local data and information users and producers. The WIAC was established in accordance with provisions of the Federal Advisory Committee Act (FACA), as amended (5 U.S.C. App.) and will act in accordance with the applicable provisions of FACA and its implementing regulation at 41 CFR 102–3. The purpose of the WIAC is to provide recommendations to the Secretary of Labor (Secretary), working jointly through the Assistant Secretary for Employment and Training and the Commissioner of Labor Statistics, to address: (1) The evaluation and improvement of the nationwide workforce and labor market information (WLMI) system and statewide systems that comprise the nationwide system; and (2) how the Department and the States will cooperate in the management of those systems. These systems include programs to produce employment-related statistics and State and local workforce and labor market information.

The Department of Labor anticipates the WIAC will accomplish its objectives by: (1) Studying workforce and labor market information issues; (2) seeking and sharing information on innovative approaches, new technologies, and data to inform employment, skills training, and workforce and economic development decision making and policy; and (3) advising the Secretary on how the workforce and labor market information system can best support workforce development, planning, and

program development. Additional information is available at [www.dol.gov/agencies/eta/wioa/wiac/meetings](http://www.dol.gov/agencies/eta/wioa/wiac/meetings).

*Purpose:* The WIAC is currently in the process of identifying and reviewing issues and aspects of the WLMI system and statewide systems that comprise the nationwide system and how the Department and the States will cooperate in the management of those systems. As part of this process, the Advisory Council meets to gather information and to engage in deliberative and planning activities to facilitate the development and provision of its recommendations to the Secretary in a timely manner.

*Agenda:* The tentative agenda for each meeting is as follows: (1) Comments on minutes from previous meeting, (2) continue review and discussion of WIAC recommendations from 2018, (3) continue discussion on identification of new recommendations, (4) presentations from WLMI subject matter experts for information gathering purposes, and (5) comment period for the general public. A detailed, finalized agenda will be available at [www.dol.gov/agencies/eta/wioa/wiac/meetings](http://www.dol.gov/agencies/eta/wioa/wiac/meetings) shortly before the meetings commence.

The Advisory Council will open the floor for public comment at approximately 2:30 p.m. EST on each meeting date and last for approximately 10 minutes. However, that time may change at the WIAC chair's discretion.

*Attending the meetings:* Members of the public who require reasonable accommodations to attend any of the meetings may submit requests for accommodations via email to the email address indicated in the **FOR FURTHER INFORMATION CONTACT** section with the subject line “December 2020 WIAC Meeting Accommodations” by the date indicated in the **DATES** section. Please include a specific description of the accommodations requested and phone number or email address where you may be contacted if additional information is needed to meet your request.

*Public statements:* Organizations or members of the public wishing to submit written statements may do so by mailing them to the person and address indicated in the **FOR FURTHER INFORMATION CONTACT** section by the date indicated in the **DATES** section or transmitting them as email attachments in PDF format to the email address indicated in the **FOR FURTHER INFORMATION CONTACT** section with the subject line “December 2020 WIAC Meeting Public Statements” by the date indicated in the **DATES** section. Submitters may include their name and contact information in a cover letter for

mailed statements or in the body of the email for statements transmitted electronically. Relevant statements received before the date indicated in the **DATES** section will be included in the record of each meeting. No deletions, modifications, or redactions will be made to statements received, as they are public records. Please do not include personally identifiable information in your public statement.

*Requests to Address the Advisory Council:* Members of the public or representatives of organizations wishing to address the Advisory Council should forward their requests to the contact indicated in the **FOR FURTHER INFORMATION CONTACT** section, or contact the same by phone, by the date indicated in the **DATES** section. Oral presentations will be limited to 10 minutes, time permitting, and shall proceed at the discretion of the Advisory Council chair. Individuals with disabilities, or others who need special accommodations, should indicate their needs along with their request.

**John Pallasch,**

*Assistant Secretary for Employment and Training Administration.*

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**BILLING CODE 4510-FN-P**

## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### Petitions for Modification of Application of Existing Mandatory Safety Standards

**AGENCY:** Mine Safety and Health Administration, Labor.

**ACTION:** Notice.

**SUMMARY:** This notice is a summary of four petitions for modification submitted to the Mine Safety and Health Administration (MSHA) by the parties listed below.

**DATES:** All comments on the petitions must be received by MSHA's Office of Standards, Regulations, and Variances on or before December 4, 2020.

**ADDRESSES:** You may submit your comments, identified by "docket number" on the subject line, by any of the following methods:

1. *Electronic Mail:* [zzMSHA-comments@dol.gov](mailto:zzMSHA-comments@dol.gov). Include the docket number of the petition in the subject line of the message.
2. *Facsimile:* 202-693-9441.
3. *Regular Mail or Hand Delivery:* MSHA, Office of Standards, Regulations, and Variances, 201 12th Street South, Suite 4E401, Arlington,

Virginia 22202-5452, Attention: Roslyn B. Fontaine, Deputy Director, Office of Standards, Regulations, and Variances. Persons delivering documents are required to check in at the receptionist's desk in Suite 4E401. Individuals may inspect copies of the petition and comments during normal business hours at the address listed above.

MSHA will consider only comments postmarked by the U.S. Postal Service or proof of delivery from another delivery service such as UPS or Federal Express on or before the deadline for comments.

#### **FOR FURTHER INFORMATION CONTACT:**

Aromie Noe, Office of Standards, Regulations, and Variances at 202-693-9557 (voice), [Noe.Song-Ae.A@dol.gov](mailto:Noe.Song-Ae.A@dol.gov) (email), or 202-693-9441 (facsimile). [These are not toll-free numbers.]

**SUPPLEMENTARY INFORMATION:** Section 101(c) of the Federal Mine Safety and Health Act of 1977 and Title 30 of the Code of Federal Regulations Part 44 govern the application, processing, and disposition of petitions for modification.

#### **I. Background**

Section 101(c) of the Federal Mine Safety and Health Act of 1977 (Mine Act) allows the mine operator or representative of miners to file a petition to modify the application of any mandatory safety standard to a coal or other mine if the Secretary of Labor determines that:

1. An alternative method of achieving the result of such standard exists which will at all times guarantee no less than the same measure of protection afforded the miners of such mine by such standard; or
2. The application of such standard to such mine will result in a diminution of safety to the miners in such mine.

In addition, the regulations at 30 CFR 44.10 and 44.11 establish the requirements for filing petitions for modification.

#### **II. Petitions for Modification**

*Docket Number:* M-2020-017-C.

*Petitioner:* LCT Energy, LP, 938 Mt. Airy Drive, Suite 200, Johnstown, PA 15904.

*Mine:* Rustic Ridge No. 1 Mine, MSHA I.D. No. 36-10089, located in Westmoreland County, Pennsylvania.

*Regulation Affected:* 30 CFR 75.503 (Permissible electric face equipment; maintenance) and 18.35(a)(5)(i) (Portable (trailing) cables and cords).

*Modification Request:* The petitioner's alternative approach to 30 CFR 75.503 will allow for No. 2 AWG, 900-foot extended trailing cables on roof bolters. The petitioner requests a modification of the existing standard to permit an

alternative method that will provide no less a degree of safety than that provided by the standard.

The petitioner states that:

(a) The petitioner is submitting a petition to use No. 2 AWG, 900-foot extended trailing cables for roof bolters to allow for access to the end of 600-foot room panels without having to move power.

(b) 30 CFR 75.333 allows temporary ventilation controls in mining rooms that are 600 feet in length. The petitioner is applying to use extended trailing cables to mine to the end of the 600-foot room, set for 2-3 shifts, without needing to move power. Coal seams at this mine average 42 inches to 48 inches, not having to move the power source limits the handling of cables. This will be safer and reduce physical injuries to miners such as muscle strain, shoulder, and back injuries. Additionally, this will limit the exposure of miners to electrical hazards.

(c) The petition applies to trailing cables, supplying 480 AC volt, three phase, alternating the roof bolting machine; the extended length trailing cable will be No. 2 AWG, three conductor round cable and are not to exceed 900 feet in length, with a 90 degree C insulation of either Type G-GC, Type G, Type G+GC.

(d) The components for short circuit protection will have interruption ratings that are in accordance with the maximum calculated fault currents available. Circuit breakers (including both in service and replacement) protecting No. 2 AWG extended trailing cables will have instantaneous trip units calibrated to trip at 649 amps. The breaker provider, Global Mine Service, has verified breaker settings, which are sealed and the settings cannot be altered. Permanent legible labels will be attached to the circuit breaker, identifying it as able to protect the trailing cables and maintained in such condition. The labels will let miners know that they should not change or alter sealed short circuit settings.

(e) The lowered trip setting for circuit breakers, 649 amps for 900 feet of #2 AWG cables, requested in this petitioner will be safer than the cable allowed in Table 8 and 9 of Part 18, which is for 800 amps for 700 feet of #2 AWG cable.

(f) Daily inspections, labeling of circuit breakers, training before and after implementation, will allow for safety equal to 30 CFR 75.503, as required.

The petitioner proposes the following:

(a) The trailing cables will be visually examined each production day by a person designated by the petitioner, to ensure that they are in safe operating