

litigation is likely to affect it or any of its subdivisions;

(3) To an actual or potential party, including an immigration practitioner, or to his or her attorney of record, for the purpose of negotiation or discussion on such matters as settlement of a case or matter, conducting informal discovery proceedings involving records in this system, or to otherwise ensure fair representation;

(4) To complainants who file disciplinary complaints, or to their counsel of record;

(5) To Federal, state, and local authorities, including, but not limited to, state bar grievance committees and other attorney discipline authorities for possible disbarment or disciplinary proceedings;

(6) In any disciplinary complaint in which there is an indication of a violation or potential violation of law, whether civil, criminal, or regulatory in nature, information, including investigatory information, may be disseminated to the appropriate agency (including any Federal, state, local, foreign, or tribal authority) charged with the responsibility of investigating or prosecuting such violation or with enforcing or implementing such law;

(7) To Members of Congress or their staff acting upon the Member's behalf where the Member or staff requests the information on behalf of, and at the request of, the individual who is the subject of the record;

(8) To any Federal agency or to any individual or organization for the purpose of performing audit or oversight operations of DOJ and to meet related reporting requirements;

(9) To the new media and the public pursuant to 28 CFR 50.2 unless it is determined that release of the specific information in the context of a particular case would constitute an unwarranted invasion of personal privacy; and

(10) To the National Archives and Records Administration (NARA) in records management inspections that may be conducted under the authority of 44 U.S.C. 2904 and 2906.

**POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:**

**STORAGE:**

Records are maintained in file folders which are stored in filing cabinets. A subset of records are maintained on fixed magnetic disks or removable diskettes which are stored in filing cabinets. All records are stored in secured EOIR office space.

**RETRIEVAL:**

Records are retrieved by name and/or docket number of the individual who is subject to the disciplinary proceeding.

**SAFEGUARDS:**

Information maintained in the system is safeguarded in accordance with DOJ rules and procedures. Record files are maintained in file cabinets accessible only to EOIR employees. Automated information is stored on either fixed disks or removable diskette packs which are stored in filing cabinets or computers which may be accessed only through the use of passwords and/or name identifications issued to authorized EOIR employees. All manual and automated mediums are located in EOIR office space accessible only to EOIR employees and locked during off-duty hours.

**RETENTION AND DISPOSAL:**

Record files are maintained for six months after final disposition of the case, then forwarded to regional Federal Records Centers. Automated records are maintained at EOIR headquarters indefinitely.

**SYSTEM MANAGER(S) AND ADDRESS:**

Director, Executive Office for Immigration Review (EOIR), 5107 Leesburg Pike, Suite 2400, Falls Church, VA 22041.

**NOTIFICATION PROCEDURES:**

Same as Records Access Procedures.

**RECORDS ACCESS PROCEDURES:**

Portions of this system may be exempt from disclosure and contest pursuant to 5 U.S.C. 552a(k)(1) and (k)(2). Any individual desiring to contest or amend information not subject to exemption must direct his/her request to the system manager noted above. In all cases, requests for access to a record shall be made in writing. Written requests may be submitted by mail or in person. Clearly mark the envelope and letter "Privacy Access Request" and provide the full name and notarized signature of the individual who is the subject of the record and any other identifying number or information that may assist in locating the record in accordance with 28 CFR 16.41(d), and a return address.

**CONTESTING RECORDS PROCEDURES:**

Direct all requests to contest or amend information maintained in the system to the system manager listed above in the manner described above in Records Access Procedures. State clearly and concisely what information is being contested, the reasons for contesting it,

and the proposed amendment to the information.

**RECORDS SOURCE CATEGORIES:**

Law enforcement agencies, Federal and state courts, state bar licensing authorities, state bar grievance and/or disciplinary agencies, immigration practitioners responses during disciplinary proceedings, and inquiries and/or complaints from witnesses or members of the general public, including supporting documentation.

**SYSTEMS EXEMPTED FROM CERTAIN PROVISIONS OF THE ACT:**

The Attorney General has proposed to exempt certain records of this system from the access provisions of the Privacy Act (5 U.S.C. 552a(d)), pursuant to 5 U.S.C. 552a(k)(1) and (k)(2). Rules have been proposed in accordance with the requirements of 5 U.S.C. 553 (b), (c), and (e), and have been published as of this date in the **Federal Register**.

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**DEPARTMENT OF LABOR**

**Office of the Secretary**

**Submission for OMB Review;  
Comment Request**

September 2, 1999.

The Department of Labor (DOL) has submitted the following public information collection requests (ICRs) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. Chapter 35). A copy of each individual ICR, with applicable supporting documentation, may be obtained by calling the Department of Labor, Departmental Clearance Officer, Ira Mills ({202} 219-5096 ext. 143) or by E-Mail to Mills-Ira@dol.gov.

Comments should be sent to Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for BLS, DM, ESA, ETA, MSHA, OSHA, PWBA, or VETS, Office of Management and Budget, Room 10235, Washington, DC 20503 ({202} 395-7316), within 30 days from the date of this publication in the **Federal Register**.

The OMB is particularly interested in comments which:

- 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 submission of responses.

*Agency:* Mine Safety and Health Administration.  
*Title:* Preparation and Maintenance of Accurate and Up-to-date Certified Mine Maps for Surface and Underground Coal

Mines; Submittal of Underground Mine Closure Maps; and Notification of MSHA Prior to Opening New Mines or the Reopening of Inactive or Abandoned Mines.

*OMB Number:* 1219-0073.  
*Frequency:* On Occasion.  
*Affected Public:* Business or other for-profit.

Cite/reference	Total respondents	Frequency	Total responses	Average time per response (hours)	Burden hours
75.1200, 75.1200-1, 75.1201, 75.1202, 75.1202-1, 75.1203, 75.1204, & 75.1204-1.	1,064	Biannual .....	750	11.28	17,024
75.1204 & 75.1204-1 .....	1,500	On occasion .....	724	2	1,448
75.373 & 75.1721 .....	1,500	On occasion .....	210	6	1,260
77,1200, 77.1201 & 77.1202 .....	1,699	Quarterly .....	424	5	8,480
Totals .....	3,154	.....	2,108	.....	28,212

*Total annual costs (operating/maintaining systems or purchasing services):* \$24,006,575.

Description: Requires mine operators to maintain up-to-date mine maps of the mine property drawn to scale, and certified by a registered engineer or surveyor. In addition, mine operators must notify MSHA in writing before an abandoned or inactive mine in reopened.

**Ira L. Mills,**  
*Departmental Clearance Officer.*  
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 BILLING CODE 4510-43-M

the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. Chapter 35). A copy of each individual ICR, with applicable supporting documentation, may be obtained by calling the Department of Labor, Departmental Clearance Officer, Ira Mills (202) 219-5096 ext. 143) or by E-Mail to Mills-Ira@dol.gov.

Comments should be sent to Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for BLS, DM, ESA, ETA, MSHA, OSHA, PWBA, or VETS, Office of Management and Budget, Room 10235, Washington, DC 20503 (202) 395-7316, within 30 days from the date of this publication in the **Federal Register**.

The OMB is particularly interested in comments which:

- 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 submission of responses.

*Agency:* Employment and Training Administration.  
*Title:* Employment and Training (ETA) Disaster Unemployment Assistance (DUA) Handbook and Program Operation Forms, including ETA 90-2, Disaster Payment Activities UNDER the "Stafford Disaster Relief Act".

*OMB Number:* 1205-0051.  
*Frequency:* On occasion; Monthly.

**DEPARTMENT OF LABOR**

**Office of the Secretary**

**Submission for OMB Review; Comment Request**

September 2, 1999.

The Department of Labor (DOL) has submitted the following public information collection requests (ICRs) to

Form #	Affected public	Respondents	Frequency	Average time per response (minutes)	Total manhours
ETA 90-2 .....	Individuals or Households .....	50	6 Reports ....	9 1/2	50
Initial Application .....	.....do. ....	11,000	Once .....	9 1/2	1,833
Supplemental Form .....	.....do. ....	3,800	Once .....	9 1/2-15	633
Weekly Form .....	.....do. ....	11,000	6 times .....	50	5,500
Notice of Overpayment .....	.....do. ....	235	Once .....	15	59

*Total Burden Hours:* 8,075.  
*Total Annualized capital/startup costs:* \$0.

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

*Description:* Unemployment compensation claims, final management and data on DUA activity are needed for