DEPARTMENT OF JUSTICE
Drug Enforcement Administration

Importer of Controlled Substances; Notice of Registration

By Notice dated April 3, 2003 and published in the Federal Register on April 15, 2003, (68 FR 18262), Tocris Cookson, Inc., 16144 Westwoods Business Park, Ellisville, Missouri 63021–4500, made application to the Drug Enforcement Administration (DEA) to be registered as an importer of Tetrahydrocannabinols (7370), a basic class of controlled substance.

Small quantities of the products will be imported for research purposes.

No comments or objections have been received. DEA has considered the factors in Title 21, United States Code, section 825(a) and determined that the registration of Tocris Cookson, Inc. to import the listed controlled substance is consistent with the public interest and with United States obligations under international treaties, conventions, or protocols in effect on May 1, 1971, at this time. DEA has investigated Tocris Cookson, Inc. to ensure that the company’s registration is consistent with the public interest. This investigation included inspection and testing of the company’s physical security systems, verification of the company’s compliance with state and local laws, and a review of the company’s background and history.

Therefore, pursuant to section 108(a) of the Controlled Substances Import and Export Act and in accordance with Title 21, Code of Federal Regulations, § 1301.34, the above firm is granted registration as an importer of the basic class of controlled substance listed above.

William J. Walker,
Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration.

FOR FURTHER INFORMATION CONTACT: Ms. Athena Brown, Acting Chief, Division of Indian and Native American Programs, Office of National Programs, Employment and Training Administration, U.S. Department of Labor, Room S–2203, 200 Constitution Avenue, NW., Washington, DC 20210.

Telephone: (202) 693–3737 (VOICE) (this is not a toll-free number) or 1–800–877–8339 (TTY) or speech-to-speech at 1–877–877–8982 (these are toll-free numbers).

DEPARTMENT OF LABOR

Employment and Training Administration

Workforce Investment Act; Native American Employment and Training Council

AGENCY: Employment and Training Administration, Labor.

ACTION: Notice of meeting.

SUMMARY: Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (FACA) (Pub. L. 93–824), as amended, and section 166(h)(4) of the Workforce Investment Act (WIA) (29 U.S.C. 2911(h)(4)), notice is hereby given of the next meeting of the Native American Employment and Training Council as constituted under WIA.

Time and Date: The meeting will begin at 9 a.m. EST (Eastern Standard Time) on Thursday, March 25, 2004, and continue until approximately 3 p.m. EST on that day. The meeting will reconvene at 9 a.m. EST on Friday, March 26, 2004, and continue until approximately 3 p.m. EST on that day. The period from 3 p.m. to 5 p.m. EST on March 25 will be reserved for participation and presentation by members of the public. The meeting will reconvene on Friday, March 26, 2004, and adjourn at approximately 3 p.m. EST on that day.

Place: All sessions will be held at the Grand Hyatt Washington Center, Constitution Room (D, E, & F), 1000 H Street, NW., Washington, DC 20001.

Status: The meeting will be open to the public. Persons who need special accommodations should contact Ms. Brown on (202) 693–3737 by March 20, 2004.

Matters To Be Considered: The formal agenda will focus on the following topics: (1) Designation of WIA section 166 grantees for Program Years 2004–2005; (2) Implementation of 2000 Decennial Census data in the section 166 funding formula(s); (3) other Council workgroup reports, especially the reports on performance standards workgroup; (4) status of the Council report to the Department and Congress; (5) status of the Technical Assistance and Training Initiative, including plans for future support of poor performing grantees; and, time permitting, (6) status of Welfare Reform and WIA reauthorization legislation.

FOR FURTHER INFORMATION CONTACT: Ms. Athena Brown, Acting Chief, Division of Indian and Native American Programs, Office of National Programs, Employment and Training Administration, U.S. Department of Labor, Room S–2203, 200 Constitution Avenue, NW., Washington, DC 20210.

Telephone: (202) 693–3737 (VOICE) (this is not a toll-free number) or 1–800–877–8339 (TTY) or speech-to-speech at 1–877–877–8982 (these are toll-free numbers).

Signed at Washington, DC, this 4th day of March, 2004.

Emily Stover DeRocco,
Assistant Secretary, Employment and Training Administration.

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[Docket No. ICR–1218–0150 (2004)]

Control of Hazardous Energy (Lockout/Tagout) Standard; Extension of the Office of Management and Budget’s Approval of Information-Collection (Paperwork) Requirements

AGENCY: Occupational Safety and Health Administration (OSHA), Labor.

ACTION: Request for comment.

SUMMARY: OSHA solicits comments concerning its proposal to extend OMB approval of the information-collection requirements contained in the Control of Hazardous Energy (Lockout/Tagout) Standard (29 CFR 1910.147). The Standard regulates control of hazardous energy using lockout or tagout procedures while employees service, maintain, or repair machines or equipment when activation, start up, or release of energy from an energy source is possible.

DATES: Comments must be submitted by the following dates:

Hard copy: Your comments must be submitted (postmarked or received) by May 10, 2004.

Facsimile and electronic transmission: Your comments must be received by May 10, 2004.

ADDRESSES:

I. Submission of Comments

Regular mail, express delivery, hand delivery, and messenger service: Submit your comments and attachments to the OSHA Docket Office, Docket No. ICR–1218–0150 (2004), Room N–2625, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210. OSHA Docket Office and Department of Labor hours of operation are 8:15 a.m. to 4:45 p.m., e.s.t.

Facsimile: If your comments, including any attachments, are 10 pages or fewer, you may fax them to the OSHA Docket Office at (202) 693–1648. You must include the docket number of this document, Docket Number ICR–1218–0150 (2004), in your comments.

Electronic: You may submit comments, but not attachments, through
the Internet at http://
ecomments.osha.gov/.

II. Obtaining Copies of the Supporting
Statement for the Information
Collection Request

The Supporting Statement for the
Information Collection Request is
available for downloading from OSHA’s
Web site at http://www.osha.gov. The
Supporting Statement is available for
inspection and copying in the OSHA
Docket Office at the address listed
above. A printed copy of the Supporting
Statement can be obtained by contacting
Theda Kenney at (202) 693–2222.

FOR FURTHER INFORMATION CONTACT:
Todd Owen or Theda Kenney,
Directorate of Standards and Guidance,
OSHA, U.S. Department of Labor, Room
N–3609, 200 Constitution Avenue, NW.,
Washington, DC 20210; telephone (202)
693–2222.

SUPPLEMENTARY INFORMATION:

I. Submission of Comments on This
Notice and Internet Access to
Comments and Submissions

You may submit comments in
response to this document by (1) hard
copy, (2) fax transmission (facsimile), or
(3) electronically through the OSHA
Web page. Please note you cannot attach
materials such as studies or journal
articles to electronic comments. When
you have additional materials, you must
submit three copies of them to the
OSHA Docket Office at the address
above. The additional materials must
clearly identify your electronic
comments by name, date, subject and
docket number so we can attach them to
your comments. Because of security-
related problems, a significant delay
may occur in the receipt of comments
by regular mail. Please contact the
OSHA Docket Office at (202) 693–2350
for information about security
procedures concerning the delivery of
materials by express delivery, hand
delivery and messenger service.

II. Background

The Department of Labor, as part of its
continuing effort to reduce paperwork
and respondent (i.e., employer) burden,
conducted a preclearance consultation
program to provide the public with an
opportunity to comment on proposed
and continuing information-collection
requirements in accordance with the
Paperwork Reduction Act of 1995
(PRA–95) (44 U.S.C. 3506(c)(2)(A)).

This program ensures that
information is in the desired format,
reporting burden (time and costs) is
minimized, collection instruments are
understandable, and OSHA’s estimate of
the information-collection burden is
correct. The Occupational Safety and
Health Act of 1970 (the Act) authorizes
information collection by employers as
necessary or appropriate for
enforcement of the Act or for developing
information regarding the causes and
prevention of occupational injuries,

The Standard specifies several
paperwork requirements. The following
sections describe who uses the
information collected under each
requirement, as well as how they use it.
The purpose of these requirements is to
control the release of hazardous energy
while employees service, maintain, or
repair machines or equipment when
activation, start up, or release of energy
from an energy source is possible;
proper control of hazardous energy
prevents death and serious injury
among these employees.

Energy-Control Procedure (paragraph
(c)(4)(i)). With limited exception,
employers must document the
procedures used to isolate from its
energy source render inoperative,
any machine or equipment prior to
servicing, maintenance, or repair by
employees. These procedures are
necessary when activation, start up, or
release of stored energy from the energy
source is possible, and such release
could cause injury to the employees.

Paragraph (c)(4)(ii) states that the
required documentation must clearly
and specifically outline the scope,
purpose, authorization, rules, and
techniques employees are to use to
control hazardous energy, and the
means to enforce compliance. The
document must include at least the
following elements: A specific statement
regarding the use of the procedure;
detailed procedural steps for shutting
down, isolating, blocking, and securing
machines or equipment to control
dangerous energy, and for placing,
removing, and transferring lockout or
tagout devices, including the
responsibility for doing so; and
requirements for testing a machine or
equipment to determine and verify the
effectiveness of lockout or tagout
devices, as well as other energy-control
measures.

The employer uses the information in
this document as the basis for informing
and training employees about the
purpose and function of the energy-
control procedures, and the safe
application, use, and removal of energy
controls. In addition, this information
enables employers to effectively identify
operations and processes in the
workplace that require energy-control
procedures.

Periodic Inspection (c)(6)(ii). Under
paragraph (c)(6)(ii), employers are to
conduct inspections of energy-control
procedures at least annually. An
authorized employee (other than an
authorized employee using the energy-
control procedure that is the subject of
the inspection) is to conduct the
inspection and correct any deviations or
inadequacies identified. For procedures
involving either lockout or tagout, the
inspection must include a review,
between the inspector and each
authorized employee, of that employee’s
responsibilities under the procedure; for
procedures using tagout systems, the
review also involves affected
employees, and includes an assessment
of the employees’ knowledge of the
training elements required for these
systems. Paragraph (c)(6)(ii) requires
employers to certify the inspection by
documenting the date of the inspection,
and identifying the machine or
equipment and the employee who
performed the inspection.

Training and Communication
(c)(7)(iv). Paragraph (c)(7)(ii) specifies
that employers must establish a training
program that enables employees to
understand the purpose and function of
the energy-control procedures, and
provides them with the knowledge and
skills necessary for the safe application,
use, and removal of energy controls.

According to paragraph (c)(7)(ii),
employers are to ensure that:
Authorized employees recognize the
applicable hazardous-energy sources,
the type and magnitude of the energy
available in the workplace, and the
methods and means necessary for
energy isolation and control; affected
employees obtain instruction in the
purpose and use of the energy-control
procedure; and other employees who
work, or may work, near operations
using the energy-control procedure
receive training about the procedure, as
well as the prohibition regarding
attempts to restart or reactive
machines or equipment having locks or
tags to control energy release.

When the employer uses a tagout
system, the training program must
inform employees that: Tags are
warning labels affixed to energy-
isolating devices, and therefore do not
provide the physical restraint on those
devices that locks do; they are not to
remove tags attached to an energy-
isolating devices unless permitted to do
so by the authorized employee
responsible for the tag, and they are
never to bypass, ignore, or in any
manner defeat the tagout system; tags
must be legible and understandable by
authorized and affected employees, as
well as other employees who work, or
may work, near operations using the
energy-control procedure; the materials
used for tags, including the means of attaching them, must withstand the environmental conditions encountered in the workplace; tag evoke a false sense of security, and employees must understand that tags are only part of the overall energy-control program; and they must attach tags securely to energizing devices to prevent removal of the tags during use.

Paragraph (c)(7)(iii) states that employers must retrain authorized and affected employees when a change occurs in: Their job assignments, the machines, equipment, or processes such that a new hazard is present; and the energy-control procedures. Employers also must provide retaining when they have reason to believe, or periodic inspection required under paragraph (c)(6) indicates, that deviations and inadequacies exist in an employee’s knowledge or use of energy-control procedures. The retraining must reestablish employee proficiency and, if necessary, introduce new or revised energy-control procedures.

Under paragraph (c)(7)(iv), employers are to certify that employees completed the required training, and that this training is up-to-date. The certification is to contain each employee’s name and the training date.

Training employees to recognize hazardous-energy sources and to understand the purpose and function of the energy-control procedures, and providing them with the knowledge and skills necessary to implement safe application, use, and removal of energy controls, enables them to prevent serious accidents by using appropriate control procedures in a safe manner to isolate these hazards. In addition, written certification of the training assures the employer that employees receive the training specified by the Standard, at the required frequencies.

Notification of Employees (paragraph (c)(9)). This provision requires the employer to notify affected employees prior to applying, and after removing, a lockout or tagout device from a machine or equipment. Such notification informs employees of the impending interruption of the normal production operation, and serves as a reminder of the restrictions imposed on them by the energy-control program. In addition, this requirement ensures that employees do not attempt to reactivate a machine or piece of equipment after an authorized employee isolates its energy source and renders it inoperative.

Notifying employees after removing an energy-control device alerts them that the machines and equipment are no longer safe for servicing, maintenance, and repair.1 Outside Personnel (Contractors, etc.) (paragraph (f)(2)(i)). When the onsite employer uses an offsite employer (e.g., a contractor) to perform the activities covered by the scope and application of the Standard, the two employers must inform each other regarding their respective lockout or tagout procedures. This provision ensures that onsite employers know about the unique energy-control procedures used by an offsite employer; this knowledge prevents any misunderstanding regarding the implementation of lockout or tagout procedures, including the use of lockout or tagout devices for a particular application.

Disclosure of Inspection and Training Certification Records (paragraphs (c)(6)(ii) and (c)(7)). The inspection records provide employers with assurance that employees can safely and effectively service, maintain, and repair machines and equipment covered by the Standard. These records also provide the most efficient means for an OSHA compliance officer to determine that an employer is complying with the Standard, and that the machines and equipment are safe for servicing, maintenance, and repair. The training records provide the most efficient means for an OSHA compliance officer to determine whether an employer has performed the required training at the necessary and appropriate frequencies.

III. Special Issues for Comment

OSHA has a particular interest in comments on the following issues:

• Whether the proposed information-collection requirements are necessary for the proper performance of the Agency’s functions to protect workers, including whether the information is useful;

• The accuracy of OSHA’s estimate of the burden (time and costs) of the information collection requirements, including the validity of the methodology and assumptions used;

• The quality, utility, and clarity of the information collected; and

• Ways to minimize the burden on employers who must comply; for example, by using automated or other technological information-collection and transmission techniques.

IV. Proposed Actions

OSHA is proposing to extend the information collection requirements in the Control of Hazardous Energy

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1 Paragraph (e)(2) requires similar notification; because of this similarity, the Agency is taking no burden hours or cost for this provision.

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FEDERAL MINE SAFETY AND HEALTH REVIEW COMMISSION

Sunshine Act Meeting

March 1, 2004.

TIME AND DATE: 10 a.m., Thursday, March 11, 2004.

PLACE: 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. Rage Cumberland Resources LP, Docket Nos. PENN 2000–
The Department of Justice works to advance community and national security, promote justice and equality and safeguard human rights, to achieve our vision of a safe, fair and inclusive Ireland. Be on the alert for phone scams from fraudsters claiming to be Department officials. Alert for people to scam calls they may receive claiming to be from an official of the Department of Justice read more. Check out the recently launched Justice Plan & Strategy Statement. The Department of Justice is accepting applications for federally recognized Tribes to participate in the Tribal Access Program (TAP) from July 1 to August 31, 2021. Informational webinars will be hosted throughout the application period. Learn More.