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**Patricia A. Brink,**

*Deputy Director of Operations, Antitrust Division.*

[FR Doc. 2010-7003 Filed 3-30-10; 8:45 am]

**BILLING CODE 4410-11-M**

## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### Notice of Affirmative Decisions on Petitions for Modification Granted in Whole or in Part

**AGENCY:** Mine Safety and Health Administration (MSHA), Labor.

**ACTION:** Notice of affirmative decisions on petitions for modification granted in whole or in part.

**SUMMARY:** The Mine Safety and Health Administration (MSHA) enforces mine operator compliance with mandatory safety and health standards that protect miners and improve safety and health conditions in U.S. mines. This **Federal Register** Notice (FR Notice) notifies the public that it has investigated and issued a final decision on certain mine operator petitions to modify a safety standard.

**ADDRESSES:** Copies of the final decisions are posted on MSHA's Web Site at <http://www.msha.gov/indexes/petition.htm>. The public may inspect the petitions and final decisions during normal business hours in MSHA's Office of Standards, Regulations and Variances, 1100 Wilson Boulevard, Room 2349, Arlington, Virginia 22209. All visitors must first stop at the receptionist desk on the 21st Floor to sign-in.

**FOR FURTHER INFORMATION CONTACT:** Roslyn B. Fontaine, Acting Deputy Director, Office of Standards, Regulations and Variances at 202-693-9475 (Voice), [fontaine.roslyn@dol.gov](mailto:fontaine.roslyn@dol.gov) (E-mail), or 202-693-9441 (Telefax), or Barbara Barron at 202-693-9447 (Voice), [barron.barbara@dol.gov](mailto:barron.barbara@dol.gov) (E-mail), or 202-693-9441 (Telefax). [These are not toll-free numbers].

#### SUPPLEMENTARY INFORMATION:

##### I. Introduction

Under section 101 of the Federal Mine Safety and Health Act of 1977, a mine operator may petition and the Secretary

of Labor (Secretary) may modify the application of a mandatory safety standard to that mine if the Secretary determines that: (1) An alternative method exists that will guarantee no less protection for the miners affected than that provided by the standard; or (2) that the application of the standard will result in a diminution of safety to the affected miners.

MSHA bases the final decision on the petitioner's statements, any comments and information submitted by interested persons, and a field investigation of the conditions at the mine. In some instances, MSHA may approve a petition for modification on the condition that the mine operator complies with other requirements noted in the decision.

##### II. Granted Petitions for Modification

On the basis of the findings of MSHA's investigation, and as designee of the Secretary, MSHA has granted or partially granted the following petitions for modification:

- *Docket Number:* M-2008-047-C  
*FR Notice:* 73 FR 69680 (November 19, 2008).

*Petitioner:* Knight Hawk Coal, LLC, 7290 County Line Road, Cutler, Illinois 62238.

*Mine:* Prairie Eagle Underground Mine, MSHA I.D. No. 11-03147, located in Perry County, Illinois.

*Regulation Affected:* 30 CFR 75.1101-1(b) (Deluge-type water spray systems).

- *Docket Number:* M-2009-008-C  
*FR Notice:* 73 FR 23745 (May 20, 2009).

*Petitioner:* Excel Mining, LLC, Box 4126, State Highway 194 West, Pikeville, Kentucky 41501.

*Mine:* Mine No. 3, MSHA I.D. No. 15-08079, located in Pike County, Kentucky.

*Regulation Affected:* 30 CFR 75.503 (18.35) (Permissible electric face equipment; maintenance).

- *Docket Number:* M-2009-012-C  
*FR Notice:* 74 FR 23746 (May 20, 2009).

*Petitioner:* Wolf Run Mining Company, 1 Edmiston Way, Buckhannon, West Virginia 26201.

*Mine:* Imperial Mine, MSHA I.D. No. 46-09115, located in Upshur County, West Virginia.

*Regulation Affected:* 30 CFR 75.1101-1(b) (Deluge-type water spray systems).

- *Docket Number:* M-2009-013-C  
*FR Notice:* 74 FR 27185 (June 8, 2009).

*Petitioner:* Wolf Run Mining Company, Rt. 3, Box 146, Philippi, West Virginia 26416.

*Mine:* Sentinel Mine, MSHA I.D. No. 46-04168, located in Barbour County, West Virginia.

*Regulation Affected:* 30 CFR 75.1101-1(b) (Deluge-type water spray systems).

- *Docket Number:* M-2009-003-M

*FR Notice:* 74 FR 27186 (June 8, 2009).

*Petitioner:* Resolution Copper Mining, LLC, 102 Magma Heights, P.O. Box 1944, Superior, Arizona 85273.

*Mine:* Resolution Copper Mine, MSHA I.D. No. 02-00152, located in Pinal County, Arizona.

*Regulation Affected:* 30 CFR 57.15031 (Location of self-rescue devices).

Dated: March 26, 2010.

**Patricia W. Silvey,**

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

[FR Doc. 2010-7196 Filed 3-30-10; 8:45 am]

**BILLING CODE 4510-43-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Employment and Training Administration Program Year (PY) 2010 Workforce Investment Act (WIA) Allotments; PY 2010 Wagner-Peyser Act Final Allotments and PY 2010 Workforce Information Grants

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

**ACTION:** Notice.

**SUMMARY:** This Notice announces allotments for PY 2010 for WIA Title I Youth, Adults and Dislocated Worker Activities programs; final allotments for Employment Service (ES) activities under the Wagner-Peyser Act for PY 2010 and Workforce Information Grants allotments for PY 2010. Allotments for the Work Opportunity Tax Credits will be announced separately.

The WIA allotments for States and the State final allotments for the Wagner-Peyser Act are based on formulas defined in their respective statutes. The WIA allotments for the outlying areas are based on a formula determined by the Secretary. As required by WIA section 182(d), on February 17, 2000, a Notice of the discretionary formula for allocating PY 2000 funds for the outlying areas (American Samoa, Guam, Marshall Islands, Micronesia, Northern Marianas, Palau, and the Virgin Islands) was published in the **Federal Register** at 65 FR 8236 (February 17, 2000). The rationale for the formula and methodology was fully explained in the February 17, 2000, **Federal Register** Notice. The formula for PY 2010 is the same as used for PY 2000 and is described in the section on Youth Activities program allotments.

Comments are invited on the formula used to allot funds to the outlying areas.

**DATES:** Comments on the formula used to allot funds to the outlying areas must be received by April 30, 2010.

**ADDRESSES:** Submit written comments to the Employment and Training Administration, Office of Financial and Administrative Management, 200 Constitution Ave., NW., Room N-4702, Washington, DC 20210, Attention: Mr. Kenneth Leung, (202) 693-3471 (phone), (202) 693-2859 (fax), e-mail: [Leung.Kenneth@dol.gov](mailto:Leung.Kenneth@dol.gov).

**FOR FURTHER INFORMATION CONTACT:** WIA Youth Activities allotments—Evan Rosenberg at (202) 693-3593 or LaSharn Youngblood at (202) 693-3606; WIA Adult and Dislocated Worker Activities and ES final allotments—Mike Qualter at (202) 693-3014; Workforce Information Grant allotments—Anthony Dais at (202) 693-2784.

**SUPPLEMENTARY INFORMATION:** The Department of Labor (DOL or Department) is announcing WIA allotments for PY 2010 for Youth Activities, Adults and Dislocated Worker Activities, and Wagner-Peyser Act PY 2010 final allotments. This notice provides information on the amount of funds available during PY 2010 to States with an approved WIA Title I and Wagner-Peyser Act Strategic Plan for PY 2010, and information regarding allotments to the outlying areas.

The allotments are based on the funds appropriated in the Consolidated Appropriations Act, 2010, Public Law 111-117, December 16, 2009. Included below are tables listing the PY 2010 allotments for programs under WIA Title I Youth Activities (Table I), Adult and Dislocated Workers Employment and Training Activities (Tables II and III, respectively), and the PY 2010 Wagner-Peyser Act final allotments (Table IV). Also attached is the PY 2010 Workforce Information Grant table (Table V).

*Youth Activities Allotments.* PY 2010 Youth Activities funds under WIA total \$924,069,000. Table I includes a breakdown of the Youth Activities program allotments for PY 2010 and provides a comparison of these allotments to PY 2009 Youth Activities allotments for all States, outlying areas, Puerto Rico and the District of Columbia. Before determining the amount available for States, the total funding available for the outlying areas was reserved at 0.25 percent of the full amount appropriated for Youth Activities. On December 17, 2003, the President signed Public Law 108-188, the *Compact of Free Association*

*Amendments Act of 2003*, which provides for consolidation of all funding, including WIA Title I, for the Marshall Islands and Micronesia into supplemental funding grants in the Department of Education (48 U.S.C. 1921 d (f)(1)(B)(iii)).

The Department of Education's appropriations now include funding for these supplemental grants; therefore, WIA Title I funds are no longer being provided for these two areas. The Compact, as amended by Section 309 of Division D of Public Law 111-117, the Consolidated Appropriations Act, 2010 (in the Department of Education's General Provisions), extends the availability of programs previously available to Palau through September 2010, including WIA Title I funding provisions.

The methodology for distributing funds to all outlying areas is not specified by WIA, but is at the Secretary's discretion. The methodology used is the same as used since PY 2000, i.e., funds are distributed among the remaining areas by formula based on relative share of number of unemployed, a 90 percent hold-harmless of the prior year share, a \$75,000 minimum, and a 130 percent stop-gain of the prior year share. As in PY 2009, data for the relative share calculation in the PY 2010 formula were from 2000 Census data for all outlying areas, obtained from the Bureau of the Census (Bureau) and are based on 2000 Census surveys for those areas conducted either by the Bureau or the outlying areas under the guidance of the Bureau. The total amount available for Native Americans is 1.5 percent of the total amount for Youth Activities, in accordance with WIA section 127. After determining the amount for the outlying areas and Native Americans, the amount available for allotment to the States for PY 2010 is \$907,897,792. This total amount was below the required \$1 billion threshold specified in section 127(b)(1)(C)(iv)(IV); therefore, as in PY 2009, the WIA additional minimum provisions were not applied, and, instead, as required by WIA, the Job Training Partnership Act (JTPA) section 202(a)(3) (as amended by section 701 of the Job Training Reform Amendments of 1992) minimums of 90 percent hold-harmless of the prior year allotment percentage and 0.25 percent State minimum floor were used. Also, as required by WIA, the provision applying a 130 percent stop-gain of the prior year allotment percentage was used. The three formula factors required in WIA use the following data for the PY 2010 allotments:

(1) Number of unemployed for Areas of Substantial Unemployment (ASUs),

averages for the 12-month period, July 2008 through June 2009;

(2) Number of excess unemployed individuals or the ASU excess (depending on which is higher), averages for the same 12-month period used for ASU unemployed data; and

(3) Number of economically disadvantaged youth (age 16 to 21, excluding college students and military), from special 2000 Census calculations.

As done beginning with the PY 2006 allotments, the ASU data for the PY 2010 allotments was identified by the States using special 2000 Census data based on households, obtained under Employment and Training Administration contract with the Census Bureau and provided to States by the Bureau of Labor Statistics.

*Adult Employment and Training Activities Allotments.* The total Adult Employment and Training Activities appropriation is \$861,540,000. Table II shows the PY 2010 Adult Employment and Training Activities allotments and comparison to PY 2009 allotments by State. Like the Youth Activities program, the total available for the outlying areas was reserved at 0.25 percent of the full amount appropriated for Adult Activities. As discussed in the Youth Activities paragraph, beginning in PY 2005, WIA funding for the Marshall Islands and Micronesia is no longer provided; instead, funding is provided in the Department of Education's appropriation. The Adult Activities funds for grants to the remaining outlying areas, for which the distribution methodology is at the Secretary's discretion, were distributed among the areas by the same principles, formula and data as used for outlying areas for Youth Activities. After determining the amount for the outlying areas, the amount available for allotments to the States is \$859,386,150. Like the Youth Activities program, the WIA minimum provisions were not applied for the PY 2010 allotments because the total amount available for the States was below the \$960 million threshold required for Adult Activities in section 132(b)(1)(B)(iv)(IV). Instead, as required by WIA, the minimum allotments were calculated using the JTPA section 202(a)(3) (as amended by section 701 of the Job Training Reform Amendments of 1992) minimums of 90 percent hold-harmless of the prior year allotment percentage and 0.25 percent State minimum floor. Also, like the Youth Activities program, a provision applying a 130 percent stop-gain of the prior year allotment percentage was used. The three formula factors use the same data as used for the PY 2010

Youth Activities formula, except that data from the 2000 Census for the number of economically disadvantaged adults (age 22 to 72, excluding college students and military) were used.

*Dislocated Worker Employment and Training Activities Allotments.* The total Dislocated Worker appropriation is \$1,413,000,000. The total appropriation includes formula funds for the States, while the National Reserve is used for National Emergency Grants, technical assistance and training, demonstration projects, and the outlying areas' Dislocated Worker allotments. Table III shows the PY 2010 Dislocated Worker Activities fund allotments by State. Like the Youth and Adult Activities programs, the total available for the outlying areas was reserved at 0.25 percent of the full amount appropriated for Dislocated Worker Activities. WIA funding for the Marshall Islands and Micronesia is no longer provided, as discussed above. The Dislocated Worker Activities funds for grants to outlying areas, for which the distribution methodology is at the Secretary's discretion, were distributed among the remaining areas by the same pro rata share as the areas received for the PY 2010 WIA Adult Activities program, the same methodology used in PY 2009. For the State distribution of formula funds, the three formula factors required in WIA use the following data for the PY 2010 allotments:

(1) Number of unemployed, averages for the 12-month period, October 2008 through September 2009;

(2) Number of excess unemployed, averages for the 12-month period, October 2008 through September 2009; and

(3) Number of long-term unemployed, averages for the 12-month period, October 2008 through September 2009.

Since the Dislocated Worker Activities formula has no floor amount or hold-harmless provisions, funding changes for States directly reflect the impact of changes in the number of unemployed.

*Discontinuance of Additional Funding from WIA Section 173(e) for Adult/Dislocated Worker Activities for Eligible States.* Section 173(e) of WIA facilitated the transition from the JTPA to the WIA Adult formula by providing funding from the National Reserve to States meeting certain criteria. However, the WIA formula has been in effect for a decade and the transition is complete. Therefore, in accordance with language in the Department of Labor Appropriations Act, 2010, no PY 2010 funds will be obligated to carry out Section 173(e) of the WIA.

*Wagner-Peyser Act Employment Service Final Allotments.* The appropriated level for PY 2010 for ES grants totals \$703,576,000. After determining the funding for outlying areas, allotments to States were calculated using the formula set forth at section 6 of the Wagner-Peyser Act (29 U.S.C. 49e). PY 2010 formula allotments were based on each state's share of calendar year 2009 monthly averages of the civilian labor force (CLF) and unemployment. The Secretary of Labor is required to set aside up to three percent of the total available funds to assure that each State will have sufficient resources to maintain statewide employment service activities, as required under section 6(b)(4) of the Wagner-Peyser Act. In accordance with this provision, the three percent set-aside funds are included in the total

allotment. The set-aside funds were distributed in two steps to States that have lost in relative share of resources from the previous year. In Step 1, States that have a CLF below one million and are also below the median CLF density were maintained at 100 percent of their relative share of prior year resources. All remaining set-aside funds were distributed on a pro-rata basis in Step 2 to all other States losing in relative share from the prior year but not meeting the size and density criteria for Step 1. The distribution of Employment Service funds (Table IV) includes \$701,860,926 for States, as well as \$1,715,074 for outlying areas.

Under section 7 of the Wagner-Peyser Act, 10 percent of the total sums allotted to each State shall be reserved for use by the Governor to provide performance incentives for ES offices, services for groups with special needs, and for the extra costs of exemplary models for delivering job services.

*Workforce Information Grants Allotments.* Total PY 2010 funding for Workforce Information Grants allotments to States is \$32,000,000. The allotment figures for each State are listed in Table V. Funds are distributed by administrative formula, with a reserve of \$176,800 for Guam and the Virgin Islands. The remaining funds are distributed to the States with 40 percent distributed equally to all States and 60 percent distributed based on each State's share of CLF for the 12 months ending September 2009.

Signed at Washington, DC on this 22nd day of March 2010.

**Jane Oates,**

*Assistant Secretary, Employment and Training Administration.*

TABLE I—U.S. DEPARTMENT OF LABOR; EMPLOYMENT AND TRAINING ADMINISTRATION; WIA YOUTH ACTIVITIES STATE ALLOTMENTS; COMPARISON OF PY 2010 VS PY 2009

State	PY 2009	PY 2010	Difference	% Difference
Total .....	\$924,069,000	\$924,069,000	\$0	0.00
Alabama .....	9,059,768	11,777,698	2,717,930	30.00
Alaska .....	3,061,576	2,755,418	(306,158)	-10.00
Arizona .....	13,869,309	15,982,731	2,113,422	15.24
Arkansas .....	9,385,022	8,446,520	(938,502)	-10.00
California .....	145,161,310	136,875,948	(8,285,362)	-5.71
Colorado .....	9,236,777	11,132,070	1,895,293	20.52
Connecticut .....	8,583,204	8,869,254	286,050	3.33
Delaware .....	2,269,744	2,269,744	0	0.00
District of Columbia .....	3,087,869	2,779,082	(308,787)	-10.00
Florida .....	33,348,363	43,352,872	10,004,509	30.00
Georgia .....	24,394,229	28,251,785	3,857,556	15.81
Hawaii .....	2,269,744	2,690,193	420,449	18.52
Idaho .....	2,269,744	2,950,667	680,923	30.00
Illinois .....	48,384,035	43,545,632	(4,838,403)	-10.00
Indiana .....	18,417,265	19,697,136	1,279,871	6.95
Iowa .....	4,023,109	4,750,212	727,103	18.07
Kansas .....	5,539,524	5,930,458	390,934	7.06

TABLE I—U.S. DEPARTMENT OF LABOR; EMPLOYMENT AND TRAINING ADMINISTRATION; WIA YOUTH ACTIVITIES STATE ALLOTMENTS; COMPARISON OF PY 2010 VS PY 2009—Continued

State	PY 2009	PY 2010	Difference	% Difference
Kentucky .....	13,775,333	14,303,105	527,772	3.83
Louisiana .....	15,566,262	14,009,636	(1,556,626)	-10.00
Maine .....	3,339,802	3,476,520	136,718	4.09
Maryland .....	9,011,703	11,311,383	2,299,680	25.52
Massachusetts .....	19,319,917	17,387,925	(1,931,992)	-10.00
Michigan .....	57,520,566	51,768,509	(5,752,057)	-10.00
Minnesota .....	13,837,056	14,264,509	427,453	3.09
Mississippi .....	14,535,436	13,081,892	(1,453,544)	-10.00
Missouri .....	19,757,091	17,781,382	(1,975,709)	-10.00
Montana .....	2,269,744	2,344,418	74,674	3.29
Nebraska .....	2,290,428	2,518,508	228,080	9.96
Nevada .....	5,888,382	7,654,897	1,766,515	30.00
New Hampshire .....	2,269,744	2,269,744	0	0.00
New Jersey .....	16,205,512	20,938,294	4,732,782	29.20
New Mexico .....	4,850,334	4,365,301	(485,033)	-10.00
New York .....	55,635,768	51,835,670	(3,800,098)	-6.83
North Carolina .....	19,500,888	25,351,154	5,850,266	30.00
North Dakota .....	2,269,744	2,269,744	0	0.00
Ohio .....	43,682,103	39,313,893	(4,368,210)	-10.00
Oklahoma .....	6,773,423	6,970,582	197,159	2.91
Oregon .....	11,720,493	13,707,810	1,987,317	16.96
Pennsylvania .....	31,617,301	31,871,328	254,027	0.80
Puerto Rico .....	33,024,567	29,722,110	(3,302,457)	-10.00
Rhode Island .....	4,364,513	4,531,698	167,185	3.83
South Carolina .....	19,222,108	17,299,897	(1,922,211)	-10.00
South Dakota .....	2,269,744	2,269,744	0	0.00
Tennessee .....	19,522,993	18,716,506	(806,487)	-4.13
Texas .....	63,783,091	57,404,782	(6,378,309)	-10.00
Utah .....	3,941,414	3,547,273	(394,141)	-10.00
Vermont .....	2,269,744	2,269,744	0	0.00
Virginia .....	10,098,341	13,127,843	3,029,502	30.00
Washington .....	18,236,698	17,997,280	(239,418)	-1.31
West Virginia .....	4,156,224	3,924,261	(231,963)	-5.58
Wisconsin .....	10,740,989	13,963,286	3,222,297	30.00
Wyoming .....	2,269,744	2,269,744	0	0.00
State Total .....	907,897,792	907,897,792	0	0.00
American Samoa .....	131,813	131,813	0	0.00
Guam .....	1,072,924	1,072,924	0	0.00
Northern Marianas .....	397,035	397,035	0	0.00
Palau .....	75,000	75,000	0	0.00
Virgin Islands .....	633,401	633,401	0	0.00
Outlying Areas Total .....	2,310,173	2,310,173	0	0.00
Native Americans .....	13,861,035	13,861,035	0	0.00

TABLE II—U.S. DEPARTMENT OF LABOR; EMPLOYMENT AND TRAINING ADMINISTRATION; WIA ADULT ACTIVITIES STATE ALLOTMENTS; COMPARISON OF PY 2010 VS PY 2009

State	PY 2009	PY 2010	Difference	% Difference
Total .....	\$861,540,000	\$861,540,000	\$0	0.00
Alabama .....	8,881,745	11,546,269	2,664,524	30.00
Alaska .....	2,923,068	2,630,761	(292,307)	-10.00
Arizona .....	13,256,136	15,227,363	1,971,227	14.87
Arkansas .....	8,829,357	7,946,421	(882,936)	-10.00
California .....	139,444,084	131,676,574	(7,767,510)	-5.57
Colorado .....	8,341,034	10,028,610	1,687,576	20.23
Connecticut .....	7,632,284	7,899,746	267,462	3.50
Delaware .....	2,148,465	2,148,465	0	0.00
District of Columbia .....	2,685,463	2,416,917	(268,546)	-10.00
Florida .....	33,848,953	44,003,639	10,154,686	30.00
Georgia .....	22,833,446	26,468,737	3,635,291	15.92
Hawaii .....	2,148,465	2,786,714	638,249	29.71
Idaho .....	2,148,465	2,793,005	644,540	30.00
Illinois .....	44,888,169	40,399,352	(4,488,817)	-10.00
Indiana .....	16,349,181	17,396,927	1,047,746	6.41

TABLE II—U.S. DEPARTMENT OF LABOR; EMPLOYMENT AND TRAINING ADMINISTRATION; WIA ADULT ACTIVITIES STATE ALLOTMENTS; COMPARISON OF PY 2010 VS PY 2009—Continued

State	PY 2009	PY 2010	Difference	% Difference
Iowa .....	2,706,167	3,329,069	622,902	23.02
Kansas .....	4,703,065	4,907,309	204,244	4.34
Kentucky .....	14,258,220	14,765,556	507,336	3.56
Louisiana .....	15,147,944	13,633,150	(1,514,794)	-10.00
Maine .....	3,146,947	3,276,134	129,187	4.11
Maryland .....	8,545,357	10,691,615	2,146,258	25.12
Massachusetts .....	17,533,066	15,779,759	(1,753,307)	-10.00
Michigan .....	53,707,324	48,336,592	(5,370,732)	-10.00
Minnesota .....	12,099,930	12,498,015	398,085	3.29
Mississippi .....	13,528,436	12,175,592	(1,352,844)	-10.00
Missouri .....	18,243,831	16,419,448	(1,824,383)	-10.00
Montana .....	2,148,465	2,281,343	132,878	6.18
Nebraska .....	2,148,465	2,148,465	0	0.00
Nevada .....	5,904,037	7,675,248	1,771,211	30.00
New Hampshire .....	2,148,465	2,148,465	0	0.00
New Jersey .....	16,336,946	20,803,661	4,466,715	27.34
New Mexico .....	4,629,318	4,166,386	(462,932)	-10.00
New York .....	54,853,314	51,297,403	(3,555,911)	-6.48
North Carolina .....	17,991,679	23,389,183	5,397,504	30.00
North Dakota .....	2,148,465	2,148,465	0	0.00
Ohio .....	40,703,627	36,633,264	(4,070,363)	-10.00
Oklahoma .....	6,353,066	6,516,603	163,537	2.57
Oregon .....	11,013,161	12,848,682	1,835,521	16.67
Pennsylvania .....	28,797,617	29,034,229	236,612	0.82
Puerto Rico .....	35,033,711	31,530,340	(3,503,371)	-10.00
Rhode Island .....	3,666,405	3,919,536	253,131	6.90
South Carolina .....	18,131,016	16,317,914	(1,813,102)	-10.00
South Dakota .....	2,148,465	2,148,465	0	0.00
Tennessee .....	18,859,653	18,105,616	(754,037)	-4.00
Texas .....	59,776,554	53,798,899	(5,977,655)	-10.00
Utah .....	3,129,661	2,816,695	(312,966)	-10.00
Vermont .....	2,148,465	2,148,465	0	0.00
Virginia .....	9,098,617	11,828,202	2,729,585	30.00
Washington .....	16,872,727	16,563,114	(309,613)	-1.83
West Virginia .....	4,194,765	4,058,158	(136,607)	-3.26
Wisconsin .....	9,022,419	11,729,145	2,706,726	30.00
Wyoming .....	2,148,465	2,148,465	0	0.00
State Total .....	859,386,150	859,386,150	0	0.00
American Samoa .....	122,595	122,595	0	0.00
Guam .....	997,885	997,885	0	0.00
Northern Marianas .....	369,268	369,268	0	0.00
Palau .....	75,000	75,000	0	0.00
Virgin Islands .....	589,102	589,102	0	0.00
Outlying Areas Total .....	2,153,850	2,153,850	0	0.00

TABLE III—U.S. DEPARTMENT OF LABOR; EMPLOYMENT AND TRAINING ADMINISTRATION; WIA DISLOCATED WORKER ACTIVITIES STATE ALLOTMENTS; COMPARISON OF PY 2010 VS PY 2009

State	PY 2009	PY 2010	Difference	% Difference
Total .....	\$1,466,891,000	\$1,413,000,000	(\$53,891,000)	-3.67
Alabama .....	12,621,558	17,669,335	5,047,777	39.99
Alaska .....	3,392,665	2,187,095	(1,205,570)	-35.53
Arizona .....	16,648,405	22,788,184	6,139,779	36.88
Arkansas .....	7,192,470	6,867,051	(325,419)	-4.52
California .....	212,284,647	192,413,016	(19,871,631)	-9.36
Colorado .....	13,837,694	14,509,305	671,611	4.85
Connecticut .....	14,238,672	11,850,579	(2,388,093)	-16.77
Delaware .....	1,950,897	2,778,921	828,024	42.44
District of Columbia .....	3,628,361	2,990,511	(637,850)	-17.58
Florida .....	77,059,075	83,019,633	5,960,558	7.74
Georgia .....	41,902,519	40,912,792	(989,727)	-2.36
Hawaii .....	2,067,480	3,268,124	1,200,644	58.07
Idaho .....	2,709,982	4,536,856	1,826,874	67.41
Illinois .....	65,561,923	54,673,396	(10,888,527)	-16.61
Indiana .....	25,076,767	27,257,656	2,180,889	8.70

TABLE III—U.S. DEPARTMENT OF LABOR; EMPLOYMENT AND TRAINING ADMINISTRATION; WIA DISLOCATED WORKER ACTIVITIES STATE ALLOTMENTS; COMPARISON OF PY 2010 VS PY 2009—Continued

State	PY 2009	PY 2010	Difference	% Difference
Iowa .....	4,999,095	5,888,367	889,272	17.79
Kansas .....	4,978,239	6,855,442	1,877,203	37.71
Kentucky .....	17,901,696	18,089,024	187,328	1.05
Louisiana .....	8,857,065	9,812,674	955,609	10.79
Maine .....	4,373,817	4,578,544	204,727	4.68
Maryland .....	10,767,103	15,543,289	4,776,186	44.36
Massachusetts .....	20,303,163	22,706,846	2,403,683	11.84
Michigan .....	75,050,239	64,544,036	(10,506,203)	-14.00
Minnesota .....	20,054,286	18,020,939	(2,033,347)	-10.14
Mississippi .....	13,594,096	9,867,047	(3,727,049)	-27.42
Missouri .....	24,710,779	22,223,344	(2,487,435)	-10.07
Montana .....	1,679,893	2,174,950	495,057	29.47
Nebraska .....	2,478,758	2,428,300	(50,458)	-2.04
Nevada .....	13,691,153	14,124,712	433,559	3.17
New Hampshire .....	2,393,494	3,181,956	788,462	32.94
New Jersey .....	31,288,216	33,365,324	2,077,108	6.64
New Mexico .....	2,832,500	4,093,214	1,260,714	44.51
New York .....	63,490,356	65,534,311	2,043,955	3.22
North Carolina .....	42,493,181	44,039,515	1,546,334	3.64
North Dakota .....	876,713	690,086	(186,627)	-21.29
Ohio .....	55,974,110	51,610,221	(4,363,889)	-7.80
Oklahoma .....	5,762,276	6,905,534	1,143,258	19.84
Oregon .....	16,418,257	20,167,658	3,749,401	22.84
Pennsylvania .....	40,639,918	39,561,993	(1,077,925)	-2.65
Puerto Rico .....	28,244,122	17,054,847	(11,189,275)	-39.62
Rhode Island .....	7,601,362	6,227,600	(1,373,762)	-18.07
South Carolina .....	23,633,802	23,089,893	(543,909)	-2.30
South Dakota .....	912,475	1,000,388	87,913	9.63
Tennessee .....	27,141,982	26,930,077	(211,905)	-0.78
Texas .....	51,436,825	61,378,563	9,941,738	19.33
Utah .....	3,383,375	4,625,970	1,242,595	36.73
Vermont .....	1,673,255	1,787,950	114,695	6.85
Virginia .....	13,503,287	18,472,220	4,968,933	36.80
Washington .....	21,181,897	24,271,171	3,089,274	14.58
West Virginia .....	3,424,387	4,551,211	1,126,824	32.91
Wisconsin .....	15,363,236	19,934,322	4,571,086	29.75
Wyoming .....	558,477	786,008	227,531	40.74
State Total .....	1,183,840,000	1,183,840,000	0	0.00
American Samoa .....	208,735	201,066	(7,669)	-3.67
Guam .....	1,699,037	1,636,618	(62,419)	-3.67
Northern Marianas .....	628,730	605,632	(23,098)	-3.67
Palau .....	127,698	123,006	(4,692)	-3.67
Virgin Islands .....	1,003,028	966,178	(36,850)	-3.67
Outlying Areas Total .....	3,667,228	3,532,500	(134,728)	-3.67
National Reserve .....	279,383,772	225,627,500	(53,756,272)	-19.24

TABLE IV—U. S. DEPARTMENT OF LABOR; EMPLOYMENT AND TRAINING ADMINISTRATION; EMPLOYMENT SERVICE (WAGNER-PEYSER); PY 2010 FINAL VS PY 2009 FINAL ALLOTMENTS

State	Final PY 2009	Final PY 2010	Difference	% Difference
Total .....	\$703,576,000	\$703,576,000	\$0	0.00
Alabama .....	9,048,957	9,042,125	(6,832)	-0.08
Alaska .....	7,648,207	7,648,207	0	0.00
Arizona .....	12,477,755	12,822,660	344,905	2.76
Arkansas .....	5,880,640	5,773,513	(107,127)	-1.82
California .....	83,452,931	84,038,299	585,368	0.70
Colorado .....	11,037,674	10,944,825	(92,849)	-0.84
Connecticut .....	7,905,625	7,843,690	(61,935)	-0.78
Delaware .....	1,965,210	1,965,210	0	0.00
District of Columbia .....	2,536,120	2,479,777	(56,343)	-2.22
Florida .....	39,347,985	40,350,319	1,002,334	2.55
Georgia .....	20,807,886	20,714,232	(93,654)	-0.45
Hawaii .....	2,534,022	2,525,177	(8,845)	-0.35

TABLE IV—U. S. DEPARTMENT OF LABOR; EMPLOYMENT AND TRAINING ADMINISTRATION; EMPLOYMENT SERVICE (WAGNER-PEYSER); PY 2010 FINAL VS PY 2009 FINAL ALLOTMENTS—Continued

State	Final PY 2009	Final PY 2010	Difference	% Difference
Idaho .....	6,372,318	6,372,318	0	0.00
Illinois .....	29,435,140	29,258,315	(176,825)	-0.60
Indiana .....	13,961,618	13,903,821	(57,797)	-0.41
Iowa .....	6,620,728	6,548,144	(72,584)	-1.10
Kansas .....	6,106,309	6,048,497	(57,812)	-0.95
Kentucky .....	9,142,999	9,125,242	(17,757)	-0.19
Louisiana .....	9,223,752	9,018,836	(204,916)	-2.22
Maine .....	3,789,556	3,789,556	0	0.00
Maryland .....	11,883,400	11,800,235	(83,165)	-0.70
Massachusetts .....	14,326,399	14,269,289	(57,110)	-0.40
Michigan .....	24,621,640	24,475,871	(145,769)	-0.59
Minnesota .....	12,250,556	12,164,816	(85,740)	-0.70
Mississippi .....	6,427,984	6,285,179	(142,805)	-2.22
Missouri .....	13,146,226	13,030,412	(115,814)	-0.88
Montana .....	5,207,490	5,207,490	0	0.00
Nebraska .....	6,258,380	6,258,380	0	0.00
Nevada .....	6,167,234	6,370,598	203,364	3.30
New Hampshire .....	2,873,239	2,859,890	(13,349)	-0.46
New Jersey .....	18,943,556	18,931,877	(11,679)	-0.06
New Mexico .....	5,843,720	5,843,720	0	0.00
New York .....	40,607,026	40,405,589	(201,437)	-0.50
North Carolina .....	19,706,162	20,093,605	387,443	1.97
North Dakota .....	5,302,783	5,302,783	0	0.00
Ohio .....	26,681,937	26,537,471	(144,466)	-0.54
Oklahoma .....	6,951,895	6,902,154	(49,741)	-0.72
Oregon .....	8,702,863	8,902,979	200,116	2.30
Pennsylvania .....	26,826,020	26,651,245	(174,775)	-0.65
Puerto Rico .....	8,253,932	8,070,562	(183,370)	-2.22
Rhode Island .....	2,661,374	2,652,902	(8,472)	-0.32
South Carolina .....	9,957,757	9,953,286	(4,471)	-0.04
South Dakota .....	4,900,991	4,900,991	0	0.00
Tennessee .....	13,173,347	13,154,566	(18,781)	-0.14
Texas .....	48,305,269	48,080,415	(224,854)	-0.47
Utah .....	7,638,164	7,468,473	(169,691)	-2.22
Vermont .....	2,295,903	2,295,903	0	0.00
Virginia .....	15,659,584	15,795,653	136,069	0.87
Washington .....	14,623,623	14,688,343	64,720	0.44
West Virginia .....	5,609,667	5,609,667	0	0.00
Wisconsin .....	12,954,947	12,881,393	(73,554)	-0.57
Wyoming .....	3,802,426	3,802,426	0	0.00
State Total .....	701,860,926	701,860,926	0	0.00
Guam .....	329,219	329,219	0	0.00
Virgin Islands .....	1,385,855	1,385,855	0	0.00
Outlying Areas Total .....	1,715,074	1,715,074	0	0.00

TABLE V—U.S. DEPARTMENT OF LABOR; EMPLOYMENT AND TRAINING ADMINISTRATION; WORKFORCE INFORMATION GRANTS TO STATES; PY 2010 VS PY 2009 ALLOTMENTS

State	PY 2009	PY 2010	Difference	% Difference
Total .....	\$32,000,000	\$32,000,000	\$0	0.00
Alabama .....	513,199	505,992	(7,207)	-1.40
Alaska .....	288,558	288,781	223	0.08
Arizona .....	626,020	631,779	5,759	0.92
Arkansas .....	413,813	412,277	(1,536)	-0.37
California .....	2,507,217	2,515,778	8,561	0.34
Colorado .....	583,382	577,959	(5,423)	-0.93
Connecticut .....	476,002	475,973	(29)	-0.01
Delaware .....	299,219	298,498	(721)	-0.24
District of Columbia .....	285,208	285,170	(38)	-0.01
Florida .....	1,388,142	1,377,429	(10,713)	-0.77
Georgia .....	842,605	832,325	(10,280)	-1.22
Hawaii .....	325,132	324,368	(764)	-0.23
Idaho .....	338,097	337,134	(963)	-0.28
Illinois .....	1,070,081	1,056,837	(13,244)	-1.24

TABLE V—U.S. DEPARTMENT OF LABOR; EMPLOYMENT AND TRAINING ADMINISTRATION; WORKFORCE INFORMATION GRANTS TO STATES; PY 2010 vs PY 2009 ALLOTMENTS—Continued

State	PY 2009	PY 2010	Difference	% Difference
Indiana .....	642,235	637,859	(4,376)	-0.68
Iowa .....	451,190	450,390	(800)	-0.18
Kansas .....	427,610	430,687	3,077	0.72
Kentucky .....	495,574	498,273	2,699	0.54
Louisiana .....	494,844	499,711	4,867	0.98
Maine .....	332,053	331,210	(843)	-0.25
Maryland .....	612,613	608,631	(3,982)	-0.65
Massachusetts .....	662,375	665,387	3,012	0.45
Michigan .....	855,176	840,933	(14,243)	-1.67
Minnesota .....	606,203	606,706	503	0.08
Mississippi .....	407,221	404,978	(2,243)	-0.55
Missouri .....	615,454	613,786	(1,668)	-0.27
Montana .....	306,660	306,340	(320)	-0.10
Nebraska .....	366,425	365,970	(455)	-0.12
Nevada .....	414,616	416,502	1,886	0.45
New Hampshire .....	335,737	335,493	(244)	-0.07
New Jersey .....	796,139	800,638	4,499	0.57
New Mexico .....	361,891	362,201	310	0.09
New York .....	1,420,420	1,439,096	18,676	1.31
North Carolina .....	805,049	803,030	(2,019)	-0.25
North Dakota .....	290,398	289,915	(483)	-0.17
Ohio .....	982,778	974,547	(8,231)	-0.84
Oklahoma .....	459,625	461,686	2,061	0.45
Oregon .....	484,917	487,891	2,974	0.61
Pennsylvania .....	1,027,599	1,032,188	4,589	0.45
Puerto Rico .....	412,752	408,794	(3,958)	-0.96
Rhode Island .....	315,475	314,349	(1,126)	-0.36
South Carolina .....	508,829	512,460	3,631	0.71
South Dakota .....	299,586	299,507	(79)	-0.03
Tennessee .....	621,026	616,563	(4,463)	-0.72
Texas .....	1,680,566	1,704,900	24,334	1.45
Utah .....	415,279	414,068	(1,211)	-0.29
Vermont .....	288,282	288,734	452	0.16
Virginia .....	748,577	753,436	4,859	0.65
Washington .....	671,927	679,171	7,244	1.08
West Virginia .....	344,271	342,209	(2,062)	-0.60
Wisconsin .....	624,534	624,061	(473)	-0.08
Wyoming .....	280,619	280,600	(19)	-0.01
State Total .....	31,823,200	31,823,200	0	0.00
Guam .....	92,899	92,899	0	0.00
Virgin Islands .....	83,901	83,901	0	0.00
Outlying Areas Total .....	176,800	176,800	0	0.00

[FR Doc. 2010-6696 Filed 3-30-10; 8:45 am]

BILLING CODE 4510-FN-P

**DEPARTMENT OF LABOR****Mine Safety and Health Administration****Petitions for Modification**

**AGENCY:** Mine Safety and Health Administration (MSHA), Labor.

**ACTION:** Notice of petitions for modification of existing mandatory safety standards.

**SUMMARY:** Section 101(c) of the Federal Mine Safety and Health Act of 1977 and 30 CFR Part 44 govern the application, processing, and disposition of petitions for modification. This notice is a summary of petitions for modification

filed by the parties listed below to modify the application of existing mandatory safety standards published in Title 30 of the Code of Federal Regulations.

**DATES:** All comments on the petitions must be received by the Office of Standards, Regulations and Variances on or before April 30, 2010.

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

1. *Electronic Mail:* [Standards-Petitions@dol.gov](mailto:Standards-Petitions@dol.gov).

2. *Facsimile:* 1-202-693-9441.

3. *Regular Mail:* MSHA, Office of Standards, Regulations and Variances, 1100 Wilson Boulevard, Room 2350, Arlington, Virginia 22209-3939,

Attention: Patricia W. Silvey, Director, Office of Standards, Regulations and Variances.

4. *Hand-Delivery or Courier:* MSHA, Office of Standards, Regulations and Variances, 1100 Wilson Boulevard, Room 2350, Arlington, Virginia 22209-3939, Attention: Patricia W. Silvey, Director, Office of Standards, Regulations and Variances.

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. Individuals who submit comments by hand-delivery are required to check in at the receptionist desk on the 21st floor.

Individuals may inspect copies of the petitions and comments during normal