

See Black's Law Dictionary (7th ed. 1999) at 341 (a "corporation" is "[a]n entity (usu. a business) having authority under law to act as a single person distinct from the shareholders who own it \* \* \*; a group or succession of persons established in accordance with legal rules into a legal or juristic person that has legal personality distinct from the natural persons who make it up [and] exists indefinitely apart from them \* \* \*"). See also Webster's Third New International Dictionary (2002) at 510 (a "corporation" is "a group of persons \* \* \* treated by the law as an individual or unity having rights and liabilities distinct from those of the persons \* \* \* composing it \* \* \*"). Significantly, a number of LLCs in the mining industry are the sort of relatively large and corporately structured entities which Congress had in mind when it enacted Section 110(c). The Secretary believes that the underlying objective Congress identified when it enacted the Coal Act in 1969 and reiterated when it enacted the Mine Act in 1977—to place responsibility for compliance and liability for violations "on those who control or supervise the operation of \* \* \* mines as well as on those who operate them"—will best be advanced if Section 110(c) is interpreted as being applicable to agents of LLCs.

For all of the foregoing reasons, the Secretary believes that the interpretation set forth in this Interpretive Bulletin is permissible under the Mine Act, and that it will advance the Act's objectives in cases involving LLCs by imposing legal liability on those individuals within the LLC who actually make the decisions with regard to safety and health in the mine.<sup>2</sup>

Dated: May 3, 2006.

**David G. Dye,**

*Acting Assistant Secretary for Mine Safety and Health.*

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<sup>2</sup> The Secretary recognizes that Section 110(c) has been held not to apply to agents of partnerships because, by its terms, Section 110(c) applies only to agents of corporations. *Paul Shirel and Donald Guess, employed by Pyro Mining Co.*, 15 FMSHRC 2440 (1993), *aff'd*, 52 F.3d 1123 (D.C. Cir. 1995) (unpublished). That holding has no bearing in this situation, however, because partnerships, unlike LLCs, existed and were a well-known form of business organization when Congress enacted the Mine Act.

The Secretary does not address in this Interpretive Bulletin whether Section 110(c) is applicable to agents of non-traditional business entities other than LLCs. The Secretary will address the applicability of Section 110(c) to the agents of such entities as the question arises.

## NATIONAL SCIENCE FOUNDATION

### National Science Board; Hearing on International Science Partnerships

*Date And Time:* May 11, 2006.

*Place:* George Washington University, Elliott School of International Affairs, 1957 E Street 7th Floor, City View Room, Washington, DC.

*Contact Information:* Please refer to the National Science Board Web site (<http://www.nsf.gov/nsb>) for updated schedule.

NSB Office: Amanda K Slocum, (703) 292-7000.

*Status:* This hearing is open to the public.

#### *Agenda:*

7:30 a.m.—8 a.m.: Registration

8 a.m.—8:10 a.m.: Opening Comments

- Dr. Jon Strauss, Chair, Task Force on International Science

8:10 a.m.—8:20 a.m.: Welcoming

#### Remarks

- Dr. Stephen Joel Trachtenberg, President, George Washington University

8:20 a.m.—8:30 a.m.: Introductions and Overview of Proceedings

- Dr. Michael Crosby, Executive Officer, NSB

8:30 a.m.—9:30 a.m.: Panel I—The Role of Mission Agencies in International Science Partnerships

9:30 a.m.—10:45 a.m.: Panel II—Funding for International Science Partnerships

10:45 a.m.—11 a.m.: Break

11 p.m.—12:15 p.m.: Panel III—The Role of Non-Governmental Organizations in International Science

1:45 p.m.—3:15 p.m.: Panel IV—Policy Perspectives on International Science Partnerships

3:15 p.m.—3:30 p.m.: Summaries of Discussions and Next Steps for the Task Force

**Michael P. Crosby,**

*Executive Officer and NSB Office Director.*

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## NUCLEAR REGULATORY COMMISSION

### Agency Information Collection Activities: Submission for the Office of Management and Budget (OMB) Review; Comment Request

**AGENCY:** Nuclear Regulatory Commission (NRC).

**ACTION:** Notice of the OMB review of information collection and solicitation of public comment.

**SUMMARY:** The NRC has recently submitted to OMB for review the

following proposal for the collection of information under the provisions of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35). The NRC hereby informs potential respondents that an agency may not conduct or sponsor, and that a person is not required to respond to, a collection of information unless it displays a current valid OMB control number.

1. *Type of submission, new, revision, or extension:* Revision.

2. *The title of the information collection:* "Generic Customer Satisfaction Surveys and NRC Form 671, Request for Review of a Customer Satisfaction Survey Under Generic Clearance."

3. *The form number if applicable:* NRC Form 671.

4. *How often the collection is required:* On occasion.

5. *Who will be required or asked to report:* Voluntary reporting by the public and NRC licensees.

6. *An estimate of the number of responses:* 1,770.

7. *The estimated number of annual respondents:* 1,770.

8. *An estimate of the number of hours needed annually to complete the requirement or request:* 393 hours. (.222 hours per response).

9. *An indication of whether Section 3507(d), Pub. L. 104-13 applies:* Not applicable.

10. *Abstract:* Voluntary customer satisfaction surveys will be used to contact users of NRC services and products to determine their needs, and how the Commission can improve its services and products to better meet those needs. In addition, focus groups will be contacted to discuss questions concerning those services and products. Results from the surveys will give insight into how NRC can make its services and products cost effective, efficient, and responsive to its customer needs. Each survey will be submitted to OMB for its review.

A copy of the final supporting statement may be viewed free of charge at the NRC Public Document Room, One White Flint North, 11555 Rockville Pike, Room O-1 F23, Rockville, MD 20852. OMB clearance requests are available at the NRC World Wide Web site: <http://www.nrc.gov/public-involve/doc-comment/omb/index.html>. The document will be available on the NRC home page site for 60 days after the signature date of this notice.

Comments and questions should be directed to the OMB reviewer listed below by June 8, 2006. Comments received after this date will be considered if it is practical to do so, but assurance of consideration cannot be