

and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95) [44 U.S.C. 3506(c)(2)(A)]. This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Employment Standards Administration is soliciting comments concerning the proposed collection: Optional Use Payroll Form Under The Davis-Bacon Act (WH-347). A copy of the proposed information collection request can be obtained by contacting the office listed below in the addresses section of this Notice.

**DATES:** Written comments must be submitted to the office listed in the addresses section below on or before December 19, 2005.

**ADDRESSES:** Ms. Hazel M. Bell, U.S. Department of Labor, 200 Constitution Ave., NW., Room S-3201, Washington, DC 20210, telephone (202) 693-0418, fax (202) 693-1451, *Email* [bell.hazel@dol.gov](mailto:bell.hazel@dol.gov). Please use only one method of transmission for comments (mail, fax, or Email).

**SUPPLEMENTARY INFORMATION:**

**I. Background**

The Copeland Act (40 U.S.C. 3145) requires contractors and subcontractors performing work on Federally financed or assisted construction contracts to "furnish weekly a statement with respect to the wages paid each employee during the preceding week." Regulations 29 CFR 5.5(a)(3)(ii) requires contractors weekly to submit a copy of all payrolls to the Federal agency contracting for or financing the construction project. A signed "Statement of Compliance" indicating the payrolls are correct and complete and that each laborer or mechanic has been paid not less than the proper Davis-Bacon Act (DBA) prevailing wage rate for the work performed must accompany the payroll. Regulations 29 CFR 3.3(b) requires each contractor to furnish such weekly "Statements of Compliance". Regulations 29 CFR 5.5(a)(3)(i) requires the Social Security Number of each employee on such payrolls. Regulations 29 CFR 3.4 and 5.5(a)(3)(i) require contractors to maintain these records for three years after completion of the work. Contractors and subcontractors must certify their payrolls by attesting that persons performing work on Davis-Bacon and Related Acts (DBRA) covered

contracts have received the proper payment of wages and fringe benefits. Contracting officials and Wage and Hour Division staff use these certified payrolls to verify that contractors pay the required rates and as an aid in determining whether the contractors have properly classified the workers for the work they perform. The DOL has developed the optional use Form WH-347, Payroll Form, which contractors may use to meet the payroll reporting requirements. The form contains the basic payroll information that contractors must furnish each week they perform any work subject to the DBRA. This information collection is currently approved for use through March 31, 2006.

**II. Review Focus**

The Department of Labor 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 submissions of responses.

**III. Current Actions**

The Department of Labor seeks the approval of the extension of this information collection to carry out its responsibility to determine a contractor's compliance with provisions of the Davis-Bacon and Related Acts and the Copeland Act.

*Type of Review:* Extension.  
*Agency:* Employment Standards Administration.  
*Titles:* Optional Use Payroll Form under the Davis-Bacon Act.  
*OMB Number:* 1215-0149.  
*Agency Numbers:* WH-347.  
*Affected Public:* Business or other for-profit; Federal Government; State, Local or Tribal Government.  
*Total Respondents:* 54,620.  
*Total Annual Responses:* 5,025,040.  
*Estimated Total Burden Hours:* 4,700,000.

*Estimated Time Per Response:* 56 minutes.

*Frequency:* Weekly.  
*Total Burden Cost (capital/startup):* \$0.

*Total Burden Cost (operating/maintenance):* \$201,000.

Comments submitted in response to this notice will be summarized and/or included in the request for Office of Management and Budget approval of the information collection request; they will also become a matter of public record.

Dated: October 13, 2005.

**Bruce Bohanon,**

*Chief, Branch of Management Review and Internal Control, Division of Financial Management, Office of Management, Administration and Planning, Employment Standards Administration.*

[FR Doc. 05-20926 Filed 10-18-05; 8:45 am]

**BILLING CODE 4510-27-P**

**DEPARTMENT OF LABOR**

**Occupational Safety and Health Administration**

[Docket No. ICR-1218-0085 (2005)]

**13 Carcinogens Standard; Extension of the Office of Management and Budget's Approval of Information Collection Requirements**

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

**ACTION:** Request for public comment.

**SUMMARY:** OSHA solicits public comment concerning its request for an extension of the information collection (paperwork) requirements contained in the 13 Carcinogens Standard (29 CFR 1910.1003).

**DATES:** Comments must be submitted by the following dates:

Hard Copy: Your comments must be submitted (postmarked or received ) by December 19, 2005.

Facsimile and electronic transmission: Your comments must be received by December 19, 2005.

**ADDRESSES:**

You may submit comments, identified by OSHA Docket No. [ICR-1218-0085 (2005)], by any of the following methods:

*Regular mail, express delivery, hand delivery, and messenger service:* Submit your comments and attachments to the OSHA Docket Office, Room N-2625, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210; telephone (202) 693-2350 (OSHA's TTY number is (877) 889-5627). OSHA Docket Office and Department of Labor hours are 8:15 a.m. to 4:45 p.m., ET.

**Facsimile:** If your comments are 10 or fewer pages, including attachments, you may fax them to OSHA Docket Office at (202) 693-1648.

**Electronic:** You may submit comments through the Internet at <http://comments.osha.gov>. Follow instructions on the OSHA Web page for submitting comments.

**Docket:** For access to the docket to read or download comments or background materials, such as the complete Information Collection Request (ICR) (containing the Supporting Statement, OMB-83-I Form, and attachments), go to OSHA's Web page at <http://www.OSHA.gov>. In addition, the ICR, comments and submissions are available for inspection and copying at the OSHA Docket Office at the address above. You may also contact Todd Owen at the address below to obtain a copy of the ICR. For additional information on submitting comments, please see the "Public Participation" heading in the **SUPPLEMENTARY INFORMATION** section of this document.

**FOR FURTHER INFORMATION CONTACT:** Todd Owen, Directorate of Standards and Guidance, OSHA, Room N-3609, 200 Constitution Avenue, NW., Washington, DC 20210, telephone: (202) 693-2222.

#### **SUPPLEMENTARY INFORMATION:**

### **I. Background**

The Department of Labor, as part of its continuing effort to reduce paperwork and respondent (*i.e.*, employer) burden, conducts 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 minimal, collection instruments are clearly understood, and OSHA's estimate of the information collection burden is accurate. The Occupational Safety and Health Act of 1970 (the OSH Act) (29 U.S.C. 651 *et seq.*) authorizes information collection by employers as necessary or appropriate for enforcement of the OSH Act or for developing information regarding the causes and prevention of occupational injuries, illnesses, and accidents (29 U.S.C. 657).

The 13 Carcinogens Standard covers the following carcinogens: 4-Nitrobiphenyl (§ 1910.1003), alpha-Naphthylamine (§ 1910.1004), Methyl chloromethyl ether (§ 1910.1006), 3,3'-

Dichlorobenzidine (and its salts) (§ 1910.1007), bis-Chloromethyl ether (§ 1910.1008), beta-Naphthylamine (§ 1910.1009), Benzidine (§ 1910.1010), 4-Aminodiphenyl (§ 1910.1011), Ethyleneimine (§ 1910.1012), beta-Propiolactone (§ 1910.1013), 2-Acetylaminofluorene (§ 1910.1014), 4-Dimethylaminoazobenzene (§ 1910.1015), and N-Nitrosodimethylamine (§ 1910.1016). For purposes of this ICR, reference to 29 CFR 1910.1003 also incorporates the 13 Carcinogens Standard for Shipyards (29 CFR 1915.1003-.1016) and Construction (29 CFR 1926.1103-1116), whose requirements are identical to those contained in § 1910.1003.

The information collection requirements specified in the 13 Carcinogens Standard protect employees from the adverse health effects that may result from exposure to any of the 13 carcinogens. The major information collection requirements of the 13 Carcinogens Standard include: establishing and implementing respiratory protection and medical surveillance programs for employees assigned to or being considered for assignment to regulated areas; maintaining complete and accurate records of the respiratory protection programs and medical surveillance; providing employees with records of all medical examination results; and posting warning signs and information. In addition, employers must retain employee medical records for specified time periods, provide these records to OSHA and the National Institute for Occupational Safety and Health (NIOSH) upon request, and transfer them to NIOSH under certain circumstances.

In 1998, the Standard's respiratory protection program requirements were revised as part of the Respiratory Protection rulemaking (63 FR 1286 (1/8/1998)). The information collection requirements pertaining to the respiratory protection requirements in the 13 Carcinogens Standard and the burden associated with those requirements were included in the Respiratory Protection final rule (63 FR 1152-54) (OMB Control Number 1218-0099 (2001 and 2004)). Accordingly, they are not included in this ICR.

Also, this ICR does not include collection of information requirements or burden hours and costs for providing operation and incident reports to OSHA. OSHA deleted these requirements in the Standards Improvement Project—Phase II final (70 FR 1112 (1/5/2005)).

### **II. 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, 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.

### **III. Proposed Actions**

OSHA proposes to extend the Office of Management and Budget's (OMB) approval of the information collection requirements necessitated by the 13 Carcinogens Standard. In its extension request, OSA also is proposing to increase the total burden hours for these requirements from 1,634 to 1,657 hours, a total increase of 23 hours. The burden hour increase results from increasing the estimated number of employees who will request access to their medical records. The Agency will summarize the public comments submitted in response to this notice and will include this summary in its request to OMB to extend the approval of these information collection requirements.

**Type of Review:** Extension of currently approved information collection requirements.

**Title:** 13 Carcinogens Standard.

**OMB Number:** 1218-0085.

**Affected Public:** Business or other for-profits; Federal Government; State, Local or Tribal Government; not-for-profit institutions.

**Frequency:** On occasion, annually.

**Average Time Per Response:** Time per response ranges from approximately 5 minutes (for employers to maintain records) to 2 hours for employees to receive a medical examination.

**Estimated Total Burden Hours:** 1,657.

**Estimated Cost (Operation and Maintenance):** \$86,226.

### **IV. Public Participation—Submission of Comments on This Notice and Internet Access to Comments and Submissions**

You may submit comments and supporting materials in response to this notice by (1) hard copy, (2) FAX transmission (facsimile), or (3) electronically through the OSHA Web page. Because of security-related

problems, there may be a significant delay in the receipt of comments sent by regular mail. Please contact the OSHA Docket Office at (202) 693-2350 (TTY (877) 889-5627) for information about security procedures concerning the delivery of submissions by express delivery, hard delivery and courier service.

All comments, submissions and background documents are available for inspection and copying at the OSHA Docket Office at the above address. Comments and submissions posted on OSHA's Web page are available at <http://www.OSHA.gov>. Contact the OSHA docket Office for information about materials not available through the OSHA Web page and for assistance using the Web page to locate docket submissions.

Electronic copies of this **Federal Register** notice as well as other relevant documents are available on OSHA's Web page. Because submissions become public, private information such as social security numbers should not be submitted.

#### V. Authority and Signature

Jonathan L. Snare, Acting Assistant Secretary of Labor for Occupational Safety and Health, directed the preparation of this notice. The authority for this notice is the Paperwork Reduction Act of 1995 (44 U.S.C. 3506 *et seq.*), and Secretary of Labor's Order No. 5-2002 (67 FR 65008).

Dated: Signed at Washington, DC, on October 12, 2005.

**Jonathan L. Snare,**

*Acting Assistant Secretary of Labor.*

[FR Doc. 05-20868 Filed 10-18-05; 8:45 am]

**BILLING CODE 4510-26-M**

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## NATIONAL INSTITUTE FOR LITERACY

### National Institute for Literacy Advisory Board

**AGENCY:** National Institute for Literacy.

**ACTION:** Notice of a partially closed meeting.

**SUMMARY:** This notice sets forth the schedule and a summary of the agenda for an upcoming meeting of the National Institute for Literacy Advisory Board (Board). The notice also describes the functions of the Board. Notice of this meeting is required by section 10 (a) (2) of the Federal Advisory Committee Act. This document is intended to notify the general public of their opportunity to attend the meeting. Individuals who will need accommodations for a disability in order to attend the meeting (e.g., interpreting services, assistive

listening devices, or materials in alternative format) should notify Liz Hollis at telephone number (202) 233-2072 no later than October 25, 2005. We will attempt to meet requests for accommodations after this date but cannot guarantee their availability. The meeting site is accessible to individuals with disabilities.

**Date and Time: Open sessions—**November 2, 2005, from 8 a.m. to 2 p.m. and from 3 p.m. to 6:15 p.m.; and November 3, 2005, from 8:30 a.m. to 1:30 p.m. **Closed session—**November 2, 2005, from 2 p.m. to 3 p.m.

**ADDRESSES:** University Center Club, Building B, Florida State University, Doak Campbell Stadium.

**FOR FURTHER INFORMATION CONTACT:** Liz Hollis, Special Assistant to the Director; National Institute for Literacy, 1775 I Street, NW., Suite 730, Washington, DC 20006; telephone number: (202) 233-2072; e-mail: [ehollis@nifl.gov](mailto:ehollis@nifl.gov).

**SUPPLEMENTARY INFORMATION:** The Board is established under section 242 of the Workforce Investment Act of 1998, Pub. L. 105-220 (20 U.S.C. 9252). The Board consists of ten individuals appointed by the President with the advice and consent of the Senate. The Board advises and makes recommendations to the Interagency Group that administers the Institute. The Interagency Group is composed of the Secretaries of Education, Labor, and Health and Human Services. The Interagency Group considers the Board's recommendations in planning the goals of the Institute and in implementing any programs to achieve those goals. Specifically, the Board performs the following functions: (a) Makes recommendations concerning the appointment of the Director and the staff of the Institute; (b) provides independent advice on operation of the Institute; and (c) receives reports from the Interagency Group and the Institute's Director.

The National Institute for Literacy Advisory Board will meet November 2-3, 2005. On November 2, 2005 from 8 a.m. to 2 p.m. and from 3 p.m. to 6:15 p.m.; and November 3, 2005 from 8:30 a.m. to 1:30 p.m., the Board will meet in open session to discuss the Institute's program priorities; status of on-going Institute work; and other Board business as necessary. On November 2, 2005 from 2 p.m. to 3 p.m., the Board meeting will meet in closed session in order to discuss personnel issues. This discussion relates to the internal personnel rules and practices of the Institute and is likely to disclose information of personal nature where disclosure would constitute a clearly unwarranted invasion of personnel

privacy. The discussion must therefore be held in closed session under exemptions 2 and 6 of the Government in the Sunshine Act, 5 U.S.C. 552b (c) (2) and (6). A summary of the activities at the closed session and related matters that are informative to the public and consistent with the policy of 5 U.S.C. 552b will be available to the public within 14 days of the meeting.

The National Institute for Literacy Advisory Board meeting on November 2-3, 2005, will focus on future and current program activities, presentations by education researchers, and other relevant literacy activities and issues.

Records are kept of all Advisory Board proceedings and are available for public inspection at the National Institute for Literacy, 1775 I Street, NW., Suite 730, Washington, DC 20006, from 8:30 a.m. to 5 p.m.

Dated: October 14, 2005.

**Sandra L. Baxter,**

*Director.*

[FR Doc. 05-20941 Filed 10-18-05; 8:45 am]

**BILLING CODE 6055-01-P**

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## NUCLEAR REGULATORY COMMISSION

[Docket No. 30-36974-ML, ASLBP No. 06-843-01-ML]

### Pa'ina Hawaii, LLC; Establishment of Atomic Safety and Licensing Board

Pursuant to delegation by the Commission dated December 29, 1972, published in the **Federal Register**, 37 FR 28,710 (1972), and the Commission's regulations, *see* 10 CFR 2.104, 2.300, 2.303, 2.309, 2.311, 2.318, and 2.321, notice is hereby given that an Atomic Safety and Licensing Board is being established to preside over the following proceeding:

### Pa'ina Hawaii, LLC (Honolulu, Hawaii Irradiator Facility)

A Licensing Board is being established pursuant to a July 26, 2005 notice of opportunity for hearing, 70 FR 44,396 (Aug. 2, 2005), regarding the June 27, 2005 application of Pa'ina Hawaii, LLC, for authorization to build and operate a commercial pool-type industrial irradiator in Honolulu, Hawaii, near the Honolulu International Airport. This proceeding concerns an October 3, 2005 request for hearing regarding the application submitted by the Concerned Citizens of Honolulu.

The Board is comprised of the following administrative judges:

Thomas S. Moore, Chair, Atomic Safety and Licensing Board Panel, U.S.