

**DEPARTMENT OF LABOR****Employment and Training  
Administration**

[TA-W-61,188]

**Randstad, Working On-Site At Merrill  
Lynch, Equity Research; New York,  
NY; Notice of Termination of  
Investigation**

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on March 27, 2007 in response to a worker petition filed by a state agency representative on behalf of workers of Randstad, working on-site at Merrill Lynch, Equity Research, New York, New York.

The petitioner has requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed at Washington, DC, this 23rd day of April 2007.

**Linda G. Poole,**

*Certifying Officer, Division of Trade  
Adjustment Assistance.*

[FR Doc. E7-8463 Filed 5-2-07; 8:45 am]

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**DEPARTMENT OF LABOR****Employment and Training  
Administration**

[TA-W-61,176]

**Schoeller Arca Systems; Detroit, MI;  
Notice of Termination of Investigation**

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on March 26, 2007 in response to a petition filed by a company official on behalf of workers Schoeller Arca Systems, Detroit, Michigan. The workers at the subject firm produce foldable containers.

The petitioner has requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed in Washington, DC, this 23rd day of April 2007

**Linda G. Poole,**

*Certifying Officer, Division of Trade  
Adjustment Assistance.*

[FR Doc. E7-8467 Filed 5-2-07; 8:45 am]

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**DEPARTMENT OF LABOR****Mine Safety and Health Administration****Proposed Information Collection  
Request Submitted for Public  
Comment and Recommendations;  
Health Standards for Diesel  
Particulates (Underground Coal)****ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden conducts a pre-clearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed 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.

**DATES:** Submit comments on or before July 2, 2007.

**ADDRESSES:** Send comments to, Debbie Ferraro, Management Services Division, 1100 Wilson Boulevard, Room 2171, Arlington, VA 22209-3939. Commenters are encouraged to send their comments on computer disk, or via e-mail to [Ferraro.Debbie@DOL.GOV](mailto:Ferraro.Debbie@DOL.GOV). Ms. Ferraro can be reached at (202) 693-9821 (voice), or (202) 693-9801 (facsimile).

**FOR FURTHER INFORMATION CONTACT:** The employee listed in the "ADDRESSES" section of this notice.

**SUPPLEMENTARY INFORMATION:****I. Background**

The Mine Safety and Health Administration's (MSHA) standards and regulations for diesel particulate in underground coal mines serve to protect coal miners who work on and around diesel-powered equipment. The internal combustion engines that power diesel equipment expose miners to potential health risks from exposure to diesel exhaust emissions. These standards and regulations contain information collection requirements for underground coal mine operators.

**II. Desired Focus of Comments**

MSHA is particularly interested in comments that:

<bullet≤ 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;

<bullet≤ 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;

<bullet≤ Enhance the quality, utility, and clarity of the information to be collected; and

<bullet≤ 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.

A copy of the proposed information collection request can be obtained by contacting the employee listed in the **FOR FURTHER INFORMATION CONTACT** section of this notice, or viewed on the Internet by accessing the MSHA home page (<http://www.msha.gov>) and then choosing "Rules and Regs" and "Federal Register Documents."

**III. Current Actions**

Currently, the Mine Safety and Health Administration is soliciting comments concerning the extension of the information collection requirements related to the 30 CFR 75.1915/72.503, § 72.510, § 72.520, and as a result of § 72.500, diesel manufacturers affected under Part 7 or Part 36.

*Type of Review:* Extension.

*Agency:* Mine Safety and Health Administration.

*Title:* Diesel Particulate Matter Exposure of Underground Coal Miners.

*OMB Number:* 1219-0124.

*Recordkeeping:* The information gathered is required to be recorded, maintained for the period specified, and made accessible, upon request, to authorized representatives of the Secretary of Labor and miners' representatives. This may be done in a traditional manner by recording on paper, or electronically by computer.

*Frequency:* On Occasion.

*Affected Public:* Business or other for-profit.

*Respondents:* 165.

*Total Burden Hours:* 623.

*Total Burden Cost:* \$6,409.

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 at Arlington, Virginia, this 27th day of April, 2007.

David L. Meyer,

Director, Office of Administration and Management.

[FR Doc. E7-8432 Filed 5-2-07; 8:45 am]

BILLING CODE 4510-43-P

## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

[Docket No. OSHA-2007-0038]

#### Electrical Reliability Services, Inc. (ERS) (Formerly Electro-Test, Inc.); Application for Renewal of Recognition

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

**ACTION:** Notice.

**SUMMARY:** This notice announces the application of Electrical Reliability Services, Inc. (formerly Electro-Test, Inc.) for renewal of its recognition, and presents the Agency's preliminary finding to deny renewal of its request.

**DATES:** You must submit information or comments, or any request for extension of the time to comment, by the following dates:

<bullet> *Hard copy:* Postmarked or sent by July 2, 2007.

<bullet> *Electronic transmission or facsimile:* Sent by July 2, 2007.

**ADDRESSES:** You may submit comments by any of the following methods:

*Electronically:* You may submit comments electronically at <http://www.regulations.gov>, which is the Federal eRulemaking Portal. Follow the instructions on-line for making electronic submissions.

*Fax:* If your submissions, including attachments, are not longer than 10 pages, you may fax them to the OSHA Docket Office at (202) 693-1648.

*Mail, hand delivery, express mail, messenger or courier service:* You must submit three copies of your comments to the OSHA Docket Office, Docket No. OSHA-2007-0038 (formerly NRTL2-94), U.S. Department of Labor, Room N-2625, 200 Constitution Avenue, NW., Washington, DC 20210. Deliveries (hand, express mail, messenger and courier service) are accepted during the Department of Labor's and Docket Office's normal business hours, 8:15 a.m.-4:45 p.m., e.t.

*Instructions:* All submissions must include the Agency name and the OSHA docket number (OSHA Docket No. OSHA-2007-0038; formerly NRTL2-94). Submissions, including any personal information you provide, are placed in the public docket without

change and may be made available online at <http://www.regulations.gov>.

*Docket:* To read or download submissions or other material in the docket, go to <http://www.regulations.gov> or the OSHA Docket Office at the address above. All documents in the docket are listed in the <http://www.regulations.gov> index, however, some information (e.g., copyrighted material) is not publicly available to read or download through the Website. All submissions, including copyrighted material, are available for inspection and copying at the OSHA Docket Office.

*Extension of Comment Period:* Submit requests for extensions concerning this notice to the Office of Technical Programs and Coordination Activities, NRTL Program, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue, NW., Room N-3655, Washington, DC 20210. Or, fax to (202) 693-1644.

**FOR FURTHER INFORMATION CONTACT:** MaryAnn Garrahan, Director, Office of Technical Programs and Coordination Activities, NRTL Program, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue, NW., Room N-3655, Washington, DC 20210, or phone (202) 693-2110.

#### SUPPLEMENTARY INFORMATION:

#### I. Introduction

The Occupational Safety and Health Administration (OSHA) is giving notice that Electrical Reliability Services, Inc. (formerly Electro-Test, Inc.) (ETI) has applied for renewal of its recognition as a Nationally Recognized Testing Laboratory (NRTL). (OSHA will refer to this NRTL by its former name throughout this notice.) OSHA's current scope of recognition for ETI may be found in the following Web page: <http://www.osha.gov/dts/otpca/nrtl/ers.html>. OSHA has reviewed ETI's renewal application and has preliminarily determined that ETI is not "independent" (29 CFR 1910.7(b)(3)), a prerequisite to initial and continued NRTL recognition. For this reason, OSHA is proposing to deny ETI's application.

OSHA requests comments on this preliminary determination, in accordance with Appendix A to 29 CFR 1910.7. Any comments must be received by July 2, 2007.

The most recent application processed by OSHA specifically related to ETI's recognition granted an expansion of recognition. The final notice for this expansion was published on March 9, 1999 (64 FR 11500). The only other **Federal Register** notice

related to ETI's recognition that OSHA published covered its recognition as an NRTL, which OSHA granted as described below. The current address of the only ETI site recognized by OSHA is: Electro-Test, Inc., 6900 Koll Center Parkway, Suite 416, Pleasanton, CA 94566.

#### II. Background

##### a. The NRTL Program and Application Process

Many of OSHA's safety standards require that equipment or products used in places of employment covered by the Occupational Safety and Health Act of 1970 be tested and certified to help ensure they can be used safely (*see, e.g., 29 CFR 1910, Subpart S*). In general, this testing and certification must be performed by an NRTL. In order to ensure that the testing and certification are done appropriately, OSHA implemented the NRTL Program. The NRTL Program establishes the criteria that an organization must meet in order to be and remain recognized as an NRTL.

The NRTL Program requirements are set forth at 29 CFR 1910.7, "Definition and requirements for a nationally recognized testing laboratory." To be recognized by OSHA, an organization must: (1) Have the appropriate capability to test, evaluate, and approve products to assure their safe use in the workplace; (2) be completely independent of the manufacturers, vendors, and major users of the products for which OSHA requires certification; (3) have internal programs that ensure proper control of the testing and certification process; and (4) have effective reporting and complaint handling procedures. OSHA recognition of an NRTL signifies that the organization has met the legal requirements in Section 1910.7. Recognition is an acknowledgment that the organization can perform independent safety testing and certification of the products covered within its scope of recognition and is not a delegation or grant of government authority.

OSHA requires NRTLs to submit a detailed application when applying for recognition under the program. Once granted, an NRTL's recognition is for a period of five years, near the conclusion of which the NRTL must apply for renewal of recognition. Appendix A to Section 1910.7 establishes the renewal process. This process provides NRTLs with several opportunities to present information to the Agency to justify their continued recognition under the program.