

- 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 submission of responses.

*Agency:* Occupational Safety and Health Administration.

*Type of Review:* Extension without change of a previously approved collection.

*Title of Collection:* Underground Construction Standard (29 CFR 1926.800).

*OMB Control Number:* 1218-0067.

*Agency Form Number:* None.

*Affected Public:* Private Sector—Business or other for-profit.

*Estimated Number of Respondents:* 323.

*Estimated Total Annual Burden Hours:* 57,949.

*Estimated Total Annual Costs Burden:* \$117,000.

*Description:* The Department's regulations at 29 CFR 1926.800 require underground construction employers are required to certify hoist inspections; post various warning signs; and keep a record of air quality test results to identify decreasing oxygen levels or potentially hazardous concentrations of air contaminants and to take corrective action prior to attaining hazardous conditions. For additional information, see related notice published at 72 FR 71161 on December 14, 2007.

*Agency:* Occupational Safety and Health Administration.

*Type of Review:* Extension without change of a previously approved collection.

*Title of Collection:* Construction Standards on Posting Emergency Telephone Numbers and Floor Load Limits.

*OMB Control Number:* 1218-0093.

*Agency Form Numbers:* None.

*Affected Public:* Private Sector—Business or other for-profits.

*Estimated Number of Respondents:* 801,837.

*Estimated Total Annual Burden Hours:* 197,819.

*Estimated Total Annual Costs Burden:* \$0.

*Description:* The Department's regulations at 29 CFR part 1926.50(f) require employers to post emergency telephone numbers at the worksite if the 911 emergency telephone service is not available. 29 CFR part 250(a)(2) requires that employers must post the maximum safe load limits of floors located in storage areas inside buildings or other structures unless the floors are on grade.

For additional information, see related notice published at 72 FR 71162 on December 14, 2007.

**Darrin A. King,**

*Acting Departmental Clearance Officer.*

[FR Doc. E8-4703 Filed 3-10-08; 8:45 am]

**BILLING CODE 4510-26-P**

## DEPARTMENT OF LABOR

### Employee Benefits Security Administration

#### Hearing on Reasonable Contracts or Arrangements Under Section 408(b)(2)—Fee Disclosure

**AGENCY:** Employee Benefits Security Administration, U.S. Department of Labor.

**ACTION:** Notice of change to public hearing date.

**SUMMARY:** Notice is hereby given that the U.S. Department of Labor (the Department) is changing the date for the previously scheduled public hearing on the proposed regulation under section 408(b)(2) of the Employee Retirement Income Security Act of 1974 (ERISA) and the related proposed class exemption. The notice that originally scheduled the public hearing for March 20, 2008, and March 21 (if necessary) was published in the **Federal Register** on February 27, 2008, at 73 FR 10405.

**DATES:** The hearing will now be held on March 31, 2008, and April 1 (if necessary), beginning at 9 a.m., EST.

**ADDRESSES:** The hearing will be held at the U.S. Department of Labor, Room S-4215 A-C, 200 Constitution Avenue, NW., Washington, DC 20210.

**FOR FURTHER INFORMATION CONTACT:** Fil Williams, Office of Regulations and Interpretations, Employee Benefits Security Administration, (202) 693-8510. This is not a toll-free number.

**SUPPLEMENTARY INFORMATION:** Persons interested in presenting testimony and answering questions at this public hearing must submit, by 3:30 p.m., EST, March 20, 2008, the following information: (1) A written request to be heard; and (2) An outline of the topics to be discussed, indicating the time allocated to each topic. To facilitate the receipt and processing of responses, EBSA encourages interested persons to submit their requests and outlines electronically by e-mail to [e-ORI@dol.gov](mailto:e-ORI@dol.gov). Persons submitting requests and outlines electronically are encouraged not to submit paper copies. Persons submitting requests and outlines on paper should send or deliver their requests and outlines to the Office

of Regulations and Interpretations, Employee Benefits Security Administration, Attn: 408(b)(2) Hearing, Rooms N-5655, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210. All requests and outlines submitted to the Department will be available to the public, without charge, online at <http://www.dol.gov/ebsa> and at the Public Disclosure Room, N-1513, Employee Benefits Security Administration, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210.

**Note:** Persons who requested the opportunity to testify at the March 20, 2008 hearing will be rescheduled for this hearing, unless the Department hears otherwise from the requestor. A new request to testify is not required by such persons.

The Department will prepare an agenda indicating the order of presentation of oral comments and testimony. In the absence of special circumstances, each presenter will be allotted ten (10) minutes in which to complete his or her presentation.

Any individuals with disabilities who may need special accommodations should notify Fil Williams on or before March 20, 2008.

Information about the agenda will be posted on <http://www.dol.gov/ebsa> on or after March 20, 2008, or may be obtained by contacting Fil Williams, Office of Regulations and Interpretations, Employee Benefits Security Administration, U.S. Department of Labor, telephone (202) 693-8510 (this is not a toll-free number).

Those individuals who make oral comments and testimonies at the hearing should be prepared to answer questions regarding their information and/or comments. The hearing will be transcribed.

#### Notice of Re-Scheduled Public Hearing

Notice is hereby given that the public hearing on the Department's proposed regulation under section 408(b)(2) of ERISA, and related proposed class exemption, has been re-scheduled for March 31, 2008, and April 1, if necessary. The hearing will be held beginning at 9 a.m. in Room S-4215 A-C of the U.S. Department of Labor, Francis Perkins Building, 200 Constitution Avenue, NW., Washington DC, 20210.

Signed at Washington, DC, this 5th day of March, 2008.

**Bradford P. Campbell,**

*Assistant Secretary, Employee Benefits Security Administration, U.S. Department of Labor.*

[FR Doc. E8-4658 Filed 3-10-08; 8:45 am]

BILLING CODE 4510-29-P

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-62,608]

#### Precision Magnetics Division of Arnold Magnetics Technologies; Wayne, NJ; Notice of Affirmative Determination Regarding Application for Reconsideration

By application dated February 20, 2008, a worker requested administrative reconsideration of the negative determination regarding workers' eligibility to apply for Trade Adjustment Assistance (TAA) and Alternative Trade Adjustment Assistance (ATAA) applicable to workers and former workers of the subject firm. The determination was issued on February 4, 2008. The Notice of determination was published in the **Federal Register** on February 22, 2008 (73 FR 9836).

The determination was based on the Department's findings that, during the relevant period, the subject firm did not shift production of magnetic components and assemblies to a foreign country and did not import magnetic components and assemblies. The determination also stated that the workers' separations are attributable to a domestic shift of production.

The request for reconsideration alleges that the subject workers do not produce magnetic components and assemblies but produce magnets, magnet production shifted to China, the subject firm is likely to import magnets following the shift abroad, and the subject firm's customers have increased their magnet imports.

The Department has carefully reviewed the request for reconsideration and has determined that the Department will conduct further investigation.

#### Conclusion

After careful review of the application, I conclude that the claim is of sufficient weight to justify reconsideration of the U.S. Department of Labor's prior decision. The application is, therefore, granted.

Signed at Washington, DC, this 3rd day of March 2008.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E8-4667 Filed 3-10-08; 8:45 am]

BILLING CODE 4510-FN-P

## DEPARTMENT OF LABOR

### Continuing Information Collection Request for the Unemployment Insurance (UI) Facilitation of Claimant Reemployment; Comment Request

**AGENCY:** Employment and Training Administration.

**ACTION:** Notice.

**SUMMARY:** As part of its continuing effort to reduce paperwork and respondent burden, the Department of Labor (Department) conducts a preclearance 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 the 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.

A copy of the proposed information collection request (ICR) can be obtained by contacting the office listed below in the addressee section of this notice or by accessing: <http://www.doleta.gov/OMBControlNumber.cfm>.

**DATES:** Submit comments to the office listed in the addressee section below on or before May 12, 2008.

**ADDRESSES:** Submit comments to Andrew W. Spisak, Office of Workforce Security, Employment and Training Administration, U. S. Department of Labor, Room S-4522, 200 Constitution Avenue, NW., Washington, DC 20210; telephone: 202-693-3196 (this is not a toll-free number); fax: 202-693-3975; e-mail: [spisak.andrew@dol.gov](mailto:spisak.andrew@dol.gov).

#### SUPPLEMENTARY INFORMATION:

*I. Background:* Required by Congress under the Government Performance and Results Act of 1993 (GPRA), the Department's Strategic Plan is an integral part of the budget process. Among the purposes of the GPRA are to improve Federal program effectiveness and public accountability by focusing on program results, service quality, and customer satisfaction.

Strategic Goal 4 in the Department's fiscal year (FY) 2006-2011 strategic plan—Strengthened Economic Protections—focuses on improving the operational performance and effectiveness of the federal/state UI program. Performance Goal 4A supports this goal with performance measures to “Make timely and accurate benefit payments to unemployed workers, facilitate the reemployment of unemployment insurance beneficiaries, and set up unemployment tax accounts promptly for new employers.”

ETA collects the data to measure the facilitation of reemployment of UI benefit recipients through the ETA 9047 report. OMB approved the Department's request to begin collecting UI reemployment data through the ETA 9047 report on July 26, 2005. ETA issued reporting instructions in Unemployment Insurance Program Letter (UIPL) No. 1-06 (October 6, 2005), and State Workforce Agencies began reporting data to ETA in March 2006.

Using the reemployment data submitted by the states through the ETA 9047 report, ETA calculated a baseline for the UI GPRA reemployment rate measure. In Training and Employment Guidance Letter (TEGL) No. 24-05 Change 1, ETA announced that the baseline reemployment rate was 62.4%, and set the FY 2007 GPRA Facilitate Reemployment goal at 65%. The TEGL also advised states that the development of a UI Performs measure “with a criterion by which to assess individual states” success in facilitating UI reemployment” was in progress.

#### Data Collection

Each calendar quarter, states report on the ETA 9047 report separate counts for individuals receiving their first UI payments who are exempt from work search/employment service registration (“exempt”), in most cases because they are job-attached with definite recall dates, and those who must conduct work search or register with the employment service (“nonexempt”).

States also report on the ETA 9047 report the number of those first payment recipients for whom intrastate or out-of-state employers reported wages in the subsequent quarter. States obtain these counts by running computer crossmatches of the Social Security Numbers (SSNs) of the claimants who received a first UI payment with the UI wage records for the subsequent calendar quarter. ETA issued instructions on obtaining out-of-state reemployment data through matching the SSNs of UI first payment recipients with UI wage records in the National