

2012. To counter the current low interest rates that are triggering significantly larger pension contributions for many plan sponsors, the MAP-21 sets a floor (or ceiling) for the interest rates that single employer DB plan administrators generally are required to use to calculate contributions. Under the new rules, the generally required interest rates are limited to rates that are within a specified range, or corridor, above or below a 25-year average for the rates.

Employee Retirement Income Security Act of 1974 (ERISA) section 101(f) sets forth the requirements for plan administrators of most single-employer DB plans to furnish annual funding notices to the PBGC, plan participants and beneficiaries, and each labor organization representing such participants or beneficiaries. MAP-21 section 40211(b)(2)(A) has amended ERISA section 101(f)(2), by adding a new subparagraph (D), to require single-employer DB plan administrators to disclose additional information in the annual funding notice for a plan year beginning after December 31, 2011, and before January 1, 2015, regarding the effect of the MAP-21 segment rate stabilization rules on plan liabilities and the plan sponsor's minimum required contributions to the plan. MAP-21 section 40211(b)(2)(B) requires the DOL to modify the model annual funding notice required under Pension Protection Act of 2006 (PPA) section 501(c) to include, prominently, the supplemental information required under new ERISA section 101(f)(2)(D).

On March 8, 2013, the DOL released EBSA Field Assistance Bulletin (FAB) 2013-01 concerning the new disclosure requirements mandated the MAP-21. The FAB addresses a need for interim guidance pending the adoption of regulations or other guidance under ERISA section 101(f), as amended by the MAP-21. The FAB sets forth technical questions and answers and provides a model supplement that plan administrators may use to discharge their MAP-21 disclosure obligations and provides that, pending further guidance and as a matter of enforcement policy, the DOL will treat a single employer DB plan administrator as satisfying MAP-21 requirements if the plan administrator complies with the guidance in the memorandum and otherwise acts in accordance with a good faith and reasonable interpretation of those requirements.

The DOL is requesting emergency processing, because guidance provided in the FAB is necessary for plan administrators to satisfy the annual funding notice requirements. The first

annual funding notices reflecting the MAP-21 revisions for large calendar year plans must be sent out no later than April 30, 2013 (120 days after the close of the 2012 plan year). Therefore, use of the normal PRA clearance procedures is likely to cause public harm, because the statutory deadline would be missed and beneficiaries would not have access to information to which they are entitled by law.

This information collection is subject to the PRA. A Federal agency generally cannot conduct or sponsor a collection of information, and the public is generally not required to respond to an information collection, unless it is approved by the OMB under the PRA and displays a currently valid OMB Control Number. In addition, notwithstanding any other provisions of law, no person shall generally be subject to penalty for failing to comply with a collection of information if the collection of information does not display a valid OMB Control Number. See 5 CFR 1320.5(a) and 1320.6. The DOL obtains OMB approval for this information collection under OMB Control Number 1210-0126, and the FAB revises the ICR.

Interested parties are encouraged to send comments to the OMB, Office of Information and Regulatory Affairs and the DOL at the addresses shown in the **ADDRESSES** section by April 26, 2013. In order to help ensure appropriate consideration, comments should reference OMB Control Number 1210-0126. The OMB and DOL are particularly interested in comments that:

- 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 submission of responses.

Agency: DOL-EBSA.

Title of Collection: Annual Funding Notice for Defined Benefit Pension Plans.

OMB Control Number: 1210-0126.
Requested Duration of Authorization: Six months.

Affected Public: Private Sector—businesses or other for-profits and not-for-profit institutions.

Total Estimated Number of Respondents: 27,534.

Frequency of Collection: Annual.

Total Estimated Number of Responses: 77,989,123.

Total Estimated Annual Burden Hours: 977,000.

Total Estimated Annual Other Costs Burden: \$26,845,755.

Dated: March 21, 2013.

Michel Smyth,

Departmental Clearance Officer.

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DEPARTMENT OF LABOR

Employment and Training Administration

Comment Request for Information Collection: Program Reporting and Performance Standards System for Indian and Native American Programs Under the Workforce Investment Act (WIA); Extension With Revisions

AGENCY: Employment and Training Administration (ETA), Labor.

ACTION: Notice.

SUMMARY: The Department of Labor (Department), as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the 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 [44 U.S.C. 3506(c)(2)(A)]. This program helps 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, ETA is soliciting comments concerning the continued collection of data to comply with program reporting and recordkeeping requirements of the Indian and Native American programs as authorized under Public Law 105-220, Workforce Investment Act of 1998 (WIA), section 166. Each grantee administering funds under the Indian and Native American programs is required to submit a Comprehensive Services Program (CSP) Report (ETA 9084), the Standardized Participant

Information Record (SPIR), and a Supplemental Youth Services (SYS) Program Report (ETA 9085). The ETA 9085 will collect information on the number of youth served between the ages of 14–21 rather than between the ages of 14–24. Also, the ETA 9084 and 9085 will now reflect the number of eligible veterans and spouses served. The current expiration date for this data collection is May 31, 2013.

DATES: Written comments must be submitted to the office listed in the addresses section below on or before May 28, 2013.

ADDRESSES: Submit written comments to Evangeline M. Campbell, Division of Indian and Native American Programs, Room S4209, Employment and Training Administration, U.S. Department of Labor, 200 Constitution Avenue NW., Washington, DC 20210. Telephone number: 202–693–3737 (this is not a toll-free number). Individuals with hearing or speech impairments may access the telephone number above via TTY by calling the toll-free Federal Information Relay Service at 1–877–889–5627 (TTY/TDD). Fax: 202–693–3817. Email:

Campbell.evangeline@dol.gov. A copy of the proposed information collection request (ICR) can be obtained by contacting the office listed above.

SUPPLEMENTARY INFORMATION:

I. Background

Each Indian and Native American (INA) grantee receiving WIA, Section 166 funds (excluding Pub. L. 102–477 grantees) to administer the Comprehensive Services Program (CSP) is required to submit a CSP Report (ETA Form 9084) on a quarterly basis. Grantees receiving WIA Section 166 Supplemental Youth Services Program (SYSP) funds (excluding Pub. L. 102–477 grantees) currently submit a SYSP Report (ETA Form 9085) quarterly. This request to modify and extend the existing ETA Form 9084 and 9085 reports submitted each quarter by INA grantees is based on the following:

1. The Employment and Training Administration (ETA) requires the collection and reporting of data on eligible persons served under the WIA, Section 166 CSP and SYSP to assess the performance and delivery of services.

2. In addition, ETA requests a reporting enhancement for both the ETA 9084 and 9085 program reporting forms to comply with 2002 Jobs For Veterans Act (JVA) (Pub. L. 107–288), and its regulations, Priority of Service for Covered Persons (20 CFR 1010), and ETA policy (TEGL No. 10–09). The inclusion of reporting on JVA and

veterans and eligible spouses to the reporting system allows the WIA, Section 166 grantee community, and ETA, an improved mechanism to track the provision of services provided by the WIA CSP and SYSP to the Native American veteran and eligible spouse population. This additional change is an enhancement to the reporting system on demographics and is not a performance-related element.

3. Finally, the American Recovery and Reinvestment Act of 2009 (ARRA) expanded the youth eligibility age to 14–24. ETA 9085 will now collect the number of youth served between the ages of 14–21, per WIA section 101(13).

II. Review Focus

The Department 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

Type of Review: Extension with revisions.

Title: Program Reporting and Performance Standards System for Indian and Native American Programs.

OMB Number: 1205–0422.

Affected Public: Tribal Governments and Non-Profits.

Form(s): ETA 9084, ETA 9085.

Total Annual Responses: 19,908.

Annual Frequency: Quarterly.

Total Annual Respondents: 122 and 81.

Average Time per Response: 24 hours for ETA 9084; 24 hours for ETA 9085; 2.5 hours for the SPIR.

Estimated Total Annual Burden Hours: 20,908.

Total Annual Burden Cost for Respondents: \$1,465,725.

Comments submitted in response to this comment request will be summarized and/or included in the

request for OMB approval of the ICR and will also become a matter of public record.

Dated: Signed in Washington, DC, on this 22nd day of March, 2013.

Jane Oates,

Assistant Secretary for Employment and Training, Labor.

[FR Doc. 2013–07200 Filed 3–27–13; 8:45 am]

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DEPARTMENT OF LABOR

Employment and Training Administration

Labor Certification Process for the Temporary Employment of Aliens in Agriculture in the United States: Prevailing Wage Rates for Certain Occupations Processed Under H–2A Special Procedures; Correction and Rescission

AGENCY: Employment and Training Administration, Labor.

ACTION: Correction to Notice; Rescission of Certain Wages for Specified States in Notice.

SUMMARY: The Department of Labor (we or the Department) is issuing this notice to correct a previous announcement of prevailing wage rates covering the employment of certain temporary or seasonal nonimmigrant foreign workers (H–2A workers) and certain domestic workers engaged in open range production of livestock in Texas, Wyoming, Idaho, Montana, North Dakota, South Dakota, and Oklahoma. In addition, the Department is rescinding the wage determinations listed in the January 8, 2013, **Federal Register** notice covering the employment of H–2A workers and certain domestic workers engaged in sheepherding and goatherding occupations in Arizona, Nevada, Oregon and Washington.

DATE: This notice is effective March 28, 2013.

FOR FURTHER INFORMATION CONTACT: For further information, contact William L. Carlson, Ph.D., Administrator, Office of Foreign Labor Certification, Employment and Training Administration, U.S. Department of Labor, 200 Constitution Avenue NW., Room C–4312, Washington, DC 20210; Telephone (202) 693–3010 (this is not a toll-free number). Individuals with hearing or speech impairments may access the telephone number above via TTY by calling the toll-free Federal Information Relay Service at 1–800–877–8339.

SUPPLEMENTARY INFORMATION: The H–2A nonimmigrant worker visa program