

conducts a preclearance consultation program to provide the public with an opportunity to comment on proposed and continuing information collection requirements in accord with the Paperwork Reduction Act of 1995 (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 OSH Act also requires that OSHA obtain such information with minimum burden upon employers, especially those operating small businesses, and to reduce to the maximum extent feasible unnecessary duplication of efforts in obtaining information (29 U.S.C. 657).

The warning signs/barriers required by paragraph 1926.701(c)(2) reduce exposure of non-essential workers to the hazards of post-tensioning operations, principally a failed rope or wire striking a worker and causing serious injury. The requirements to lockout and tag ejection systems and other hazardous equipment (e.g., compressors, mixers, screens or pumps used for concrete and masonry construction) specified by paragraphs 1926.702(a)(2), (j)(1), and (j)(2) warn equipment operators not to activate their equipment if another worker enters the equipment to perform a task (e.g., cleaning, inspecting, maintaining, repairing), thereby preventing injury or death.

Construction contractors and workers use the drawings, plans, and designs required by paragraph 1926.703(a)(2) to provide specific instructions on how to construct, erect, brace, maintain, and remove shores and formwork if they pour concrete at the job site. Paragraph 1926.705(b) requires employers to mark the rated capacity of jacks and lifting units. This requirement prevents overloading and subsequent collapse of jacks and lifting units, as well as their loads, thereby sparing exposed workers from serious injury or death.

## 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 is requesting that OMB extend its approval of the information collection requirements specified in the Concrete and Masonry Construction Standard. The Agency is requesting an adjustment increase of 1,168 burden hours (from 11,603 to 12,771 burden hours). The increase is a result of an increase in the number of construction worksites from 725,199 to 798,199.

*Type of Review:* Extension of a currently approved collection.

*Title:* Concrete and Masonry Construction Standard (29 CFR part 1926, subpart Q).

*OMB Control Number:* 1218-0095.

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

*Number of Respondents:* 798,160.

*Frequency of Responses:* On occasion.

*Total Responses:* 159,632.

*Average Time per Response:* Five minutes (.08 hour) to post or place warning signs, locks, or tags.

*Estimated Total Burden Hours:* 12,771.

*Estimated Cost (Operation and Maintenance):* \$0.

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

You may submit comments in response to this document as follows:

- (1) Electronically at <http://www.regulations.gov>, which is the Federal eRulemaking Portal; (2) by facsimile (fax); or (3) by hard copy. All comments, attachments, and other material must identify the Agency name and the OSHA docket number for the ICR (Docket No. OSHA-2010-0040). You may supplement electronic submissions by uploading document files electronically. If you wish to mail additional materials in reference to an electronic or facsimile submission, you must submit them to the OSHA Docket Office (see the section of this notice titled **ADDRESSES**). The additional materials must clearly identify your electronic comments by your name, date, and the docket number so the

Agency can attach them to your comments.

Because of security procedures, the use of regular mail may cause a significant delay in the receipt of comments. For information about security procedures concerning the delivery of materials by hand, express delivery, messenger, or courier service, please contact the OSHA Docket Office at (202) 693-2350, (TTY) (877) 889-5627).

Comments and submissions are posted without change at <http://www.regulations.gov>. Therefore, OSHA cautions commenters about submitting personal information such as social security numbers and date of birth. Although all submissions are listed in the <http://www.regulations.gov> index, some information (e.g., copyrighted material) is not publicly available to read or download from this Web site. All submissions, including copyrighted material, are available for inspection and copying at the OSHA Docket Office. Information on using the <http://www.regulations.gov> Web site to submit comments and access the docket is available at the Web site's "User Tips" link.

Contact the OSHA Docket Office for information about materials not available from the Web site and for assistance in using the Internet to locate docket submissions.

## V. Authority and Signature

David Michaels, Ph.D., MPH, 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. 1-2012 (77 FR 3912).

Signed at Washington, DC, on January 28, 2014.

**David Michaels,**

*Assistant Secretary of Labor for Occupational Safety and Health.*

[FR Doc. 2014-02016 Filed 1-30-14; 8:45 am]

**BILLING CODE 4510-26-P**

## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

[Docket No. OSHA-2013-0025]

### Proposed Revocation of Permanent Variances Granted for Chimney Construction

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

**ACTION:** Notice proposing to revoke permanent variances and requesting comment.

**SUMMARY:** In this notice, the Occupational Safety and Health Administration (“OSHA” or the “Agency”) is proposing to revoke permanent variances that it granted between 1973 and 2010 to 24 companies engaged in chimney construction (hereafter, “previous variances”). The previous variances provided the companies with an alternative means of complying with provisions of OSHA standards regulating boatswains’ chairs, personnel platforms, and hoist towers. On October 2, 2013, OSHA published a **Federal Register** notice (78 FR 60900) in which it updated the previous variances with a single, permanent variance (“the uniform variance”). The 2013 **Federal Register** notice granted the uniform variance to a number of the companies that held previous variances.

OSHA determined that, compared to the previous variances, the uniform variance: (1) provides more consistency across the conditions specified by the variance, thereby expediting OSHA’s enforcement of the conditions; (2) allows employers to use updated technology and industry practices; and (3) increases worker safety. Therefore, OSHA is proposing to revoke the previous variances and to invite employers not covered by the uniform variance to submit applications for an equivalent variance.

**DATES:** Parties affected by this proposed action must submit comments and requests for a hearing (postmarked, sent, or received) by March 3, 2014.

**ADDRESSES:** *Electronic.* Submit comments and requests for a hearing electronically at <http://www.regulations.gov>, which is the Federal eRulemaking Portal. Follow the instructions online for submitting comments, and clearly indicate the docket number in the submission (OSHA–2013–0025).

*Facsimile.* OSHA allows facsimile transmission of comments that are 10 pages or fewer in length (including attachments), as well as hearing requests. Send these comments and requests to the OSHA Docket Office at (202) 693–1648; OSHA does not require hard copies of comments or hearing requests.

Instead of transmitting facsimile copies of attachments that supplement their comments (e.g., studies and journal articles), commenters may submit these attachments to the OSHA Docket Office, Technical Data Center, Room N–2625, OSHA, U.S. Department of Labor, 200 Constitution Ave. NW.,

Washington, DC 20210. These attachments must clearly identify the sender’s name, date, subject, and docket number (i.e., OSHA–2013–0025) so that the Agency can attach them to the appropriate comments.

*Regular mail, express delivery, hand delivery, and messenger (courier) service.* Submit comments and any additional material (e.g., studies and journal articles), as well as hearing requests, to the OSHA Docket Office, Docket No. OSHA–2013–0025, Technical Data Center, Room N–2625, OSHA, U.S. Department of Labor, 200 Constitution Ave. NW., Washington, DC 20210; telephone: (202) 693–2350 (OSHA’s TTY number is (877) 889–5627). Contact the OSHA Docket Office for information about security procedures concerning the delivery of materials by express delivery, hand delivery, and messenger service. The hours of operation for the OSHA Docket Office and Department of Labor are 8:15 a.m. to 4:45 p.m., e.t.

*Instructions.* All submissions must include the Agency name and the OSHA docket number (i.e., OSHA Docket No. OSHA–2013–0025). OSHA will place comments and other material, including any personal information, in the public docket without revision, and these comments and material will be available online at <http://www.regulations.gov>. Therefore, the Agency cautions commenters about submitting statements they do not want made available to the public, or submitting comments that contain personal information (either about themselves or others) such as Social Security numbers, birth dates, and medical data.

*Docket.* To read or download comments or other material in the docket, go to <http://www.regulations.gov> or to the OSHA Docket Office at the address above. The electronic docket for this proposed revocation established at <http://www.regulations.gov> lists most of the documents in the docket; however, some information (e.g., copyrighted material) is not publicly available to read or download through this Web site. All submissions, including copyrighted material, are available for inspection and copying at the OSHA Docket Office. Contact the OSHA Docket Office for assistance in locating docket submissions.

**FOR FURTHER INFORMATION CONTACT:**

Information regarding this notice is available from the following sources:

*Press inquiries:* Contact Mr. Frank Meilinger, Director, OSHA Office of Communications, U.S. Department of Labor, 200 Constitution Avenue NW., Room N–3647, Washington, DC 20210;

telephone: (202) 693–1999; email: [Meilinger.francis2@dol.gov](mailto:Meilinger.francis2@dol.gov).

*General and technical information:* Contact David Johnson, Director, Office of Technical Programs and Coordination Activities, Directorate of Technical Support and Emergency Management, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue NW., Room N–3655, Washington, DC 20210; telephone: (202) 693–2110; email: [johnson.david.w@dol.gov](mailto:johnson.david.w@dol.gov). OSHA’s Web page includes information about the Variance Program (see <http://www.osha.gov/otpc/nrtl/index.html>).

*Copies of the Federal Register notice:* Electronic copies of this **Federal Register** notice are available at <http://www.regulations.gov>. This **Federal Register** notice, as well as other relevant information, also is available on OSHA’s Web page at <http://www.osha.gov>.

**SUPPLEMENTARY INFORMATION:**

**I. Background**

*A. Previous Chimney-Related Construction Variances*

From 1973 to through 2010, the Agency granted permanent variances to a number of chimney-related construction companies from the provisions of the OSHA standards that regulate boatswains’ chairs, personnel platforms, and hoist towers, specifically, paragraph (o)(3) of 29 CFR 1926.452 and paragraphs (c)(1) through (c)(4), (c)(8), (c)(13), (c)(14)(i), and (c)(16) of 29 CFR 1926.552.<sup>1</sup> Several of these early variances (hereafter, “the previous variances”) limited the scope of the variances only to chimneys constructed using jump-form construction techniques and procedures (see, for example, 38 FR 8545 granted April 3, 1973, and 71 FR 10557 granted March 1, 2006), while more recently granted chimney-construction variances, limited the scope of the variances to the construction of tapered chimneys using jump-form construction techniques and procedures (see, for example, 75 FR 22424; April 28, 2010). In addition, the conditions specified in the previous variances became somewhat inconsistent over time, and none of these variances kept pace with updated construction methods used by, and technological advances taking place in, the chimney-construction industry.

<sup>1</sup> See 38 FR 8545 (April 3, 1973), 44 FR 51352 (August 31, 1979), 50 FR 20145 (May 14, 1985), 50 FR 40627 (October 4, 1985), 52 FR 22552 (June 12, 1987), 68 FR 52961 (September 8, 2003), 70 FR 72659 (December 6, 2005), 71 FR 10557 (March 1, 2006), 72 FR 6002 (February 8, 2007), 74 FR 34789 (July 17, 2009), 74 FR 41742 (August 18, 2009), and 75 FR 22424 (April 28, 2010).

### *B. Grant of the Uniform Chimney-Construction Variance*

In the period from November 2012 through January 2013, 15 employers involved in chimney construction submitted applications for a new permanent variance under Section 6(d) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 655) and 29 CFR 1905.11 (“Variances and other relief under section 6(d)”). The applicants construct, renovate, repair, maintain, inspect, and demolish tall chimneys and similar structures made of concrete, brick, and steel. This work, which occurs throughout the United States, requires the employers to transport employees and construction tools and materials to and from elevated worksites located inside and outside these structures.

As in the past, the employers sought a permanent variance from paragraph (o)(3) of 29 CFR 1926.452, which regulates the tackle used to rig a boatswain’s chair, as well as paragraphs (c)(1) through (c)(4), (c)(8), (c)(13), (c)(14)(i), and (c)(16) of 29 CFR 1926.552, which regulate personnel platforms and hoist towers. OSHA consolidated these variance applications into a single application and published the uniform variance application, along with a request for public comment, in the **Federal Register** on March 21, 2013 (78 FR 17432). On October 2, 2013, the Agency granted the permanent variance (hereafter, “the uniform variance”) in a notice published in the **Federal Register** (78 FR 60900). The scope of the uniform variance included both chimneys and chimney-related structures (such as silos and towers), as well as jump-form and slip-form construction<sup>2</sup> techniques and procedures, regardless of structural configuration. Additionally, the uniform variance added or revised conditions that improved worker safety, including: Condition 3 (Definitions), which defines 29 key terms used in the variance, usually technical terms, for the purpose of standardizing and clarifying the meaning of these terms; Condition 5 (Hoist Machines), which updates the requirements for the design and use of hoist machines based on guidance provided by American National Standards Institute (ANSI) A10.22–2007; and Condition 6 (Methods of

<sup>2</sup> Throughout this notice, OSHA uses the terms “jump-form construction” and “slip-form construction” instead of “jump-form formwork construction” and “slip-form formwork construction,” respectively.

Operation), which expands and clarifies the training requirements for both the operators of the hoist machine and the employees who ride in the cage (this condition adopted several provisions of ANSI A10.22–2007). (See the table and preamble in 78 FR 60900, 60904–60910, for an extensive description of the differences between the uniform variance and a previous variance published in 2010.)

In view of the Agency’s history with the variances granted for chimney-related construction, OSHA determined that it should replace the previously granted variances (1973 through 2010) with the recently published uniform variance. In doing so, OSHA believes that the uniform variance, compared to the outdated previous variances: (1) Provides more consistency across the conditions specified by the variance, thereby expediting OSHA’s enforcement of the conditions; (2) allows employers to use updated technology and industry practices; and (3) increases worker safety.

In developing the uniform variance, OSHA sent a letter on December 21, 2012, to all employers holding previous chimney-construction variances (see Ex. OSHA–2013–0025–0001 for a sample letter). The letter informed them of the process of developing a uniform variance, and of OSHA’s plan to revoke all previous chimney-construction variances once OSHA published the uniform variance. In response to this letter, 15 chimney-construction employers holding previous variances applied for the new uniform variance.

### **II. Multi-State Variances**

Twenty-seven states have safety and health plans approved by OSHA under Section 18 of the Occupational Safety and Health (OSH) Act (29 U.S.C. 667) and 29 CFR part 1952 (“Approved State Plans for Enforcement of State Standards”).<sup>3</sup> Of these states, 18 states

<sup>3</sup> State-Plan programs operated by four states and one territory (Connecticut, Illinois, New Jersey, New York, and the Virgin Islands) limit their occupational safety and health authority to public-sector (i.e., state and local government) employers only. Federal OSHA retains authority over private-sector employers in these states and territory; therefore, private-sector employers in these states and territory are subject to the previous variances granted by Federal OSHA, and to the revocation action proposed herein. Twenty-one states and one territory operate State-Plan programs that exercise occupational safety and health authority over both public-sector employers and private-sector employers; these states and territory are: Alaska, Arizona, California, Hawaii, Indiana, Iowa, Kentucky, Maryland, Michigan, Minnesota, Nevada,

have standards identical to the Federal OSHA standards. These states are: Alaska, Arizona, Hawaii, Indiana, Iowa, Kentucky, Maryland, Minnesota, Nevada, New Mexico, North Carolina, Oregon, Puerto Rico, South Carolina, Tennessee, Vermont, Virginia, and Wyoming. Accordingly, the revocation action proposed in this notice would apply to the previous variances granted in the 18 states that have standards identical to the Federal OSHA standards.

The State-Plan programs operated by Hawaii, Iowa, Kentucky, and South Carolina either declined to accept the terms of previous variances or stated that affected employers must apply to the state program for a state variance prior to initiating chimney construction. Because these State-Plan programs elected to exercise control over the variances, this proposed revocation action would not apply to any chimney-construction variances granted under these State-Plan programs.

State-Plan programs operated by four states (California, Michigan, Utah, and Washington) have requirements in their construction standards for the tackle used to rig a boatswain’s chair, personnel platforms, and hoist towers that differ from the requirements specified by the Federal OSHA standards. In these cases, only the State-Plan program has authority to issue variances from these requirements. Therefore, the proposed revocation action described herein would not apply to any variances issued by these states involving these requirements.

### **III. Supplementary Information**

The following table provides information about the previous variances granted by OSHA between 1973 and 2010 for chimney construction, and which are subject to the proposed revocation action described in this notice.<sup>4</sup> Refer to the **Federal Register** citation in the table to obtain detailed information about these previous variances.

New Mexico, North Carolina, Oregon, Puerto Rico, South Carolina, Tennessee, Utah, Vermont, Virginia, Washington, and Wyoming. The application of this proposed revocation action to these State-Plan programs would vary depending on several factors described later in this section.

<sup>4</sup> As noted above, the previous variances addressed the requirements of paragraph (o)(3) of 29 CFR 1926.452, which regulates the tackle used to rig a boatswain’s chair, and paragraphs (c)(1) through (c)(4), (c)(8), (c)(13), (c)(14)(i), and (c)(16) of 29 CFR 1926.552, which regulate personnel platforms and hoist towers.

TABLE 1—PREVIOUS CHIMNEY VARIANCES

Name of employer (company)	Variance or Docket No.	Date granted	FEDERAL REGISTER citation	Applied for uniform variance?
Airtek-Karrena Chimney Corporation .....	V-79-3	08/31/79	44 FR 51350	No
Avalotis Corporation .....	OSHA-2009-005	04/28/10	75 FR 22424	Yes
Bowen Engineering Corporation (merged with Mid-Atlantic Boiler and Chimney, Inc., formerly Alberici-Mid Atlantic, LLC)*.	V-04-1	03/01/06	71 FR 10557	Yes
Calaveras Power Partners, Inc. ....	OSHA-2007-0046	07/17/09	74 FR 34789	No
Commonwealth Dynamics, Inc. ....	V-04-1	03/01/06	71 FR 10557	Yes
Continental-Heine Chimney Company, Inc. ....	V-73-13	04/03/73	38 FR 8545	No
Francis Hankin and Company, Inc. ....	V-77-12; V-77-6	08/31/79	44 FR 51352	No
Gibraltar Chimney International, LLC .....	OSHA-2007-004	08/18/09	74 FR 41742	Yes
Hamon Custodis (formerly Custodis Construction Co. Inc., then Custodis Cuttrel, Inc.)*.	V-73-13	04/03/73	38 FR 8545	Yes
Hoffman, Inc. ....	OSHA-2007-004	08/18/09	74 FR 41742	Yes
International Chimney Corporation .....	V-04-2	12/06/05	70 FR 72659	Yes
Karrena-International, LLC .....	V-04-2	12/06/05	70 FR 72659	Yes
Kiewit Power Constructors Co.*** .....	OSHA-2007-004	08/18/09	74 FR 41742	Yes
Matrix Service, Inc. ....	OSHA-2007-0046	07/17/09	74 FR 34789	No
Matrix SME, Inc. (formerly Matrix Service Industrial Contractors, Inc.)* .....	V-04-2	12/06/05	70 FR 72659	Yes
NAES Power Contractors (formerly American Boiler & Chimney Company)* ...	V-02-1	09/08/03	68 FR 52961	Yes
Oak Park Chimney Corporation .....	V-02-1	09/08/03	68 FR 52961	No
PDM Steel Service Centers (formerly Pittsburgh-Des Moines Steel Company)*.	V-77-12; V-77-6	08/31/79	44 FR 51352	No
Pullman Power, LLC (formerly M. W. Kellogg Co., then Pullman Power Products Corporation)*.	V-73-13	04/03/73	38 FR 8545	Yes
R and P Industrial Chimney Co., Inc. ....	V-04-1	03/01/06	71 FR 10557	Yes
Rust Constructors, Inc. (formerly Rust Engineering Company)* .....	V-73-13	04/03/73	38 FR 8545	No
T. E. Ibberson Company .....	OSHA-2007-0046	07/17/09	74 FR 34789	Yes
TIC-The Industrial Company .....	OSHA-2007-0046	07/17/09	74 FR 34789	Yes
Zachry Construction Corporation .....	OSHA-2007-0046	07/17/09	74 FR 34789	No

\*The first name is the current name of the company; names in parentheses are, first, the name listed on the original variance, followed by any subsequent names.

\*\*Includes a subsequent interim order granted 03/26/07.

#### IV. Proposed Revocation of Previous Variances

Based on its review of the record and the findings described in this **Federal Register** notice, OSHA determined that the conditions specified in the uniform variance published on October 2, 2013 (78 FR 60900) provide consistent and technologically sound measures designed to replace and supersede the previous chimney-construction variances granted by OSHA prior to 2010. Accordingly, OSHA finds that the uniform variance, compared to the previous variances: (1) Provides more consistency across the conditions specified by the variance, thereby expediting OSHA's enforcement of the conditions; (2) allows employers to use updated technology and industry practices; and (3) increases worker safety. Therefore, under the authority granted by 29 CFR 1905.13(a)(2), OSHA is proposing to revoke the previous chimney-construction variances. Consequently, employers involved in chimney construction would either have to comply with the requirements of paragraph (c)(3) of 29 CFR 1926.452 and paragraphs (c)(1) through (c)(4), (c)(8), (c)(13), (c)(14)(i), and (c)(16) of 29 CFR 1926.552 or, if granted a uniform

variance, comply with the conditions of that variance. OSHA granted the uniform variance to the following 15 employers:

- Avalotis Corp; 400 Jones Street, Verona, PA 15147
- Bowen Engineering Corporation (merged with Mid-Atlantic Boiler & Chimney, Inc., (formerly Alberici Mid-Atlantic, LLC)), 8802 N. Meridian St. Indianapolis, IN 46260
- Commonwealth Dynamics, Inc., 95 Court Street, Portsmouth, NH 03801
- Gibraltar Chimney International, LLC, 92 Cooper Ave. Tonawanda, NY 14150
- Hamon Custodis, Inc. (formerly Custodis Construction Co., Inc., then Custodis Cuttrel, Inc.), 58 East Main Street, Somerville, NJ 08876
- Hoffmann, Inc., 6001 49th Street South, Muscatine, IA 52761
- International Chimney Corporation, 55 South Long Street, Williamsville, NY 14221
- Karrena International Chimney, 57 South Long Street, Williamsville, NY 14221
- Kiewit Power Constructors Co., 9401 Renner Blvd., Lenexa, KS 66219
- Matrix SME, Inc. (formerly Matrix Service Industrial Contractors, Inc.),

1510 Chester Pike, Suite 500, Eddystone, PA 19022

- NAES Power Contractors (formerly American Boiler and Chimney Company), 167 Anderson Rd., Cranberry Township, PA 16066
  - Pullman Power, LLC (formerly M. W. Kellogg Co., then Pullman Power Products Corporation), 6501 E. Commerce Avenue, Suite 200, Kansas City, MO 64120
  - R and P Industrial Chimney Co., Inc., 244 Industrial Parkway, Nicholasville, KY 40356
  - T. E. Ibberson Company, 828 5th St. South, Hopkins, MN 55343
  - TIC-The Industrial Company, 9780 Mt. Pyramid Ct., Suite 100, Englewood, CO 80112
- Eight employers hold previous variances and did not apply for the uniform variance. These employers are:
- Airtek-Karrena Chimney Corporation, 1776 Heritage Drive, Quincy, MA 02171
  - Calaveras Power Partners, Inc., P. O. Box 241769, San Antonio, TX 78224
  - Continental-Heine Chimney Company, Inc., 127 North Dearborne Street, Chicago, IL 60602
  - Francis Hankin and Company, Inc., 117 Crockford Boulevard, Scarborough, Ontario, Canada, MIR 3B9

- Matrix Service, Inc., 3810 Bakerview Spur, Bellingham, WA 98226
- Oak Park Chimney Corporation, 1800 Des Plaines Avenue, Forest Park, IL 60130
- PDM Steel Service Centers (formerly Pittsburgh-Des Moines Steel Company) 3535 East Myrtle Street, Stockton, CA 95205
- Rust Constructors, Inc. (formerly Rust Engineering Co.), 2 Perimeter Park South, Suite 300W, Birmingham, AL 35243
- Zachry Construction Corporation, 527 Logwood, San Antonio TX 78221

Under the proposed revocation action, these employers would have to comply with the requirements of paragraph (o)(3) of 29 CFR 1926.452 and paragraphs (c)(1) through (c)(4), (c)(8), (c)(13), (c)(14)(i), and (c)(16) of 29 CFR 1926.552 when engaged in chimney construction. OSHA would invite these employers, and any other employers seeking an alternative means of complying with these provisions, to submit applications for a variance containing conditions that are equivalent to the conditions specified by the uniform variance.

#### V. Authority and Signature

David Michaels, Ph.D., MPH, Assistant Secretary of Labor for Occupational Safety and Health, U.S. Department of Labor, 200 Constitution Ave., NW., Washington, DC, authorized the preparation of this notice. OSHA is issuing this notice under the authority specified by 29 U.S.C. 655, Secretary of Labor's Order No. 1–2012 (76 FR 3912; Jan. 25, 2012), and 29 CFR part 1905.

Signed at Washington, DC, on January 28, 2014.

**David Michaels,**

*Assistant Secretary of Labor for Occupational Safety and Health.*

[FR Doc. 2014–02015 Filed 1–30–14; 8:45 am]

**BILLING CODE 4510–26–P**

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#### NATIONAL CREDIT UNION ADMINISTRATION

##### Agency Information Collection Activities: Submission to OMB for Reinstatement, with Change, of a Previously Approved Collection; Comment Request

**AGENCY:** National Credit Union Administration (NCUA).

**ACTION:** Request for comment.

**SUMMARY:** The NCUA intends to submit the following information collection to the Office of Management and Budget (OMB) for review and clearance under the Paperwork Reduction Act of 1995

(Pub. L. 104–13, 44 U.S.C. Chapter 35). This information collection is published to obtain comments from the public. Financial and statistical information is collected on a monthly basis and is used by NCUA to monitor financial and statistical trends in corporate credit unions and to allocate examination and supervision resources.

**DATES:** Comments will be accepted until April 1, 2014.

**ADDRESSES:** Interested parties are invited to submit written comments to the NCUA Contact and the OMB Reviewer listed below:

NCUA Contact: Tracy Crews, National Credit Union Administration, 1775 Duke Street, Alexandria, VA 22314–3428, Fax No. 703–837–2861, Email: [OCIOFRA@ncua.gov](mailto:OCIOFRA@ncua.gov).

OMB Reviewer: Office of Management and Budget, ATTN: Desk Officer for the National Credit Union Administration, Office of Information and Regulatory Affairs, Washington, DC 20503.

**FOR FURTHER INFORMATION CONTACT:**

Requests for additional information, a copy of the information collection request, or a copy of submitted comments should be directed to Tracy Crews at the National Credit Union Administration, 1775 Duke Street, Alexandria, VA 22314–3428, or at (703) 518–6444.

**SUPPLEMENTARY INFORMATION:**

**I. Abstract and request for comments**

NCUA is amending/reinstating the collection for 3133–0067. The Federal Credit Union Act, 12 U.S.C. 1782(a)(1), requires federally insured credit unions to make reports of condition to the NCUA Board upon dates the Board selects. NCUA collects the financial and statistical information on a monthly basis and uses it to monitor financial and statistical trends in corporate credit unions and to allocate examination and supervision resources. If this information was not collected, NCUA would not be able to effectively fulfill its primary mission of regulating and supervising credit unions. The burden on the industry continues to decline as a result of mergers of corporate credit unions.

NCUA requests that you send your comments on this collection to the location listed in the **ADDRESSES** section. Your comments should address: (a) the necessity of the information collection for the proper performance of NCUA, including whether the information will have practical utility; (b) the accuracy of our estimate of the burden (hours and cost) of the collection of information, including the validity of the methodology and assumptions used; (c)

ways we could enhance the quality, utility, and clarity of the information to be collected; and (d) ways we could minimize the burden of the collection of the information on the respondents such as through the use of automated collection techniques or other forms of information technology. It is NCUA's policy to make all comments available to the public for review.

#### II. Data

*Title:* Corporate Credit Union Monthly Call Report.

*OMB Number:* 3133–0067.

*Form Number:* NCUA 5310.

*Type of Review:* Reinstatement, with change, of a previously approved collection.

*Description:* NCUA utilizes the information to monitor financial conditions in corporate credit unions, and to allocate supervision and examination resources.

*Respondents:* Corporate credit unions, or “banker’s banks” for natural person credit unions.

*Estimated No. of Respondents/Record keepers:* 15.

*Estimated Burden Hours Per*

*Response:* 8 hours.

*Frequency of Response:* Monthly.

*Estimated Total Annual Burden*

*Hours:* 1,440 hours.

*Estimated Total Annual Cost:*

\$72,000.

By the National Credit Union Administration Board on January 17, 2014.

**Gerard Poliquin,**

*Secretary of the Board.*

[FR Doc. 2014–01909 Filed 1–30–14; 8:45 am]

**BILLING CODE 7535–01–P**

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#### NATIONAL LABOR RELATIONS BOARD

##### Sunshine Act Meetings: February 2014

**TIME AND DATES:** All meetings are held at 2:00 p.m.

Tuesday, February 4;

Wednesday, February 5;

Thursday, February 6;

Tuesday, February 11;

Wednesday, February 12;

Thursday, February 13;

Tuesday, February 18;

Wednesday, February 19;

Thursday, February 20.

**PLACE:** Board Agenda Room, No. 11820, 1099 14th St., NW., Washington, DC 20570

**STATUS:** Closed.

**MATTERS TO BE CONSIDERED:** Pursuant to § 102.139(a) of the Board's Rules and Regulations, the Board or a panel