

therewith was given by posting copies of the notice in the Office of the Secretary, U.S. International Trade Commission, Washington, DC, and by publishing the notice in the **Federal Register** on June 23, 2016 (81 FR 40922). The hearing was held in Washington, DC, on October 11, 2016, and all persons who requested the opportunity were permitted to appear in person or by counsel.

The Commission made these determinations pursuant to section 751(c) of the Act (19 U.S.C. 1675(c)). It completed and filed its determinations in these reviews on December 2, 2016. The views of the Commission are contained in USITC Publication 4650 (November 2016), entitled *Seamless Refined Copper Pipe and Tube from China and Mexico: Investigation Nos. 731-TA-1174-1175 (Review)*.

Issued: December 5, 2016.

By order of the Commission.

**Lisa R. Barton,**

*Secretary to the Commission.*

[FR Doc. 2016-29414 Filed 12-7-16; 8:45 am]

**BILLING CODE 7020-02-P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Proposed Consent Decree Under the Resource Conservation and Recovery Act

On December 2, 2016, the Department of Justice lodged a proposed Consent Decree with the United States District Court for the District of Wyoming in the lawsuit entitled *United States v. Jim's Water Service, Inc.*, Civil Action No. 16-cv-296-S.

The United States filed this action under the Resource Conservation and Recovery Act. The complaint seeks injunctive relief, mitigation, and a civil penalty for failure to comply with an Administrative Order ("AO") issued to the Defendant by the Environmental Protection Agency in 2008. The AO was aimed at redressing conditions endangering wildlife at the Defendant's commercial oilfield waste disposal facility known as the Werner Facility in Converse County, Wyoming. In return for a covenant not to sue, the Defendant is obligated under the Consent Decree to take measures to prevent future endangering conditions at the Werner Facility; to implement a mitigation project at Burlington Lake in Gillette, Wyoming consisting of construction of an artificial island to enhance nesting and bird habitat; and to pay a civil penalty of \$90,000.

The publication of this notice opens a period for public comment on the

Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States v. Jim's Water Service, Inc.*, D.J. Ref. No. 90-7-1-10446. All comments must be submitted no later than thirty (30) days after the publication date of this notice. Comments may be submitted either by email or by mail:

<i>To submit comments:</i>	<i>Send them to:</i>
By e-mail .....	<i>pubcomment-ees.enrd@usdoj.gov.</i>
By mail .....	Assistant Attorney General, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044-7611.

Under section 7003(d) of RCRA, a commenter may request an opportunity for a public meeting in the affected area.

During the public comment period, the Consent Decree may be examined and downloaded at this Justice Department Web site: <https://www.justice.gov/enrd/consent-decrees>. We will provide a paper copy of the Consent Decree upon written request and payment of reproduction costs. Please mail your request and payment to: Consent Decree Library, U.S. DOJ—ENRD, P.O. Box 7611, Washington, DC 20044-7611.

Please enclose a check or money order for \$10.25 (25 cents per page reproduction cost) payable to the United States Treasury.

**Robert Brook,**

*Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*

[FR Doc. 2016-29397 Filed 12-7-16; 8:45 am]

**BILLING CODE 4410-15-P**

## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

[Docket No. OSHA-2009-0025]

#### Underwriters Laboratories, Inc.: Grant of Expansion of Recognition

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

**ACTION:** Notice.

**SUMMARY:** In this notice, OSHA announces its final decision to expand the scope of recognition for Underwriters Laboratories, Inc., as a Nationally Recognized Testing Laboratory (NRTL).

**DATES:** The expansion of the scope of recognition becomes effective on December 8, 2016.

**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 Mr. Kevin Robinson, 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: [robinson.kevin@dol.gov](mailto:robinson.kevin@dol.gov). OSHA's Web page includes information about the NRTL Program (see <http://www.osha.gov/dts/otpca/nrtl/index.html>).

#### SUPPLEMENTARY INFORMATION:

##### I. Notice of Final Decision

OSHA hereby gives notice of the expansion of the scope of recognition of Underwriters Laboratories, Inc. (UL), as an NRTL. UL's expansion covers the addition of twenty-five test standards to its scope of recognition.

OSHA recognition of an NRTL signifies that the organization meets the requirements specified by 29 CFR 1910.7. Recognition is an acknowledgment that the organization can perform independent safety testing and certification of the specific products covered within its scope of recognition and is not a delegation or grant of government authority. As a result of recognition, employers may use products properly approved by the NRTL to meet OSHA standards that require testing and certification of the products.

The Agency processes applications by an NRTL for initial recognition, or for expansion or renewal of this recognition, following requirements in Appendix A to 29 CFR 1910.7. This appendix requires that the Agency publish two notices in the **Federal Register** in processing an application. In the first notice, OSHA announces the application and provides its preliminary finding and, in the second notice, the Agency provides its final decision on the application. These notices set forth the NRTL's scope of recognition or modifications of that scope. OSHA maintains an informational Web page

for each NRTL that details its scope of recognition. These pages are available from the Agency’s Web site at <http://www.osha.gov/dts/otpca/nrtl/index.html>.

UL submitted an application, dated June 30, 2015, (OSHA–2009–0025–0017) to expand its recognition to include twenty-five additional test standards. OSHA staff performed a detailed analysis of the application packet and reviewed other pertinent information. OSHA performed an on-site review in relation to this application on April 4–5, 2016.

OSHA published the preliminary notice announcing UL’s expansion application in the **Federal Register** on

September 14, 2016 (81 FR 63229). The Agency requested comments by September 29, 2016, but it received no comments in response to this notice. OSHA now is proceeding with this final notice to grant expansion of UL’s scope of recognition.

To obtain or review copies of all public documents pertaining to the UL’s application, go to [www.regulations.gov](http://www.regulations.gov) or contact the Docket Office, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue NW., Room N–2625, Washington, DC 20210. Docket No. OSHA–2009–0025 contains all materials in the record concerning UL’s recognition.

**II. Final Decision and Order**

OSHA staff examined UL’s expansion application, its capability to meet the requirements of the test standards, and other pertinent information. Based on its review of this evidence, OSHA finds that UL meets the requirements of 29 CFR 1910.7 for expansion of its recognition, subject to the conditions listed below. OSHA, therefore, is proceeding with this final notice to grant UL’s scope of recognition. OSHA limits the expansion of UL’s recognition to testing and certification of products for demonstration of conformance to the test standards listed in Table 1 below.

TABLE 1—LIST APPROPRIATE TEST STANDARDS FOR INCLUSION IN UL’S NRTL SCOPE OF RECOGNITION

Test standard	Test standard title
ISA 60079–0 .....	Explosive Atmospheres—Part 0: Equipment—General Requirements.
ISA 60079–1 .....	Explosive Atmospheres—Part 1: Equipment Protection by Flameproof Enclosures “d”.
ISA 60079–2 .....	Explosive Atmospheres—Part 2: Equipment Protection by Flameproof Enclosures “p”.
ISA 60079–5 .....	Explosive Atmospheres—Part 5: Equipment Protection by Powder Filling “q”.
ISA 60079–6 .....	Explosive Atmospheres—Part 6: Equipment Protection by Oil Immersion “o”.
ISA 60079–7 .....	Explosive Atmospheres—Part 7: Equipment Protection by Increased Safety “e”.
ISA 60079–11 .....	Explosive Atmospheres—Part 11: Equipment Protection by Intrinsic Safety “i”.
ISA 60079–15 .....	Explosive Atmospheres—Part 15: Equipment Protection by Type of Protection “n”.
ISA 60079–18 .....	Explosive Atmospheres—Part 18: Equipment Protection by Encapsulation “m”.
ISA 60079–26 .....	Explosive Atmospheres—Part 26: Equipment for Use in Class I, Zone 0 Hazardous (Classified) Locations.
ISA 60079–28 .....	Explosive Atmospheres—Part 28: Protection of Equipment and Transmission Systems Using Optical Radiation, Edition 1.1.
ISA 60079–31 .....	Explosive Atmospheres—Part 31: Equipment Dust Ignition Protection by Enclosure “t”.
ISA 61241–0 .....	Electrical Apparatus for Use in Zone 20, Zone 21 and Zone 22 Hazardous (Classified) Locations—General Requirements.
ISA 61241–1 .....	Electrical Apparatus for Use in Zone 21 and Zone 22 Hazardous (Classified) Locations—Protection by Enclosures “tD”.
ISA 61241–2 .....	Electrical Apparatus for Use in Zone 21 and Zone 22 Hazardous (Classified) Locations—Protection by Pressurization “pD”.
ISA 61241–11 .....	Electrical Apparatus for Use in Zone 20, Zone 21 and Zone 22 Hazardous (Classified) Locations—Protection by Intrinsic Safety “iD”.
ISA 61241–18 .....	Electrical Apparatus for Use in Zone 20, Zone 21 and Zone 22 Hazardous (Classified) Locations—Protection by Encapsulation “mD”.
ANSI/UL 60079–0 .....	Explosive Atmospheres—Part 0: Equipment—General Requirements.
ANSI/UL 60079–1 .....	Explosive Atmospheres—Part 1: Equipment Protection by Flameproof Enclosures “d”.
ANSI/UL 60079–5 .....	Explosive Atmospheres—Part 5: Equipment Protection by Powder Filling “q”.
ANSI/UL 60079–6 .....	Explosive Atmospheres—Part 6: Equipment Protection by Oil Immersion “o”.
ANSI/UL 60079–7 .....	Explosive Atmospheres—Part 7: Equipment Protection by Increased Safety “o”.
ANSI/UL 60079–11 .....	Explosive Atmospheres—Part 11: Equipment Protection by Intrinsic Safety “i”.
ANSI/UL 60079–15 .....	Explosive Atmospheres—Part 15: Equipment Protection by Type of Protection “n”.
ANSI/UL 60079–18 .....	Explosive Atmospheres—Part 18: Equipment Protection by Encapsulation “m”.

OSHA’s recognition of any NRTL for a particular test standard is limited to equipment or materials for which OSHA standards require third-party testing and certification before using them in the workplace. Consequently, if a test standard also covers any products for which OSHA does not require such testing and certification, an NRTL’s scope of recognition does not include these products.

The American National Standards Institute (ANSI) may approve the test standards listed above as American National Standards. However, for

convenience, we may use the designation of the standards-developing organization for the standard as opposed to the ANSI designation. Under the NRTL Program’s policy (see OSHA Instruction CPL 1–0.3, Appendix C, paragraph XIV), any NRTL recognized for a particular test standard may use either the proprietary version of the test standard or the ANSI version of that standard. Contact ANSI to determine whether a test standard is currently ANSI-approved.

*A. Conditions*

In addition to those conditions already required by 29 CFR 1910.7, UL must abide by the following conditions of the recognition:

1. UL must inform OSHA as soon as possible, in writing, of any change of ownership, facilities, or key personnel, and of any major change in its operations as an NRTL, and provide details of the change(s);
2. UL must meet all the terms of its recognition and comply with all OSHA policies pertaining to this recognition; and

3. UL must continue to meet the requirements for recognition, including all previously published conditions on UL's scope of recognition, in all areas for which it has recognition.

Pursuant to the authority in 29 CFR 1910.7, OSHA hereby expands the scope of recognition of UL, subject to the limitation and conditions specified above.

### III. Authority and Signature

David Michaels, Ph.D., MPH, Assistant Secretary of Labor for Occupational Safety and Health, 200 Constitution Avenue NW., Washington, DC 20210, authorized the preparation of this notice. Accordingly, the Agency is issuing this notice pursuant to 29 U.S.C. 657(g)(2), Secretary of Labor's Order No. 1-2012 (77 FR 3912, Jan. 25, 2012), and 29 CFR 1910.7.

Signed at Washington, DC, on December 2, 2016.

**David Michaels,**

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

[FR Doc. 2016-29437 Filed 12-7-16; 8:45 am]

**BILLING CODE 4510-26-P**

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## OFFICE OF MANAGEMENT AND BUDGET

### Office of Federal Procurement Policy

#### Anti-Trafficking Risk Management Best Practices & Mitigation Considerations Guidance

**AGENCY:** Office of Federal Procurement Policy, Office of Management and Budget.

**ACTION:** Notice; request for comments.

**SUMMARY:** The Office of Federal Procurement Policy (OFPP) in the Office of Management and Budget (OMB) is seeking comment on a draft memorandum that it has developed in coordination with the Office to Monitor and Combat Trafficking in Persons in the Department of State (DOS) and the Department of Labor (DOL), as Co-Chairs of the Procurement and Supply Chains Committee of the Senior Policy Operating Group of the President's Interagency Task Force to Monitor and Combat Trafficking in Persons (the "SPOG Committee"), to address anti-trafficking risk management best practices and mitigation considerations. This guidance is designed to help an agency determine if a contractor is taking adequate steps to meet its anti-trafficking responsibilities under the Federal Acquisition Regulation (FAR).

**DATES:** Interested parties should submit comments in writing to the address below on or before January 9, 2017.

**ADDRESSES:** Comments may be submitted by any of the following methods:

*Via email:* [OFPPData@omb.eop.gov](mailto:OFPPData@omb.eop.gov)

*Facsimile:* 202-395-5105

*Instructions:* Please submit comments only and cite "Proposed Memo on Anti-Trafficking" in all correspondence.

**FOR FURTHER INFORMATION CONTACT:** Porter Glock, Office of Federal Procurement Policy at 202-395-3145 or [pglock@omb.eop.gov](mailto:pglock@omb.eop.gov).

*Availability:* Copies of the draft memorandum may be obtained at the OMB home page at <https://www.whitehouse.gov/omb/procurement>.

**SUPPLEMENTARY INFORMATION:** Executive Order 13627, *Strengthening Protections Against Trafficking in Persons in Federal Contracts*, and Title XVII of the National Defense Authorization Act (NDAA) for FY 2013, *Ending Trafficking in Government Contracting*, established requirements for government contracts to prevent trafficking in persons. As a result, the Federal Acquisition Regulatory Council amended the FAR to implement these requirements.

The co-chairs of the SPOG Committee, OMB, DOS, and DOL ("Co-Chairs"), expect contractors to be proactive and forthcoming in their efforts to address and reduce the risk of human trafficking in their operations and supply chains. At the same time, OMB, State, and DOL recognize that not all contractors are similarly situated and some, such as those with large supply chains, may face more challenges than others in meeting their responsibilities. In addition, not all risks are equal in their impact. To this end, the Co-Chairs developed a set of best practices and mitigation considerations to help contracting officers determine if a contractor is taking adequate steps to meet its anti-trafficking responsibilities under the FAR. In addition, to promote clarity and consistency in the implementation of anti-trafficking requirements, the Co-Chairs also developed responses to a number of frequently asked questions posed by stakeholders following the publication of the final FAR rule.

The Co-Chairs encourage feedback on the draft guidance. Comments are especially welcome on identified best practices and mitigating steps as well as any additional information that may be relevant to helping a contracting officer determine if an existing Federal contractor who reports a trafficking incident has taken reasonable actions or if a prospective contractor is able to

address trafficking challenges where the agency is planning an acquisition in an environment that is at high risk of trafficking.

This draft memorandum is another step in an ongoing effort to provide tools to the federal acquisition community—both contracting officers and contractors—to ensure the effective implementation of E.O. 13627 and the NDAA. These tools include (i) an interactive online platform, [www.ResponsibleSourcingTool.org](http://www.ResponsibleSourcingTool.org), which enables federal contractors and other entities to visualize human trafficking risks by location, industry sector, and commodity, (ii) online training for both contractors and government acquisition officers on the FAR changes to address the strengthened trafficking requirements for federal contracts, and (iii) additional rulemaking to help ensure contractors fully understand what is expected of them to be in compliance with the prohibition on charging employees and potential employees recruitment fees.

**Lesley A. Field,**

*Acting Administrator.*

[FR Doc. 2016-29434 Filed 12-7-16; 8:45 am]

**BILLING CODE P**

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## OFFICE OF MANAGEMENT AND BUDGET

### Public Availability of Fiscal Year 2014 and Fiscal Year 2015 Agency Inventories Under the Federal Activities Inventory Reform Act

**AGENCY:** Office of Management and Budget, Executive Office of the President.

**ACTION:** Notice of public availability of agency inventories of activities that are not inherently governmental and of activities that are inherently governmental.

**SUMMARY:** The Federal Activities Inventory Reform (FAIR) Act, Public Law 105-270, requires agencies to develop inventories each year of activities performed by their employees that are not inherently governmental functions. The FAIR Act further requires OMB to review the inventories in consultation with the agencies. Once that review is complete, agencies are required to make the list available to the public and OMB must publish a notice of public availability in the **Federal Register**. In accordance with the FAIR Act, OMB is publishing this notice to announce the availability of inventories for Fiscal Year (FY) 2014 and FY 2015 from the agencies listed below. These inventories identify activities that are