

TABLE—2018 ADVERSE EFFECT WAGE RATES—Continued

State	2018 AEWRs
Missouri	13.42
Montana	11.63
Nebraska	13.64
Nevada	10.69
New Hampshire	12.83
New Jersey	12.05
New Mexico	10.46
New York	12.83
North Carolina	11.46
North Dakota	13.64
Ohio	12.93
Oklahoma	11.87
Oregon	14.12
Pennsylvania	12.05
Rhode Island	12.83
South Carolina	10.95
South Dakota	13.64
Tennessee	11.19
Texas	11.87
Utah	10.69
Vermont	12.83
Virginia	11.46
Washington	14.12
West Virginia	11.19
Wisconsin	13.06
Wyoming	11.63

Pursuant to the H-2A regulations at 20 CFR 655.173, the Department will publish a separate **Federal Register** notice in early 2018 to announce (1) the allowable charges for 2018 that employers seeking H-2A workers may charge their workers for providing them three meals a day; and (2) the maximum travel subsistence reimbursement which a worker with receipts may claim in 2018. Also in a separate **Federal Register** notice, the Department will publish the monthly AEWR for workers engaged to perform herding or production of livestock on the range for 2018.

Rosemary Lahasky,

Deputy Assistant Secretary, Employment and Training Administration.

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DEPARTMENT OF LABOR

Employment and Training Administration

Comment Request for Information Collection for Form ETA-9142-B-CAA, Revision of Currently Approved Collection

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

ACTION: Notice.

SUMMARY: The Department of Labor (DOL or Department), as part of its effort to streamline information collection,

clarify statutory and regulatory requirements, and provide greater transparency and oversight in the H-2B nonimmigrant visa application processes, 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. This program helps provide that all 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 proposed revisions to Office of Management and Budget (OMB) Control Number 1205-0530, containing Form ETA-9142-B-CAA—*Attestation for Employers Seeking to Employ H-2B Nonimmigrant Workers Under Section 543 of the Consolidated Appropriations Act*, which it is currently set to expire on January 31, 2018. A copy of the proposed revised information collection can be obtained by contacting the office listed below in the addressee section of this notice.

DATES: Written comments must be submitted to the office listed in the addresses section below on or before February 20, 2018.

ADDRESSES: Submit written comments to William W. Thompson II, Administrator, Office of Foreign Labor Certification, Box #12-200, Employment & Training Administration, U.S. Department of Labor, 200 Constitution Avenue NW, Washington, DC 20210. Telephone number: 202-513-7350 (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: 202-513-7395. Email: ETA.OFLC.Forms@dol.gov subject line: ETA-9142-B-CAA. A copy of the proposed information collection request (ICR) can be obtained by contacting the office listed above.

SUPPLEMENTARY INFORMATION:

I. Background

The H-2B visa program enables employers to bring nonimmigrant foreign workers to the U.S. to perform nonagricultural work of a temporary or seasonal nature as defined in 8 U.S.C. 1101(a)(15)(H)(ii)(b). For purposes of the H-2B program, the INA and governing federal regulations require the Secretary of Labor to certify, among other things,

that any foreign worker seeking to enter the United States on a temporary basis for the purpose of performing non-agricultural services or labor will not, by doing so, adversely affect wages and working conditions of U.S. workers who are similarly employed. In addition, the Secretary must certify that qualified U.S. workers are not available to perform such temporary labor or services.

Section 543 of the Consolidated Appropriations Act, 2017, Public Law 115-31 (May 5, 2017) (2017 Act), authorized the Secretary of the Department Homeland Security (DHS), in consultation with the Secretary of Labor, to increase the number of H-2B visas available to U.S. employers in Fiscal Year (FY) 2017, notwithstanding the otherwise established statutory numerical limitation. In consultation with the Secretary of Labor, the Secretary of Homeland Security increased the H-2B cap for FY 2017 by up to 15,000 additional visas for American businesses that were likely to suffer irreparable harm (that is, permanent and severe financial loss) without the ability to employ all of the H-2B workers requested on their petition before the end of FY 2017. As set forth in the Temporary Rule: Exercise of Time-Limited Authority to Increase the Fiscal Year 2017 Numerical Limitation for the H-2B Temporary Nonagricultural Worker Program, 82 FR 32987 (July 19, 2017), which implemented the 2017 Act, employers seeking authorization to employ workers under this time-limited authority were required to complete and submit Form ETA-9142-B-CAA.

The authority to issue any new visas under the 2017 Act has expired, and employers are no longer permitted to submit Form ETA-9142-B-CAA. However, employers continue to be required to retain the form and required supporting documentation for 3 years from the date of the certification. The retention requirement expires on October 1, 2020. As a result, the Department now seeks public comment to revise the information collection as a result of continued record retention requirements following the expiration of Form ETA-9142-B-CAA, and elimination of the burden associated with the preparation and submission of the form, which is no longer required or accepted in connection with petitions for H-2B workers.

II. Review Focus

DOL is 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; and also the agency’s estimates associated with the annual burden cost incurred by respondents and the government cost associated with this collection of information;
- 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

Agency: DOL–ETA.
Type of Review: Revision.
Title: Attestation for Employers Seeking to Employ H–2B Nonimmigrant Workers Under Section 543 of the Consolidated Appropriations Act, 2017 Public Law 115–31 (May 5, 2017).
Form: Form ETA–9142–B–CAA.
OMB Number: 1205–0530.
Affected Public: Private Sector (businesses or other for-profits and not-for-profit institutions) and State, Local, and Tribal Governments.
Total Annual Respondents: 2,298.
Annual Frequency: 1.
Total Annual Responses: 2,298.
Average Time per Response: 1 hour.
Estimated Total Annual Burden Hours: 2,298 hours.
Total Annual Burden Cost for Respondents: \$104,674.00.
 Comments submitted in response to this comment request will be summarized and/or included in the request for OMB approval of the ICR; they will also become a matter of public record. Commenters are encouraged not to disclose private and/or sensitive information (e.g., Social Security

Numbers or confidential business information).

Rosemary Lahasky,
Deputy Assistant Secretary for Employment and Training Administration, Department of Labor.

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NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

[NARA–2018–010]

Records Management; General Records Schedule (GRS); GRS Transmittal 29

AGENCY: National Archives and Records Administration (NARA).

ACTION: Notice of new General Records Schedule (GRS) Transmittal 29.

SUMMARY: NARA is issuing a new set of General Records Schedules (GRS) via GRS Transmittal 29. The GRS provides mandatory disposition instructions for administrative records common to several or all Federal agencies. Transmittal 29 announces changes we have made to the GRS since we published Transmittal 28 in July. We are concurrently disseminating Transmittal 29 (the memo and the accompanying records schedules and documents) directly to each agency’s records management official and have also posted it on NARA’s website.

DATES: This transmittal is effective December 21, 2017.

ADDRESSES: You can find this transmittal on NARA’s website at <http://www.archives.gov/records-mgmt/grs/grs-trs29.pdf>. You can download the complete current GRS, in PDF format, from NARA’s website at <http://www.archives.gov/records-mgmt/grs/trs29-sch-only.pdf>.

FOR FURTHER INFORMATION CONTACT: For more information about this notice or to obtain paper copies of the GRS, contact Kimberly Keravuori, External Policy Program Manager, by email at regulation_comments@nara.gov or by telephone at 301–837–3151.

Writing and maintaining the GRS is the GRS Team’s responsibility. This team is part of Records Management Services in the National Records Management Program, Office of the Chief Records Officer at NARA. You may contact NARA’s GRS Team with general questions about the GRS at GRS_Team@nara.gov.

Your agency’s records officer may contact the NARA appraiser or records analyst with whom your agency normally works for support in carrying out this transmittal and the revised portions of the GRS. You may access a list of the appraisal and scheduling work group and regional contacts on our website at <http://www.archives.gov/records-mgmt/appraisal/index.html>.

SUPPLEMENTARY INFORMATION: GRS Transmittal 29 announces changes to the General Records Schedules (GRS) made since NARA published GRS Transmittal 28 in July 2017. The GRS provide mandatory disposition instructions for records common to several or all Federal agencies. With Transmittal 29, we come to the end of our five-year plan to completely rewrite the GRS dating from the 1940s and updated piecemeal over the succeeding decades. All the old items are now superseded or, in some case, rescinded.

Transmittal 29 includes only schedules newly issued or updated since the last transmittal and those schedules’ associated new-to-old crosswalks and FAQs. This means that many current GRS schedules are *not* included in this Transmittal.

You can find all schedules (in Word, PDF, and CSV formats), crosswalks and FAQs for all schedules, and FAQs about the whole GRS at <http://www.archives.gov/records-mgmt/grs.html>. At the same location, you can also find the entire GRS (just schedules—no crosswalks or FAQs) in a single document.

What changes does this transmittal make to the GRS?

GRS Transmittal 29 publishes five new schedules:

GRS 1.3	Budgeting Records	DAA–GRS–2015–0006
GRS 2.7	Employee Health and Safety Records	DAA–GRS–2017–0010
GRS 5.7	Agency Accountability Records	DAA–GRS–2017–0008
GRS 6.3	Information Technology Records	DAA–GRS–2017–0009
GRS 6.6	Rulemaking Records	DAA–GRS–2017–0012

This transmittal also publishes two updates:

- GRS 2.1 Employee Acquisition Records: Updated item (see question 3).
- GRS 5.2 Transitory and Intermediary Records: Updated FAQs (see question 4).