

each NRTL, including MET, which details the NRTL’s scope of recognition. These pages are available from the OSHA website at <https://www.osha.gov/dts/otpc/nrtl/index.html>.

MET currently has one facility (site) recognized by OSHA for product testing and certification, with its headquarters located at: MET Laboratories, Inc., 914 West Patapsco Avenue, Baltimore, Maryland 21230. A complete list of MET’s scope of recognition is available

at <https://www.osha.gov/dts/otpc/nrtl/met.html>.

II. General Background on the Applications

MET submitted four applications, one dated January 14, 2019 (OSHA–2006–0028–0075), the second, dated July 30, 2019 (OSHA–2006–0028–0076), which was amended on July 29, 2020 (OSHA–2006–0028–0079). The third and fourth applications were received on August 13, 2019 (OSHA–2006–0028–0077) and (OSHA–2006–0028–0078). Together, the

expansion applications would add four additional test standards to MET’s NRTL recognition. OSHA staff performed a detailed analysis of the application packets and reviewed other pertinent information. OSHA did not perform any on-site reviews in relation to these applications.

Table 1 below, lists the appropriate test standards found in MET’s applications for expansion for testing and certification of products under the NRTL Program.

TABLE 1—PROPOSED APPROPRIATE TEST STANDARDS FOR INCLUSION IN MET’S NRTL SCOPE OF RECOGNITION

Test standard	Test standard title
UL 60079–28 TIA 4950	Explosive Atmospheres—Part 28: Protection of Equipment and transmission Systems Using Optical Radiation. Requirements for Battery—Powered, Portable Land Mobile Radio Applications in Class I, II, and III, Division 1, Hazardous (Classified) Locations.
UL 551	Transformer Type Arc—Welding Machines.
UL 1004–1	Rotating Electrical Machines.

In reviewing the expansion applications, OSHA discovered that the standard TIA 4950 had been revised in May 2014 (Revision A) and July 2020 (Revision B). OSHA examined these revisions and preliminarily determined that they are not substantive in nature. Therefore, OSHA has preliminarily determined that the current version of TIA 4950 (Revision B) remains an appropriate test standard under the NRTL Program Regulation, 29 CFR 1910.7, and that OSHA need not reevaluate the recognition of any NRTLs currently recognized for TIA 4950. Moreover, although MET’s expansion application sought recognition for TIA 4950A only, and not TIA 4950B (see OSHA–2006–0028–0076; OSHA–2006–0028–0079), OSHA preliminarily concludes that MET’s application for expansion, if granted, will include recognition for the current version of TIA 4950 (again, because any changes made in Revision B are not substantive). OSHA welcomes comment on these determinations.

III. Preliminary Findings on the Applications

MET submitted acceptable applications for expansion of the scope of recognition. OSHA’s review of the application files, and pertinent documentation, indicate that MET can meet the requirements prescribed by 29 CFR 1910.7 for expanding the recognition to include the addition of these four test standards for NRTL testing and certification listed in Table 2. This preliminary finding does not constitute an interim or temporary approval of MET’s applications.

OSHA welcomes public comment as to whether MET meets the requirements of 29 CFR 1910.7 for expansion of the recognition as a NRTL. Comments should consist of pertinent written documents and exhibits. Commenters needing more time to comment must submit a request in writing, stating the reasons for the request. Commenters must submit the written request for an extension by the due date for comments. OSHA will limit any extension to 10 days unless the requester justifies a longer period. OSHA may deny a request for an extension if the request is not adequately justified. To obtain or review copies of the exhibits identified in this notice, as well as comments submitted to the docket, contact the Docket Office, at the above address. These materials also are available online at <https://www.regulations.gov> under Docket No. OSHA–2006–0028.

OSHA staff will review all comments to the docket submitted in a timely manner and, after addressing the issues raised by these comments, will make a recommendation to the Assistant Secretary for Occupational Safety and Health whether to grant MET’s applications for expansion of the scope of recognition. The Assistant Secretary will make the final decision on granting the applications. In making this decision, the Assistant Secretary may undertake other proceedings prescribed in Appendix A to 29 CFR 1910.7.

OSHA will publish a public notice of the final decision in the **Federal Register**.

IV. Authority and Signature

Douglas L. Parker, Assistant Secretary of Labor for Occupational Safety and Health, authorized the preparation of this notice. Accordingly, the agency is issuing this notice pursuant to Section 29 U.S.C. 657(g)(2), Secretary of Labor’s Order No. 8–2020 (85 FR 58393; Sept. 18, 2020), and 29 CFR 1910.7.

Signed at Washington, DC, on January 12, 2022.

Douglas L. Parker,
Assistant Secretary of Labor for Occupational Safety and Health.

[FR Doc. 2022–01130 Filed 1–20–22; 8:45 am]

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DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[Docket No. OSHA–2022–0001]

Advisory Committee on Construction Safety and Health (ACCSH)

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

ACTION: Request for Nominations for Employee Representative on the Advisory Committee on Construction Safety and Health (ACCSH).

SUMMARY: The Secretary of Labor requests nominations for an employee representative on ACCSH.

DATES: Submit (postmark, send, transmit) nominations for ACCSH membership by February 22, 2022.

ADDRESSES: You may submit nominations and supporting materials by the following method:

Electronically: You may submit nominations, including attachments, electronically into Docket No. OSHA–2022–0001 at <http://www.regulations.gov>, which is the Federal eRulemaking Portal. Follow the online instructions for submissions.

Docket: To read or download comments or other material in the docket, go to <http://www.regulations.gov>. Documents in the docket are listed in the <http://www.regulations.gov> index; however, some information (e.g., copyrighted material) is not publicly available to read or download through the website. All submissions, including copyrighted material, are available for inspection through the OSHA Docket Office. Contact the OSHA Docket Office at (202) 693–2350 (TTY (877) 889–5627) for assistance in locating docket submissions.

Instructions: All submissions must include the agency name and the OSHA docket number for this **Federal Register** notice (OSHA–2022–0001). OSHA will post all submissions, including personal information, in the public docket, which may be available online. Therefore, OSHA cautions interested parties about submitting personal information such as Social Security numbers and birthdates. For further information on submitting comments, see the “Submission requirements” heading in the section of this notice titled **SUPPLEMENTARY INFORMATION**.

FOR FURTHER INFORMATION CONTACT:

For press inquiries: Mr. Frank Meilinger, Director, OSHA Office of Communications; telephone: (202) 693–1999; email: meilinger.francis2@dol.gov.

For general information about ACCSH and ACCSH membership: Mr. Damon Bonneau, OSHA, Directorate of Construction; telephone: (202) 693–2020; email: bonneau.damon@dol.gov.

Copies of this Federal Register document: Electronic copies of this **Federal Register** document are available at <http://www.regulations.gov>. This document, as well as news releases and other relevant information are also available on the OSHA web page at <http://www.osha.gov>.

SUPPLEMENTARY INFORMATION: The Secretary of Labor invites interested persons to submit nominations to fill one membership position for an Employee Representative on the Advisory Committee on Construction Safety and Health (ACCSH).

A. Background

ACCSH advises the Secretary of Labor and the Assistant Secretary of Labor for Occupational Safety and Health

(Assistant Secretary) in the formulation of standards affecting the construction industry, and on policy matters arising in the administration of the safety and health provisions under the Contract Work Hours and Safety Standards Act (Construction Safety Act (CSA)) (40 U.S.C. 3701 *et seq.*) and the Occupational Safety and Health Act of 1970 (OSH Act) (29 U.S.C. 651 *et seq.*) (see also 29 CFR 1911.10 and 1912.3). In addition, the CSA and OSHA regulations require the Assistant Secretary to consult with ACCSH before the agency proposes any occupational safety and health standard affecting construction activities (40 U.S.C. 3704; 29 CFR 1911.10).

ACCSH operates in accordance with the Federal Advisory Committee Act (FACA), as amended (5 U.S.C. App. 2), and the implementing regulations (41 CFR 102–3 *et seq.*); and Department of Labor Manual Series Chapter 1–900 (8/31/2020). ACCSH generally meets two to four times a year.

B. ACCSH Membership

ACCSH consists of 15 members whom the Secretary appoints. ACCSH members generally serve staggered two-year terms, unless they resign, cease to be qualified, become unable to serve, or the Secretary removes them (29 CFR 1912.3(e)). The Secretary may appoint ACCSH members to successive terms. No member of ACCSH, other than members who represent employers or employees, shall have an economic interest in any proposed rule that affects the construction industry (29 CFR 1912.6).

The categories of ACCSH membership are:

- Five members who are qualified by experience and affiliation to present the viewpoint of employers in the construction industry;
- Five members who are similarly qualified to present the viewpoint of employees in the construction industry;
- Two representatives of State safety and health agencies;
- Two public members, qualified by knowledge and experience to make a useful contribution to the work of ACCSH, such as those who have professional or technical experience and competence with occupational safety and health in the construction industry; and
- One representative designated by the Secretary of the Department of Health and Human Services and appointed by the Secretary.

With this notice, OSHA is seeking to fill one vacant Employee Representative position. The Department of Labor is committed to equal opportunity in the

workplace and seeks broad-based and diverse ACCSH membership. Any interested person or organization may self-nominate or nominate one or more other individuals for membership on ACCSH. Interested persons also are invited and encouraged to submit statements in support of nominees.

C. Submission Requirements

Nominations must include the following information:

- Nominee’s contact information and current employment or position;
- Nominee’s résumé or curriculum vitae, including prior membership on ACCSH and other relevant organizations and associations;
- A summary of the background, experience, and qualifications that addresses the nominee’s suitability for nomination as an Employee Representative;
- Articles or other documents the nominee has authored that indicate the nominee’s knowledge, experience, and expertise in occupational safety and health, particularly as it pertains to the construction industry; and
- A statement that the nominee is aware of the nomination, is willing to regularly attend and participate in ACCSH meetings, and has no conflicts of interest that would preclude membership on ACCSH.

D. Member Selection

The Secretary will select the ACCSH member on the basis of their experience, knowledge, and competence in the field of occupational safety and health, particularly as it pertains to the construction industry. Information received through this nomination process, in addition to other relevant sources of information, will assist the Secretary in making this appointment to ACCSH. The Secretary will consider individuals nominated in response to this **Federal Register** document, as well as other qualified individuals, in selecting members to ACCSH.

Authority and Signature

Douglas L. Parker, Assistant Secretary of Labor for Occupational Safety and Health, authorized the preparation of this notice under the authority granted by 29 U.S.C. 655(b)(1) and 656(b), 40 U.S.C. 3704(a)(2), 5 U.S.C. App. 2, Secretary of Labor’s Order No. 8–2020 (85 FR 58393), and 29 CFR part 1912.

Signed at Washington, DC, on January 13, 2022.

Douglas L. Parker,

Assistant Secretary of Labor for Occupational Safety and Health.

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