

INTERNATIONAL TRADE COMMISSION

[Investigation No. 731-TA-1587 (Final)]

Certain Preserved Mushrooms From France Determination

On the basis of the record¹ developed in the subject investigation, the United States International Trade Commission (“Commission”) determines, pursuant to the Tariff Act of 1930 (“the Act”), that an industry in the United States is materially injured by reason of imports of certain preserved mushrooms from France, provided for in subheading 2003.10.01 of the Harmonized Tariff Schedule of the United States, that have been found by the U.S. Department of Commerce (“Commerce”) to be sold in the United States at less than fair value (“LTFV”).²

Background

The Commission instituted this investigation effective March 31, 2022, following receipt of petitions filed with the Commission and Commerce by Giorgio Foods, Inc., Blandon, Pennsylvania. The Commission scheduled the final phase of the investigation following notification of a preliminary determination by Commerce that imports of certain preserved mushrooms from France were being sold at LTFV within the meaning of section 733(b) of the Act (19 U.S.C. 1673b(b)). Notice of the scheduling of the final phase of the Commission’s investigation and of a public hearing to be held in connection 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** of September 21, 2022 (87 FR 57717). The Commission conducted its hearing on November 17, 2022. All persons who requested the opportunity were permitted to participate.

The Commission made this determination pursuant to section 735(b) of the Act (19 U.S.C. 1673d(b)). It completed and filed its determination in this investigation on January 12, 2023. The views of the Commission are contained in USITC Publication 5393 (January 2023), entitled *Certain Preserved Mushrooms from France: Investigation No. 731-TA-1587 (Final)*.

By order of the Commission.

¹ The record is defined in § 207.2(f) of the Commission’s Rules of Practice and Procedure (19 CFR 207.2(f)).

² 87 FR 72963 (November 28, 2022).

Issued: January 12, 2023.

Katherine Hiner,

Acting Secretary to the Commission.

[FR Doc. 2023-00862 Filed 1-17-23; 8:45 am]

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INTERNATIONAL TRADE COMMISSION

[USITC SE-23-004]

Sunshine Act Meetings

AGENCY HOLDING THE MEETING: United States International Trade Commission.

TIME AND DATE: January 20, 2023 at 9:30 a.m.

PLACE: Room 101, 500 E Street SW, Washington, DC 20436, Telephone: (202) 205-2000.

STATUS: Open to the public.

MATTERS TO BE CONSIDERED:

1. Agendas for future meetings: none.
2. Minutes.
3. Ratification List.
4. Commission vote on Inv. Nos. 701-TA-562 and 731-TA-1329 (Review)(Ammonium Sulfate from China). The Commission currently is scheduled to complete and file its determinations and views of the Commission on February 8, 2023.
5. Outstanding action jackets: none.

CONTACT PERSON FOR MORE INFORMATION: Tyrell Burch, Management Analyst, 202-205-2595.

The Commission is holding the meeting under the Government in the Sunshine Act, 5 U.S.C. 552(b). In accordance with Commission policy, subject matter listed above, not disposed of at the scheduled meeting, may be carried over to the agenda of the following meeting.

By order of the Commission:

Issued: January 13, 2023.

Katherine Hiner,

Acting Secretary to the Commission.

[FR Doc. 2023-00935 Filed 1-13-23; 11:15 am]

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DEPARTMENT OF LABOR

Office of Federal Contract Compliance Programs

Proposed Renewal of the Approval of Information Collection Requirements; Comment Request

AGENCY: Office of Federal Contract Compliance Programs, Labor.

ACTION: Notice.

SUMMARY: The Department of Labor (DOL), as part of its continuing effort to

reduce paperwork and respondent burden, conducts a pre-clearance consultation program to provide the general 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 (PRA). The 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. The Office of Federal Contract Compliance Programs (OFCCP) is soliciting comments concerning its proposal to obtain approval from the Office of Management and Budget (OMB) for renewal of the information collection for its complaint program. OFCCP is requesting OMB approval for two information collection instruments: revisions to the existing “Form CC-4, Complaint Involving Employment Discrimination by a Federal Contractor or Subcontractor” (Form CC-4) and a new instrument, “Form CC-390 Pre-Complaint Inquiry for Employment Discrimination Involving a Federal Contractor or Subcontractor” (Form CC-390). The current OMB approval for Form CC-4 expires on May 31, 2023. A copy of the proposed information collection request can be obtained by contacting the office listed below in the **FOR FURTHER INFORMATION CONTACT** section of this notice or by accessing it at www.regulations.gov.

DATES: Written comments must be submitted to the office listed in the addresses section below on or before March 20, 2023.

ADDRESSES: You may submit comments by any of the following methods:

Electronic comments: The federal eRulemaking portal at www.regulations.gov. Follow the instructions found on that website for submitting comments.

Mail, Hand Delivery, Courier:

Addressed to Tina T. Williams, Director, Division of Policy and Program Development, Office of Federal Contract Compliance Programs, 200 Constitution Avenue NW, Room C-3325, Washington, DC 20210.

Instructions: Please submit one copy of your comments by only one method. For faster submission, we encourage commenters to transmit their comment electronically via the www.regulations.gov website.

Comments that are mailed to the address provided above must be postmarked before the close of the comment period. All submissions must

include OFCCP's name for identification. Comments submitted in response to the notice, including any personal information provided, become a matter of public record and will be posted on www.regulations.gov.

Comments will also be summarized and/or included in the request for OMB approval of the information collection request.

FOR FURTHER INFORMATION CONTACT: Tina T. Williams, Director, Division of Policy and Program Development, Office of Federal Contract Compliance Programs, 200 Constitution Avenue NW, Room C-3325, Washington, DC 20210. Telephone: (202) 693-0103 or toll free at 1-800-397-6251. If you are deaf, hard of hearing, or have a speech disability, please dial 7-1-1 to access telecommunications relay services. Copies of this notice may be obtained in alternative formats (large print, braille, audio recording) upon request by calling the numbers listed above.

SUPPLEMENTARY INFORMATION:

I. *Background:* OFCCP administers and enforces the three equal employment opportunity authorities listed below.

- Executive Order 11246, as amended (E.O. 11246)
- Section 503 of the Rehabilitation Act of 1973, as amended (section 503)
- Vietnam Era Veterans' Readjustment Assistance Act of 1974, as amended (VEVRAA)

These authorities prohibit employment discrimination by Federal contractors and subcontractors and require them to take affirmative action to ensure that equal employment opportunities are available regardless of race, color, religion, sex, sexual orientation, gender identity, national origin, disability, or status as a protected veteran. Additionally, Federal contractors and subcontractors are prohibited from discriminating against applicants and employees for asking about, discussing, or sharing information about their pay or, in certain circumstances, the pay of their co-workers. Federal contractors and subcontractors are further prohibited from harassing, intimidating, threatening, coercing, or discriminating against individuals who file a complaint, assist or participate in any OFCCP investigation, oppose any discriminatory act or practice, or otherwise exercise their rights protected by OFCCP's laws.

No private right of action exists under the authorities that are enforced by OFCCP, *i.e.*, a private individual may not bring a lawsuit against an employer

(or prospective employer) for noncompliance with its contractual obligations enforced by OFCCP. However, any employee of, or applicant for employment with, a federal contractor or subcontractor may file a complaint with OFCCP alleging discrimination or failure to comply with other OFCCP contractor obligations. Currently, OFCCP encourages such employees and applicants to file their complaints by completing its complaint form ("Form CC-4"). OFCCP investigates certain complaints and refers others to agencies that may have jurisdiction. For example, if a complaint is filed under E.O. 11246 or section 503, OFCCP may refer it to the U.S. Equal Employment Opportunity Commission (EEOC).¹ OFCCP retains all complaints filed under VEVRAA.

Where OFCCP investigates a complaint and finds one or more violations of equal opportunity requirements, the agency engages in conciliation with the contractor to resolve the matter. Where that is not successful, OFCCP determines whether to bring an enforcement action through an administrative or judicial proceeding.

OFCCP is proposing to modify its complaint intake procedures to adopt a two-step complaint intake process. EEOC has long utilized a two-step intake process.² OFCCP proposes that as a first step, applicants and employees of contractors, their authorized representatives, or third parties would submit to OFCCP a pre-complaint inquiry providing basic information on their allegation(s) and contact information (Form CC-390). When OFCCP receives a pre-complaint inquiry, OFCCP will assess (1) whether the allegations are timely; (2) whether the inquiry falls under OFCCP's jurisdiction; and (3) whether the inquiry should be investigated, closed or referred to another agency. If OFCCP determines it would likely investigate the matter, OFCCP will provide the inquiry submitter ("submitter") with information on filing a complaint (Form CC-4), including information on the anti-retaliation protections under the authorities OFCCP enforces. If OFCCP determines that OFCCP would refer the matter to another agency, it will provide the submitter with information on the referral and send a copy of the pre-complaint inquiry to the other agency for review. If OFCCP determines that the

allegations provided in the inquiry are untimely or are not within OFCCP's authority, OFCCP will contact the submitter to explain why OFCCP would likely not investigate the matter if a complaint were filed. The decision to file a complaint with OFCCP lies with the submitter. Once OFCCP receives a completed complaint form, OFCCP will assign the matter for investigation, and OFCCP will notify the employer (contractor) of the complaint and investigation. By implementing this new process, OFCCP will improve the efficiency of its complaint intake process.

OFCCP is requesting approval of Form CC-390, which applicants and employees of contractors, their authorized representatives, or third parties will use to submit a pre-complaint inquiry. Additionally, OFCCP is requesting approval for changes to the existing Form CC-4, including formatting changes for consistency with the proposed pre-complaint inquiry form and clarifying revisions to portions of the form to improve useability.

Under E.O. 11246, section 206(b) provides the authority for collection of complaint information. The implementing regulations that specify the content of this information collection are found at 41 CFR 60-1.23. Under VEVRAA, the authority for collecting complaint information is at 38 U.S.C. 4212(b) and the implementing regulations that specify the content of VEVRAA complaints, are found at 41 CFR 60-300.61(b). The statutory authority for collecting complaint information under section 503 is at 29 U.S.C. 793(b), and the implementing regulations that specify the content of section 503 complaints are found at 41 CFR 60-741.61(c). This information collection request covers the recordkeeping and reporting requirements for Form CC-4 and Form CC-390.

II. *Review Focus:* OFCCP is particularly interested in comments that:

- Evaluate the proposed pre-complaint inquiry form and the proposed changes to the complaint form;
- 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;

¹ See 41 CFR 60-1.24(a) and 41 CFR 60-742.5.

² See EEOC, *How to File a Charge of Employment Discrimination*, <https://www.eeoc.gov/how-file-charge-employment-discrimination> (last accessed Dec. 9, 2022) (describing EEOC's pre-charge inquiry and charge filing process).

- 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.

III. *Current Actions:* OFCCP seeks the approval of these information collection instruments in order to carry out its responsibility to enforce the affirmative action and nondiscrimination provisions of the three authorities it administers.

Type of Review: Renewal.

Agency: Office of Federal Contract Compliance Programs.

Title: Complaint Involving Employment Discrimination by a Federal Contractor or Subcontractor.

OMB Number: 1250–0002.

Agency Number: None.

Affected Public: Business or other for profit; individuals.

Total Respondents: 1,618 respondents for the pre-complaint inquiry; 100 respondents for the formal complaint.

Total Annual Responses: 1,618 respondents for the pre-complaint inquiry; 100 respondents for the formal complaint.

Average Time per Response: .25 hour for the pre-complaint inquiry; 1 hour for the formal complaint.

Estimated Total Burden Hours: 505 hours.

Frequency: On occasion.

Total Burden Cost (capital/startup): \$0.

Total Burden Cost (operating/maintenance): \$1,648.

Comments submitted in response to this notice will be summarized and/or included in the request for OMB approval of the information collection request; they will also become a matter of public record.

Christopher S. Seely,

Deputy Director, Division of Policy and Program Development, Office of Federal Contract Compliance Programs.

[FR Doc. 2023–00811 Filed 1–17–23; 8:45 am]

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DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[Docket No. OSHA–2022–0002]

National Advisory Committee on Occupational Safety and Health (NACOSH); Notice of Membership Appointments

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

ACTION: Notice of NACOSH membership appointments.

SUMMARY: On January 16, 2023, the Secretary of Labor appointed four members to serve on the National Advisory Committee on Occupational Safety and Health (NACOSH).

FOR FURTHER INFORMATION CONTACT:

For press inquiries: Mr. Francis Meilinger, Director, OSHA Office of Communications, U.S. Department of Labor; telephone (202) 693–1999, (TTY (877) 889–5627); email meilinger.francis2@dol.gov.

For general information: Ms. Lisa Long, Acting Deputy Director, Directorate of Standards and Guidance, OSHA, U.S. Department of Labor; telephone (202) 693–2049; email long.lisa@dol.gov.

*For copies of this **Federal Register Notice:*** Electronic copies of this **Federal Register** notice are available at <http://www.regulations.gov>. This notice, as well as news releases and other relevant information, are also available at OSHA's web page at www.osha.gov.

SUPPLEMENTARY INFORMATION:

I. Background

The Occupational Safety and Health Act of 1970 (OSH Act) (29 U.S.C. 651, 656) established NACOSH to advise, consult with and make recommendations to the Secretary of Labor and the Secretary of Health and Human Services (HHS) on matters relating to the administration of the OSH Act. NACOSH is a continuing advisory committee of indefinite duration.

NACOSH operates in accordance with the Federal Advisory Committee Act (FACA) (5 U.S.C. App. 2), its implementing regulations (41 CFR part 102–3), and OSHA's regulations on advisory committees and NACOSH (29 CFR parts 1912 and 1912a).

NACOSH is comprised of 12 members: four public representatives, two management representatives, two occupational safety professional representatives, and two occupational health professional representatives (29 CFR 1912a.2). The

Secretary of Labor appoints all of these members. However, the Secretary of HHS designates four of the representatives: two of the four public representatives and the two occupational health professional representatives. NACOSH members serve staggered two-year terms, unless the member becomes unable to serve, resigns, ceases to be qualified to serve, or is removed by the Secretary.

On August 1, 2022, OSHA published a request for nominations for four NACOSH positions that would expire on January 14, 2023 (87 FR 47013). Specifically, OSHA requested nominations for:

- One (1) public representative;
- One (1) management representative;
- One (1) labor representative; and
- One (1) occupational safety professional representative.

OSHA handled the nominations consistent with the process identified in the FRN. The Secretary of Labor proceeded with the appointment of individuals to four positions on January 16, 2023.

II. Appointment of Committee Members

OSHA received nominations of highly qualified individuals in response to the agency's request for nominations (87 FR 47013, August 1, 2022). The Secretary appointed NACOSH members on the basis of their experience and competence in the field of occupational safety and health (29 CFR 1912a.2). The NACOSH members that the Secretary appointed on January 16, 2023 are:

Public Representative

- Nancy Daraiseh, University of Cincinnati (Term expires January 16, 2025)

Management Representative

- John A. Dony, National Safety Council (Term expires January 16, 2025)

Labor Representative

- Rebecca Reindel, AFL–CIO (Term expires January 16, 2025)

Occupational Safety Representative

- Kathleen Dobson, Alberici Constructors, Inc. (Term expires January 16, 2026)

Authority and Signature

James S. Frederick, Deputy Assistant Secretary of Labor for Occupational Safety and Health, directed the preparation of this notice under the authority granted by 29 U.S.C. 655 (b)(1) and 656(b), 5 U.S.C. App. 2, and 29 CFR parts 1912 and 1912a.