

alternative. OJP is accepting comments on this Draft PEA as detailed below.

DATES: Comments must be submitted on or before October 19, 2023.

ADDRESSES: You may view an electronic version of the Draft PEA at <https://www.ojp.gov/sites/g/files/xyckuh241/files/media/document/ojppea.pdf>, or contact OJP (contact information below) to request a hardcopy. Comments must be in writing and may be submitted via email (preferred) or mail to the addresses below.

FOR FURTHER INFORMATION CONTACT: Emily Gallas, Office of Justice Programs, 810 7th St. NW, Washington, DC 20531; (202) 307-0790; emily.gallas@usdoj.gov; (Please reference "Draft PEA, Docket 1800" in the subject line.)

SUPPLEMENTARY INFORMATION:

I. Background

The National Institute of Justice (NIJ), a component of OJP, prepared a PEA that was issued in 2010 to evaluate the impacts of NIJ grant programs. This existing 2010 NIJ PEA has since been adopted by the Bureau of Justice Assistance, another component of OJP. Council on Environmental Quality guidance recommends that agencies re-examine existing NEPA analyses for long-term programs every five years. Consistent with this recommendation, OJP has reviewed its existing PEA and has determined that a new analysis is warranted based on the factors found in 40 CFR 1502.19. OJP has prepared an updated PEA that is intended to replace the 2010 NIJ PEA and will cover all of OJP's funding programs. OJP publishes this notice pursuant to the National Environmental Policy Act of 1969 (NEPA), 42 U.S.C. 4321, *et seq.*

II. Proposed Action Description

The Proposed Action considered under this Draft PEA is for OJP to continue to provide funding to applicants to support its mission. OJP evaluates and funds approximately 7,000 projects per year nationwide. All activities considered under the Draft PEA support criminal justice activities and are funded under one of OJP's grant programs or other funding vehicles such as interagency agreements. The Draft PEA provides analysis of the following activities:

- **Construction:** Interior or exterior construction activities that involve minor renovation, new construction, or expansion of buildings and/or building systems.
- **Training:** Indoor classroom, laboratory, and computer training activities in support of education or attendance at conferences, workshops,

and seminars at existing facilities. Firearms training activities at existing, established outdoor and indoor firing ranges. Activities may include funding individuals to attend a training or funding a training event/activity directly.

- **Routine Lab Work:** Indoor laboratory work using known or accepted methodology and industry standard equipment to achieve known outcomes.

- **Body Decomposition Research:** Research on body decomposition at forensic anthropological centers.

- **Standards Development Testing and Compliance Testing for Protective Equipment:** Indoor and outdoor laboratory testing activities completed in support of developing a standard or for testing a product for inclusion on the National Institute of Justice Compliant Products List.

The purpose of the Proposed Action is to allow OJP to better meet the needs of state, local, and tribal criminal justice professionals and local communities. OJP supports forensic science programs dedicated to research, development, testing, and evaluation in conjunction with capacity building and technical assistance. OJP provides funding for these activities to combat crime and promote justice across the country.

Emily Gallas,

Assistant General Counsel, OJP Office of the General Counsel.

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DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[Docket No. OSHA-2006-0048]

NSF International: Grant of Expansion of Recognition

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

ACTION: Notice.

SUMMARY: In this notice, OSHA announces the final decision to expand the scope of recognition for NSF International as a Nationally Recognized Testing Laboratory (NRTL).

DATES: The expansion of the scope of recognition becomes effective on September 19, 2023.

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, telephone: (202) 693-1999; email: 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, phone: (202) 693-2300 or email: robinson.kevin@dol.gov.

SUPPLEMENTARY INFORMATION:

I. Notice of Final Decision

OSHA hereby gives notice of the expansion of the scope of recognition of NSF International (NSF), as a NRTL. NSF's expansion covers the addition of one test site to the NRTL scope of recognition.

OSHA recognition of a NRTL signifies that the organization meets the requirements specified in 29 CFR 1910.7. Recognition is an acknowledgment that the organization can perform independent safety testing and certification of the specific products covered within the scope of recognition. Each NRTL's scope of recognition includes (1) the type of products the NRTL may test, with each type specified by the applicable test standard and (2) the recognized site(s) that has/have the technical capability to perform the product-testing and product-certification activities for test standards within the NRTL's scope. Recognition is not a delegation or grant of government authority; however, recognition enables employers to use products approved by the NRTL to meet OSHA standards that require product testing and certification.

The agency processes applications by a NRTL for initial recognition, as well as for an expansion or renewal of 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 the preliminary finding. In the second notice, the agency provides the 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, including NSF, which details that NRTL's scope of recognition. These pages are available from the OSHA website at <http://www.osha.gov/dts/otpc/nrtl/index.html>.

NSF submitted an application, dated July 21, 2020 (OSHA-2006-0048-0016), to expand recognition as a NRTL to include one additional test site located at: 251 Airport Industrial Drive,

Ypsilanti, Michigan 48198 (NSF Ypsilanti). OSHA staff performed an on-site review of NSF's testing facilities at NSF Ypsilanti on May 3–4, 2023, in which assessors found some nonconformances with the requirements of 29 CFR 1910.7. NSF has addressed these issues sufficiently, and OSHA staff preliminarily determined that OSHA should grant the application.

OSHA published the preliminary notice announcing NSF's expansion application in the **Federal Register** on August 16, 2023 (88 FR 55737). The agency requested comments by August 31, 2023, but it received no comments in response to the notice. OSHA now is proceeding with this notice to grant expansion of NSF's scope of recognition.

To obtain or review copies of all public documents pertaining to the NSF expansion application, go to www.regulations.gov or contact the Docket Office at (202) 693–2350 (TTY (877) 889–5627. Docket No. OSHA–2006–0048 contains all materials in the record containing NSF's recognition.

II. Final Decision and Order

OSHA staff examined NSF's expansion application, conducted a detailed on-site assessment, and examined other pertinent information. Based on review of this evidence, OSHA finds that NSF meets the requirements of 29 CFR 1910.7 for expansion of recognition, subject to the specified limitations and conditions. OSHA, therefore, is proceeding with this final notice to grant NSF's scope of recognition. OSHA limits the expansion of NSF's recognition to include the site at Ypsilanti, Michigan as listed above. OSHA's recognition of the site limits NSF to performing product testing and certifications only to the test standards for which the site has the proper capability and programs, and for test standards in NSF's scope of recognition. This limitation is consistent with the recognition that OSHA grants to other NRTLs that operate multiple sites.

A. Conditions

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

1. NSF 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 a NRTL, and provide details of the change(s);

2. NSF must meet all the terms of its recognition and comply with all OSHA policies pertaining to this recognition; and

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

OSHA hereby expands the NRTL scope of recognition for NSF to include one additional test site.

III. Authority and Signature

James S. Frederick, Deputy 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. 8–2020 (85 FR 58393; Sept. 18, 2020), and 29 CFR 1910.7.

Signed at Washington, DC.

James S. Frederick,

Deputy Assistant Secretary of Labor for Occupational Safety and Health.

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MILLENNIUM CHALLENGE CORPORATION

[MCC FR 23–05]

Millennium Challenge Corporation Selection Criteria and Methodology Report for Fiscal Year 2024

AGENCY: Millennium Challenge Corporation.

ACTION: Notice.

SUMMARY: The Millennium Challenge Act of 2003, as amended, requires the Millennium Challenge Corporation to publish a report that identifies the criteria and methodology that MCC intends to use to determine which candidate countries may be eligible to be considered for assistance under the Millennium Challenge Act for fiscal year 2024. The report is set forth in full below.

(Authority: 22 U.S.C. 7707(b)(2))

Dated: September 13, 2023.

Gina Porto Spiro,

Acting Vice President, General Counsel, and Corporate Secretary.

Millennium Challenge Corporation Selection Criteria and Methodology Report for Fiscal Year 2024

This document explains how the Board of Directors (the Board) of the Millennium Challenge Corporation (MCC) will identify, evaluate, and select eligible countries for fiscal year (FY) 2024. Specifically, this document discusses the following:

- (I) Which countries MCC will evaluate
- (II) How the Board evaluates these countries
 - A. Overall evaluation
 - B. For selection of an eligible country for a first compact
 - C. For selection of an eligible country for a subsequent compact
 - D. For selection of an eligible country for a concurrent compact
 - E. For threshold program assistance
 - F. A note on potential transition to upper middle income country status after initial selection

This report is provided in accordance with section 608(b) of the Millennium Challenge Act of 2003, as amended (the Act), as more fully described in Appendix A.

(I) Which countries are evaluated?

MCC evaluates the policy performance of all candidate countries and statutorily-prohibited countries by dividing them into two income categories for the purposes of creating “scorecards.” These categories are used to account for the income bias that occurs when countries with more per capita resources perform better than countries with fewer. In FY 2024, those scorecard evaluation income categories¹ are:

- Countries whose gross national income (GNI) per capita is \$2,145 or less; and
- Countries whose GNI per capita is between \$2,146 and \$4,465.

Appendix B lists all candidate countries and statutorily-prohibited countries for scorecard evaluation purposes.

(II) How does the Board evaluate these countries?

A. Overall Evaluation

The Board looks at three statutorily-mandated factors when it evaluates any candidate country for compact eligibility: (1) policy performance; (2) the opportunity to reduce poverty and generate economic growth; and (3) the availability of MCC funds.

(1) Policy Performance

Appendix C describes all 20 indicators, their definitions, what is required to “pass,” their source, and their relationship to the statutory criteria. Because of the importance of evaluating a country's policy performance in a comparable, cross-

¹ These income groups correspond to the definitions of low income countries and lower middle countries using the historical International Development Association (IDA) threshold published by the World Bank. MCC has used these categories to evaluate country performance since FY 2004. Our amended statute no longer uses those definitions for funding purposes, but we continue to use them for evaluation purposes.