

**DEPARTMENT OF LABOR****Employment and Training Administration**

[TA-W-35, 396]

**Zenith Electronics Corp., Melrose Park, Illinois; Notice of Termination of Investigation**

Pursuant to section 221 of the Trade Act of 1974, an investigation was initiated on March 9, 1998 in response to a worker petition which was filed on behalf of workers and former workers at Zenith Electronics Corporation, located in Melrose Park, Illinois (TA-W-35, 396).

The Department of Labor has determined that the petitioners are covered under an existing certification, as amended (TA-W-34, 579). Consequently, further investigation in this matter would serve no purpose, and the investigation has been terminated.

Signed at Washington, DC, this 5th day of April 1999.

**Grant D. Beale,***Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc. 99-10475 Filed 4-26-99; 8:45 am]

BILLING CODE 4510-30-M

**DEPARTMENT OF LABOR****Employment and Training Administration**

[NAFTA-2935]

**Circle Four Farms, Milford, Utah; Notice of Negative Determination Regarding Application for Reconsideration**

By application dated March 18, 1999, the company requested administrative reconsideration of the Department's negative determination regarding worker eligibility to apply for NAFTA-Transitional Adjustment Assistance (NAFTA-TAA). The denial notice applicable to workers of the subject firm located in Milford, Utah, was signed on March 8, 1999 will soon be published in the **Federal Register**.

Pursuant to 29 CFR 90.18(c) reconsideration may be granted under the following circumstances:

- (1) If it appears on the basis of facts not previously considered that the determination complained of was erroneous;
- (2) If it appears that the determination complained of was based on a mistake in the determination of facts not previously considered; or
- (3) If in the opinion of the Certifying Officer, a misinterpretation of facts or of the law justified reconsideration of the decision.

Findings of the initial investigation showed that workers of Circle Four Farms, Milford, Utah were engaged in employment related to the production of live swine. The Department's denial of NAFTA-TAA for workers of the subject firm was based on the determination that criteria (1) and (2) of the Group Eligibility requirements of paragraphs (a)(1) of section 250 of the Trade Act of 1974, as amended, were not met. Layoffs did not affect a significant proportion of the total workers at Circle Four Farms. Sales and production increased in 1998 compared to 1997.

The petitioner asserts that because of the continuation of low pork prices, additional positions have been eliminated at Circle Four Farms. The petitioner asks that the Department consider the petition based on the number of positions eliminated, not the total number of individuals terminated. Trade Act law does not contain a provision which would allow the Secretary to issue a determination for NAFTA-TAA eligibility based on the number of positions eliminated. The worker group eligibility requirements of paragraph (a)(1) of Section 250 stipulate that a "significant number of proportion of the workers \* \* \* have become totally or partially separated \* \* \*"

The petitioner further argues that because of the nature of the livestock industry, the Department should not use increasing sales and production as a criterion for denying the petition. Trade Act law does not contain a provision that allows the Secretary to depart from the requirement that sales or production, or both, have decreased absolutely.

Lastly, the petitioner asserts that low pork prices are a result of Canadian imports. U.S. Department of Agriculture data submitted by the petitioner confirms the petitioners allegation. Price, however, is not a basis for certification of the Circle Four Farm workers.

**Conclusion**

After review of the application and investigation findings, I conclude that there has been no error or misinterpretation of the law or of the facts which would justify reconsideration of the Department of Labor's prior decision. Accordingly, the application is denied.

Signed at Washington, DC, this 31st day of March 1999.

**Grant D. Beale,***Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc. 99-10479 Filed 4-26-99; 8:45 am]

BILLING CODE 4510-30-M

**DEPARTMENT OF LABOR****Employment and Training Administration**

[NAFTA-01223]

**Johnson & Johnson Medical, Inc. A/K/A Ethicon, Inc. Including Temporary Workers of Kelly Services, Inc., El Paso, Texas; Amended Certification Regarding Eligibility To Apply for NAFTA-Transitional Adjustment Assistance**

In accordance with section 250(a), Subchapter D, Chapter 2, Title II, of the Trade Act of 1974, as amended (19 USC 2273), the Department of Labor issued a Certification of Eligibility to Apply for NAFTA-Transitional Adjustment Assistance on October 9, 1997, applicable to all workers of Johnson & Johnson Medical, Incorporated located in El Paso, Texas. The certification was amended on October 30, 1997, to include temporary workers of Kelly Services, Incorporated, engaged in employment related to the production of surgical gowns, drapes and sheets at Johnson & Johnson Medical's El Paso plant.

At the request of the State agency, the Department reviewed the certification for workers of the subject firm. New information provided by a company official and the State agency reveal that as of January 1, 1998, Johnson and Johnson Medical Inc. and Ethicon, Inc. merged. Some of the workers at the El Paso plant have had their wages reported to the Unemployment Insurance (UI) tax account for Ethicon, Inc.

The intent of the Department's certification is to cover all workers of Johnson & Johnson Medical, Incorporated, El Paso, Texas who were adversely affected by the shift in production to Mexico. Accordingly, the Department is amending the certification to include workers of Ethicon, Inc.

The amended notice applicable to NAFTA-01223 is hereby issued as follows:

All workers of Johnson & Johnson Medical, Incorporated, also known as Ethicon, Inc., El Paso, Texas, including temporary workers of Kelly Services, Incorporated engaged in employment related to the production of surgical gowns, drapes and sheets for Johnson & Johnson Medical, Incorporated, El Paso, Texas, who became totally or partially separated from employment on or after August 29, 1995 through October 9, 1998, are eligible to apply for NAFTA-TAA under section 250 of the Trade Act of 1974.

Signed at Washington, DC, this 7th day of April, 1999.

**Grant D. Beale,**

*Acting Director, Office of Trade Adjustment Assistance.*

[FR Doc. 99-10476 Filed 4-26-99; 8:45 am]

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## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

[Docket No. ICR-99-2]

#### Strategic Partnership for Worker Safety and Health

**AGENCY:** Occupational Safety and Health Administration, Labor.

**ACTION:** Notice; proposed information collection request; submitted for public comment and recommendations.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burdens, is conducting a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA 95) (44 U.S.C. 3506(c)(2)(A)). This program helps to 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 impact of collection requirements on respondents can be properly assessed. Currently, the Occupational Safety and Health Administration is soliciting comments concerning the approval for the paperwork requirements for participation in OSHA Strategic Partnerships for Worker Safety and Health.

**DATES:** Written comments must be submitted on or before June 28, 1999.

Comments should:

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 their validity of the methodology and assumptions used;

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 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.

**ADDRESSES:** Comments are to be submitted to the Docket Office, Docket ICR-99-2, U.S. Department of Labor, Room N-2625, 200 Constitution Avenue, NW, Washington, DC 20210, (202) 693-2350. Written comments limited to 10 pages or less may be transmitted by facsimile to (202) 693-1648.

**FOR FURTHER INFORMATION CONTACT:** Ms. Cathy Oliver, Directorate of Federal-State Operations, Occupational Safety and Health Administration, U.S. Department of Labor, Room N3700, 200 Constitution Avenue, NW., Washington, DC 20210, (202) 693-2208. Copies of the reference information collection requests are available for inspection and copying in the Docket Office and will be mailed immediately to persons who request copies by telephoning Ms. Oliver at (202) 693-2213 or B. Bielaski at (202) 693-2444. For electronic copies of the information collection request on Strategic Partnerships for Worker Safety and Health, contact OSHA's Web Page on Internet at <http://www.osha.gov> and click on "Regulations and Compliance."

#### SUPPLEMENTARY INFORMATION:

##### Background

The Occupational Safety and Health Administration (OSHA) will be requesting approval from the Office of Management and Budget (OMB) for certain information collection requirements contained in its procedures for Strategic Partnerships for Worker Safety and Health. This notice initiates the process for OSHA to request an OMB approval.

As part of OMB's and OSHA's continuing paperwork reduction effort, OSHA seeks to reduce that paperwork burden hours in the Strategic Partnerships for Worker Safety and Health based on input from parties. The purpose of this notice is to solicit public comment on OSHA's paperwork burden estimates from those interested parties and to seek public response to several questions related to the development of OSHA's estimates. Interested parties are requested to review OSHA's estimates, which are based on information from historical data, to comment on their accuracy or appropriateness in today's workplace situation.

#### Current Action

This notice requests public comment on OSHA's burden hour estimates prior to OSHA seeking the Office of Management and Budget (OMB) approval of the information collection (paperwork) requirements of the Strategic Partnerships for Worker Safety and Health.

*Type of Review:* New Collection.

*Agency:* Occupational Safety and Health Administration, U.S. Department of Labor.

*Title:* Strategic Partnerships for Worker Safety and Health.

*OMB Number:* 1218-0NEW.

*Agency Number:* Docket No. ICR-99-2.

*Affected Public:* Business.

*Total Respondents:* 25 partnerships per year affecting approximately 500 employers.

*Frequency:* On occasion.

*Total Responses:* 1,000.

*Estimated Time Per Respondent:*

29.72 hours per year.

*Estimated Total Burden Hours:* 14,860 hours per year.

*Estimated annualized capital/startup costs:* \$0

*Estimated annual costs (operating and maintenance):* \$0.

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

Signed this 21st Day of April, 1999.

**Charles N. Jeffress,**

*Assistant Secretary.*

[FR Doc. 99-10474 Filed 4-26-99; 8:45 am]

BILLING CODE 4510-26-M

## DEPARTMENT OF LABOR

### Pension and Welfare Benefits Administration

#### Medical Child Support Working Group

**AGENCY:** Pension and Welfare Benefits Administration, Department of Labor.

**ACTION:** Notice of Open Meeting.

**SUMMARY:** Pursuant to section 10(a)(2) of the Federal Advisory Committee Act (FACA), notice is given of the third meeting of the Medical Child Support Working Group (MCSWG). The Medical Child Support Working Group was jointly established by the Secretaries of the Department of Labor (DOL) and the Department of Health and Human Services (DHHS) under section 401(a) of the Child Support Performance and Incentive Act of 1998. The purpose of the MCSWG is to identify the