

*Description:* Statutory requirements under the Trade Act of 1974, as amended, require business confidential data in order to make timely determinations as to whether imports have contributed to workers separations and thus eligibility for Trade Adjustment assistance.

*Type of Review:* Extension of a currently approved collection.

*Agency:* Employment and Training Administration.

*Title:* Customer Survey.

*OMB Number:* 1205-0190.

*Affected Public:* Business or other for-profit.

*Form Number:* ETA-8562.

*Frequency:* On Occasion.

*Number of Respondents:* 2,220.

*Total Annual Responses:* 2,220.

*Estimated Time Per respondent:* 107 Minutes.

*Total Burden:* 3,951 Hours.

*Total annualized capital/startup costs:* \$0.

*Total annual costs (operating/maintaining systems or purchasing services):* \$0.

*Description:* Information required for the Secretary of Labor to make determinations of eligibility for petitioning worker groups to apply for adjustment assistance under the Trade Act of 1974.

*Type of Review:* Extension of a currently approved collection.

*Agency:* Pension and Welfare Benefits Administration.

*Title:* Annual Report for Multiple Employer Welfare Arrangements (MEWA) and Certain Entities Claiming Exception (Form M-1).

*OMB Number:* 1210-0116.

*Affected Public:* Individuals and households; business or other for-profit; Not-for-profit institutions.

*Form Number:* Form M-1.

*Frequency:* Annually.

*Number of Respondents:* 2,678.

*Total Annual Responses:* 2,678.

*Total Burden:* 874 Hours.

*Total annualized capital/startup costs:* \$0.

*Total annual costs (operating/maintaining systems or purchasing services):* \$394,000.

*Description:* Section 101(g) (h) <sup>1</sup> of the Employee Retirement Income Security Act of 1974 (ERISA) authorizes the

Secretary of Labor to require annual reporting by certain multiple employer welfare arrangements for the purpose of determining the extent of their compliance with Part 7 of ERISA. Part 7 includes Group Health Plan Portability, Access, and Renewability Requirements of ERISA enacted by the Health Insurance Portability and Accountability Act of 1996 (HIPAA) and certain other statutes. HIPAA amended ERISA to provide for, among other things, improved portability and continuity of health insurance coverage. The Mental Health Parity Act of 1996 (Pub. L. 104-204) (MHPA), was enacted on September 26, 1996. MHPA amended ERISA to provide parity in the application of annual and lifetime dollar limits for certain mental health benefits with such dollar limits on medical and surgical benefits. The Newborns' and Mothers' Health Protection Act of 1996 (Pub. L. 104-204) (Newborns' Act) also was enacted on September 26, 1996. The Newborns' Act amended ERISA to provide new protections for mothers and their newborn children with regard to the length of hospital stays in connection with childbirth. The Women's Health and Cancer Rights Act of 1998 (WHCRA) (Pub. L. 105-277) was enacted on October 21, 1998. WHCRA amended ERISA to provide individuals new rights for reconstructive surgery in connection with a mastectomy. All of the foregoing provisions are set forth in Part 7 of Subtitle B of Title I of ERISA. Section 734 of ERISA authorizes the Secretary to promulgate regulations as may be necessary or appropriate to carry out the provisions of Part 7 and to promulgate any interim final rules as the Secretary determines are appropriate to carry out Part 7.

On February 11, 2000, PWBA published an Interim Final Reporting Rule and the Annual Report for Multiple Employer Welfare Arrangements and Certain Entities Claiming Exception (Form M-1) (65 FR 7152). On that day, PWBA also published an Interim Final Rule for the Assessment of Civil Penalties under Section 502(c)(5) of ERISA and an Interim Rule Governing Procedures for Administrative Hearings Regarding the Assessment of Civil Penalties under Section 502(c)(5) of ERISA (Interim Final Penalty Rules, 65 FR 7181). The Department submitted the information collection request (ICR) included in the Interim Final Reporting Rule of OMB using emergency procedures, and received approval through August 31, 2000 under OMB control number 1210-0116. The ICR has now been submitted

to OMB for an extension of this approval.

**Ira L. Mills,**

*Departmental Clearance Officer.*

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**BILLING CODE 4510-30-M**

## DEPARTMENT OF LABOR

### Employment and Training Administration

[TA-W-37,664 and NAFTA-3911]

#### Hutchinson Technology, Inc., Eau Claire, Wisconsin; Dismissal of Application for Reconsideration

Pursuant to 29 CFR 90.18(C) an application for administrative reconsideration was filed with the Director of the Division of Trade Adjustment Assistance for workers at Hutchinson Technology, Inc., Eau Claire, Wisconsin. The Application contained no new substantial information which would bear importantly on the Department's determination. Therefore, dismissal of the application was issued.

TA-W-37,664 and NAFTA-3911;

Hutchinson Technology, Inc., Eau Claire, Wisconsin (August 3, 2000)

Signed at Washington, DC this 25th day of August, 2000.

**Grant D. Beale,**

*Program Manager, Division of Trade Adjustment Assistance.*

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## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Investigations Regarding Certifications of Eligibility to Apply for Worker Adjustment Assistance

Petitions have been filed with the Secretary of Labor under Section 221(a) of the Trade Act of 1974 ("the Act") and are identified in the Appendix to this notice. Upon receipt of these petitions, the Director of the Division of Trade Adjustment Assistance, Employment and Training Administration, has instituted investigations pursuant to Section 221(a) of the Act.

The purpose of each of the investigations is to determine whether the workers are eligible to apply for adjustment assistance under Title II, Chapter 2, of the Act. The investigations will further relate, as appropriate, to the determination of the date on which total or partial separations began or

<sup>1</sup> Section 1421(d)(1) of the Small Business Job Protection Act of 1996 (Pub. L. 104-188) created a new section 101(g) of ERISA relating to Simple Retirement Accounts. Subsequently, section 101(e)(1) of the Health Insurance Portability and Accountability Act of 1996 (HIPAA) also created a new section 101(g) of ERISA relating to reporting by multiple employer welfare arrangements MEWA reporting, is cited here as section 101(g) {h} of ERISA.