

89, the permanent record of public information on the ITSNA recognition.

The current address of the additional ITSNA testing site recognized through this expansion of recognition is:

Intertek Testing Services NA Sweden
AB, Box 1103, S-164 #22, Kista,
Stockholm, Sweden

The current address of the ITSNA testing facilities already recognized by OSHA are:

ITSNA Antioch, 2200 Wymore Way,
Antioch, California 94509

ITSNA Atlanta, 1950 Evergreen Blvd.,
Suite 100, Duluth, Georgia 30096

ITSNA Boxborough, 70 Codman Hill
Road, Boxborough, Massachusetts
01719

ITSNA Cortland, 3933 U.S. Route 11,
Cortland, New York 13045

ITSNA Los Angeles, 27611 LaPaz Road,
Suite C, Laguna Niguel, California
92677

ITSNA Madison, 8431 Murphy Drive,
Middleton, Wisconsin 53562

ITSNA Minneapolis, 7250 Hudson
Blvd., Suite 100, Oakdale, Minnesota
55128

ITSNA San Francisco, 1365 Adams
Court, Menlo Park, CA 94025

ITSNA Totowa, 40 Commerce Way, Unit
B, Totowa, New Jersey 07512

ITSNA Vancouver, 211 Schoolhouse
Street, Coquitlam, British Columbia,
V3K 4X9 Canada

ITSNA Hong Kong, 2/F., Garment
Centre, 576 Castle Peak Road,
Kowloon, Hong Kong

ITSNA Taiwan, 14/F., Huei Fung
Building, 27, Chung Shan North Road,
Sec. 3, Taipei 10451, Taiwan

Existing Conditions

Currently, OSHA imposes certain conditions on its recognition of ITSNA. These conditions will apply also to the recognition of the Stockholm site. As mentioned in previous notices, these conditions apply solely to ITSNA's operations as an NRTL, and are in addition to any other condition that OSHA normally imposes in its recognition of an organization as an NRTL. These conditions are listed first under the "Conditions" section below.

In the preliminary notice, condition 2 below contained the ending phrase "including Compliance Design." However, after publication of that notice, ITSNA informed OSHA that it has ceased operation of this unit, which it had owned. As a result, the condition below has been revised for this final notice to eliminate the reference to Compliance Design.

(1) ITSNA may perform safety testing for hazardous location products only at the specific ITSNA sites that OSHA has

recognized, and that have been pre-qualified for such testing by the ITSNA Chief Engineer. In addition, all safety test reports for hazardous location products must undergo a documented review and approval at the Cortland testing facility by a test engineer qualified in hazardous location safety testing, prior to ITSNA's initial or continued authorization of the certifications covered by these reports.

(2) ITSNA may not test and certify any products for a client that is a manufacturer or vendor that is either owned in excess of 2% by ITSLtd or affiliated organizationally with ITSNA.

Final Decision and Order

The NRTL Program staff has examined the application, the assessor's report, and other pertinent information. Based upon this examination and the assessor's recommendation, OSHA finds that Intertek Testing Services NA, Inc., has met the requirements of 29 CFR 1910.7 for expansion of its recognition to include the above additional site subject to the limitations and conditions set forth in this notice. Pursuant to the authority in 29 CFR 1910.7, OSHA hereby expands the recognition of ITSNA, subject to these limitations and conditions.

Limitations

Recognition of Facilities

OSHA hereby expands the recognition of ITSNA to include the testing site in Stockholm, Sweden. Similar to other NRTLs that operate multiple sites, the Agency's recognition of any ITSNA testing site is limited to performing testing to the test standards for which OSHA has recognized ITSNA, and for which the site has the proper capability and control programs.

Conditions

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

ITSNA may perform safety testing for hazardous location products only at the specific ITSNA sites that OSHA has recognized, and that have been pre-qualified for such testing by the ITSNA Chief Engineer. In addition, all safety test reports for hazardous location products must undergo a documented review and approval at the Cortland testing facility by a test engineer qualified in hazardous location safety testing, prior to ITSNA's initial or continued authorization of the certifications covered by these reports;

ITSNA may not test and certify any products for a client that is a manufacturer or vendor that is either

owned in excess of 2% by ITSLtd, or affiliated organizationally with ITSNA;

OSHA must be allowed access to ITSNA's facility and records for purposes of ascertaining continuing compliance with the terms of its recognition and to investigate as OSHA deems necessary;

If ITSNA has reason to doubt the efficacy of any test standard it is using under this program, it must promptly inform the test standard developing organization of this fact and provide that organization with appropriate relevant information upon which its concerns are based;

ITSNA must not engage in or permit others to engage in any misrepresentation of the scope or conditions of its recognition. As part of this condition, ITSNA agrees that it will allow no representation that it is either a recognized or an accredited Nationally Recognized Testing Laboratory (NRTL) without clearly indicating the specific equipment or material to which this recognition is tied, or that its recognition is limited to certain products;

ITSNA must inform OSHA as soon as possible, in writing, of any change of ownership, facilities, or key personnel, and of any major changes in its operations as an NRTL, including details;

ITSNA will meet all the terms of its recognition and will always comply with all OSHA policies pertaining to this recognition; and

ITSNA will continue to meet the requirements for recognition in all areas where it has been recognized.

Signed at Washington, DC, this 17th day of January, 2002.

John L. Henshaw,
Assistant Secretary.

[FR Doc. 02-1935 Filed 1-25-02; 8:45 am]

BILLING CODE 4510-26-P

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[Docket No. NRTL3-92]

TUV Rheinland of North America, Inc.; Application for Renewal of Recognition

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

ACTION: Notice.

SUMMARY: This notice announces the application of TUV Rheinland of North America, Inc., for renewal of its recognition as a Nationally Recognized Testing Laboratory (NRTL) under 29 CFR 1910.7, and presents the Agency's

preliminary finding. This preliminary finding does not constitute an interim or temporary approval of this application.

DATES: Comments submitted by interested parties, or any request for extension of the time to comment, must be received no later than February 15, 2002.

ADDRESSES: Submit written comments concerning this notice to: Docket Office, Docket NRTL3-92, U.S. Department of Labor, Occupational Safety and Health Administration, Room N2625, 200 Constitution Avenue, NW., Washington, DC 20210; telephone: (202) 693-2350. Commenters may transmit written comments of 10 pages or less in length by facsimile to (202) 693-1648. Submit request for extension of the comment period for this notice to: Office of Technical Programs and Coordination Activities, NRTL Program, Occupational Safety and Health Administration, U.S. Department of Labor, Room N3653, 200 Constitution Avenue, NW., Washington, DC 20210.

FOR FURTHER INFORMATION CONTACT: Bernard Pasquet, Office of Technical Programs and Coordination Activities, NRTL Program, Room N3653 at the above address, or phone (202) 693-2110.

SUPPLEMENTARY INFORMATION:

Notice of Application

The Occupational Safety and Health Administration (OSHA) hereby gives notice that TUV Rheinland of North America, Inc. (TUV), has applied for renewal of its current recognition as a Nationally Recognized Testing Laboratory (NRTL). TUV requests renewal for its existing scope of recognition. OSHA's current scope of recognition for TUV may be found in the following informational Web page: <http://www.osha-slc.gov/dts/otpca/nrtl/tuv.html>.

OSHA recognition of an NRTL signifies that the organization has met the legal requirements in Section 1910.7 of Title 29, Code of Federal Regulations (29 CFR 1910.7). Recognition is an acknowledgment that the organization can perform independent safety testing and certification of the specific products covered within its scope of recognition and is not a delegation or grant of government authority. As a result of recognition, employers may use products "properly certified" by the NRTL to meet OSHA standards that require testing and certification.

The Agency processes applications by an NRTL for initial recognition or for expansion or renewal of this 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 its preliminary finding and, in the second notice, the Agency provides its final decision on an application. These notices set forth the NRTL's scope of recognition or modifications of this scope.

The most recent notice published by OSHA for TUV's recognition covered a modification to its scope of recognition, which became effective on September 12, 2001 (66 FR 47505). The following Federal Register notices related to TUV's recognition have also been published by OSHA to address an expansion of their recognition for additional standards or programs: a request announced on March 2, 2000 (65 FR 11197) and granted on June 8, 2000 (65 FR 39946); requests announced on December 12, 1997 (62 FR 65446) and January 8, 1998 (63 FR 1127) and granted on April 2, 1998 (63 FR 16280).

The current address of the testing facility (site) that OSHA recognizes for TUV is: TUV Rheinland of North America, Inc., 12 Commerce Road, Newtown, Connecticut 06470.

General Background on the Applicant and the Application

TUV Rheinland of North America, Inc., is a privately held Product Safety and Quality Assurance Testing firm with offices throughout the United States and Canada. TUV is wholly owned by TUV Rheinland e. V. of Cologne, Germany. TUV is a U.S. corporation incorporated in the state of Delaware in 1983.

TUV received its recognition as an NRTL on August 16, 1995 (60 FR 42594), for a period of five years ending August 16, 2000. Appendix A to 29 CFR 1910.7 stipulates that the period of recognition of an NRTL is five years and that an NRTL may renew its recognition by applying not less than nine months, nor more than one year, before the expiration date of its current recognition. TUV submitted a request to renew its recognition on November 16, 1999 (see Exhibit 23), within the time allotted, and retains its recognition pending OSHA's final decision in this renewal process.

TUV's request covers only renewal of its existing scope of recognition, which includes the facility listed above, and 126 test standards and 5 supplemental programs.

Test standards

TUV seeks renewal of its recognition for testing and certification of products for demonstration of conformance to the

following 126 test standards, all of which OSHA has determined are appropriate, within the meaning of 29 CFR 1910.7(c).

- UL 22 Amusement and Gaming Machines
- UL 48 Electric Signs
- UL 67 Panelboards
- UL 73 Motor-Operated Appliances
- UL 82 Electric Gardening Appliances
- UL 122 Photographic Equipment
- UL 130 Electric Heating Pads
- UL 136 Pressure Cookers
- UL 141 Garment Finishing Appliances
- UL 153 Portable Electric Lamps
- UL 174 Household Electric Storage Tank Water Heaters
- UL 197 Commercial Electric Cooking Appliances
- UL 250 Household Refrigerators and Freezers
- UL 298 Portable Electric Hand Lamps
- UL 430 Waste Disposers
- UL 469 Musical Instruments and Accessories
- UL 471 Commercial Refrigerators and Freezers
- UL 474 Dehumidifiers
- UL 482 Portable Sun/Heat Lamps
- UL 499 Electric Heating Appliances
- UL 506 Specialty Transformers
- UL 507 Electric Fans
- UL 508 Industrial Control Equipment
- UL 508C Power Conversion Equipment
- UL 541 Refrigerated Vending Machines
- UL 544 Electric Medical and Dental Equipment
- UL 561 Floor Finishing Machines
- UL 583 Electric-Battery-Powered Industrial Trucks
- UL 621 Ice Cream Makers
- UL 696 Electric Toys
- UL 697 Toy Transformers
- UL 745-1 Portable Electric Tools
- UL 745-2-1 Particular Requirements of Drills
- UL 745-2-2 Particular Requirements for Screwdrivers and Impact Wrenches
- UL 745-2-3 Particular Requirements for Grinders, Polishers, and Disk-Type Sanders
- UL 745-2-4 Particular Requirements for Sanders
- UL 745-2-5 Particular Requirements for Circular Saws and Circular Knives
- UL 745-2-6 Particular Requirements for Hammers
- UL 745-2-8 Particular Requirements for Shears and Nibblers
- UL 745-2-9 Particular Requirements for Tappers
- UL 745-2-11 Particular Requirements for Reciprocating Saws
- UL 745-2-12 Particular Requirements for Concrete Vibrators

- UL 745-2-14 Particular Requirements for Planers
- UL 745-2-17 Particular Requirements for Routers and Trimmers
- UL 745-2-30 Particular Requirements for Staplers
- UL 745-2-31 Particular Requirements for Diamond Core Drills
- UL 745-2-32 Particular Requirements for Magnetic Drill Presses
- UL 745-2-33 Particular Requirements for Portable Bandsaws
- UL 745-2-34 Particular Requirements for Strapping Tools
- UL 745-2-35 Particular Requirements for Drain Cleaners
- UL 745-2-36 Particular Requirements for Hand Motor Tools
- UL 745-2-37 Particular Requirements for Plate Jointers
- UL 749 Household Dishwashers
- UL 751 Vending Machines
- UL 763 Motor-Operated Commercial Food Preparing Machines
- UL 775 Graphic Arts Equipment
- UL 778 Motor Operated Water Pumps
- UL 826 Household Electric Clocks
- UL 858 Household Electric Ranges
- UL 859 Household Electric Personal Grooming Appliance
- UL 867 Electrostatic Air Cleaners
- UL 875 Electric Dry Bath Heaters
- UL 921 Commercial Electric Dishwashers
- UL 923 Microwave Cooking Appliances
- UL 935 Fluorescent-Lamp Ballasts
- UL 961 Electric Hobby and Sports Equipment
- UL 982 Motor-Operated Household Food Preparing Machines
- UL 984 Hermetic Refrigerant Motor-Compressors
- UL 987 Stationary and Fixed Electric Tools
- UL 1004 Electric Motors
- UL 1005 Electric Flatirons
- UL 1012 Power Units Other than Class Two
- UL 1017 Vacuum Cleaning Machines and Blower Cleaners
- UL 1018 Electric Aquarium Equipment
- UL 1026 Electric Household Cooking and Food-Serving Appliances
- UL 1028 Hair Clipping and Shaving Appliances
- UL 1042 Electric Baseboard Heating Equipment
- UL 1081 Swimming Pool Pumps, Filters and Chlorinators
- UL 1082 Household Electric Coffee Makers and Brewing-Type Appliances
- UL 1083 Household Electric Skillets and Frying-Type Appliances
- UL 1230 Amateur Movie Lights
- UL 1236 Battery Chargers for Charging Engine-Starter Batteries
- UL 1240 Electric Commercial Clothes-Drying Equipment
- UL 1278 Movable and Wall-or Ceiling-Hung Electric Room Heaters
- UL 1310 Class 2 Power Units
- UL 1409 Low-Voltage Video Products Without Cathode-Ray-Tube Displays
- UL 1411 Transformers and Motor Transformers for Use In Audio-, Radio-, and Television-Type Appliances
- UL 1418 Implosion-Protected Cathode-Ray Tubes for Television-Type Appliances
- UL 1419 Professional Video and Audio Equipment
- UL 1431 Personal Hygiene and Health Care Appliances
- UL 1445 Electric Water Bed Heaters
- UL 1459 Telephone Equipment
- UL 1559 Insect-Control Equipment, Electrocuting Type
- UL 1561 Dry Type General Purpose and Power Transformers
- UL 1563 Electric Spas, Equipment Assemblies, and Associated Equipment
- UL 1564 Industrial Battery Chargers
- UL 1570 Fluorescent Lighting Fixtures
- UL 1571 Incandescent Lighting Fixtures
- UL 1572 High Intensity Discharge Lighting Fixtures
- UL 1573 Stage and Studio Lighting Units
- UL 1574 Track Lighting Systems
- UL 1585 Class 2 and Class 3 Transformers
- UL 1594 Sewing and Cutting Machines
- UL 1598 Luminaries
- UL 1647 Motor-Operated Massage and Exercise Machines
- UL 1693 Electric Radiant Heating Panels and Heating Panel Sets
- UL 1727 Commercial Electric Personal Grooming Appliances
- UL 1776 High-Pressure Cleaning Machines
- UL 1786 Nightlights
- UL 1795 Hydromassage Bathtubs
- UL 1838 Low Voltage Landscape Lighting Systems
- ANSI/UL 1950 Information Technology Equipment Including Electrical Business Equipment
- UL 1995 Heating and Cooling Equipment
- UL 2021 Fixed and Location-Dedicated Electric Room Heaters
- UL 2157 Electric Clothes Washing Machines and Extractors
- UL 2158 Electric Clothes Dryers
- UL 2601-1 Medical Electrical Equipment; Part 1: General Requirements for Safety
- UL 3101-1 Electrical Equipment for Laboratory Use; Part 1: General Requirements
- UL 3111-1 Electrical Measuring and Test Equipment; Part 1: General Requirements
- UL 3121-1 Process Control Equipment
- UL 6500 Audio/Video and Musical Instrument Apparatus for Household, Commercial, and Similar General Use
- UL 8730-1 Electrical Controls for Household and Similar Use; Part 1: General Requirements
- UL 8730-2-3 Automatic Electrical Controls for Household and Similar Use; Part 2: Particular Requirements for Thermal Motor Protectors for Ballasts for Tubular Fluorescent Lamps
- UL 8730-2-4 Automatic Electrical Controls for Household and Similar Use; Part 2: Particular Requirements for Thermal Motor Protectors for Motor Compressors or Hermetic and Semi-Hermetic Type
- UL 8730-2-8 Automatic Electrical Controls for Household and Similar Use; Part 2: Particular Requirements for Electrically Operated Water Valves
- UL 60335-1 Safety of Household and Similar Electrical Appliances, Part 1; General Requirements

Note—Testing and certification of gas operated equipment is limited to equipment for use with “liquefied petroleum gas” (“LPG” or “LP-Gas”).

The designations and titles of the above test standards were current at the time of the preparation of this notice.

OSHA’s recognition of TUV, or any NRTL, for a particular test standard is limited to equipment or materials (i.e., products) for which OSHA standards require third party testing and certification before use in the workplace. Consequently, an NRTL’s scope of recognition excludes any product(s) falling within the scope of a test standard for which OSHA has no NRTL testing and certification requirements.

Many of the test standards listed above are approved as American National Standards by the American National Standards Institute (ANSI). However, for convenience in compiling the list, we show the designation of the standards developing organization (e.g., UL 1028) for the standard, as opposed to the ANSI designation (e.g., ANSI/UL 1028). Under our procedures, an NRTL recognized for an ANSI-approved test standard may use either the latest proprietary version of the test standard or the latest ANSI version of that standard, regardless of which version appears in the list of test standards found in OSHA’s informational web page for the NRTL. Contact ANSI or the ANSI web site (www.ansi.org) and click “NSSN” to find out whether or not a standard is currently ANSI-approved.

Programs and Procedures

TUV's renewal also would cover use of the supplemental programs listed below. OSHA has described these "supplemental" programs in a March 9, 1995 **Federal Register** notice (60 FR 12980, 3/9/95). This notice described nine (9) programs and procedures (collectively, programs), eight of which (called supplemental programs) an NRTL may use to control, audit, and accept the data relied upon for product certification. Such data is not normally generated at the NRTL's facility or by NRTL personnel. The notice also includes the criteria for the use by the NRTL of these eight, or supplemental, programs. An NRTL's initial recognition will always include the first or basic program, which requires that all of these activities be performed in-house by the NRTL that will certify the product. OSHA previously granted TUV recognition to use these programs, which currently are listed on OSHA's informational Web page for TUV's recognition (see: <http://www.osha-slc.gov/dts/otpca/nrtl/tuv.html>)

Program 2: Acceptance of testing data from independent organizations, other than NRTLs.

Program 3: Acceptance of product evaluations from independent organizations, other than NRTLs.

Program 4: Acceptance of witnessed testing data.

Program 8: Acceptance of product evaluations from organizations that function as part of the International Electrotechnical Commission Certification Body (IEC-CB) Scheme.

Program 9: Acceptance of services other than testing or evaluation performed by subcontractors or agents.

OSHA developed these programs to limit how an NRTL may perform certain aspects of its work and to permit the activities covered under a program only when the NRTL meets certain criteria. In this sense, they are special conditions that the Agency places on an NRTL's recognition. OSHA does not consider these programs in determining whether an NRTL meets the requirements for recognition under 29 CFR 1910.7. However, these programs are one of the three elements that define the scope of that recognition.

Existing Condition

Currently, OSHA imposes the following condition on its recognition of TUV as an NRTL. This condition would apply to the renewal of recognition.

TUV must have specific written testing procedures in place before testing products covered by any test standard for which it is recognized and

must use these procedures in testing and certifying those products.

Preliminary Finding on the Application

TUV has submitted an acceptable request for renewal of its recognition as an NRTL. While processing this request, OSHA performed an on-site review of TUV's NRTL testing facilities. TUV has addressed any discrepancies noted by the assessor following the on-site evaluation, and the assessor has recommended renewal of TUV's recognition (see Exhibit 24).

Following a review of the application file, the assessor's recommendation, and other pertinent documents, the NRTL Program staff has concluded that OSHA can grant to TUV the renewal of its recognition as an NRTL to use the facilities, test standards, and programs listed above, subject to the condition noted. The staff, therefore, recommended to the Assistant Secretary that the application be preliminarily approved.

Based upon the recommendation of the staff, the Agency has made a preliminary finding that TUV Rheinland of North America, Inc., can meet the requirements, as prescribed by 29 CFR 1910.7, for the renewal of its recognition, subject to the condition noted. This preliminary finding, however, does not constitute an interim or temporary approval of the application.

OSHA welcomes public comments, in sufficient detail, as to whether TUV has met the requirements of 29 CFR 1910.7 for renewal of its recognition as a Nationally Recognized Testing Laboratory. Your comment should consist of pertinent written documents and exhibits. To consider it, OSHA must receive the comment at the address provided above see **ADDRESSES**) no later than the last date for comments see **DATES** above). Should you need more time to comment, OSHA must receive your written request for extension at the address provided above (also see **ADDRESSES**) no later than the last date for comments (also see **DATES** above). You must include your reason(s) for any request for extension. OSHA will limit an extension to 15 days unless the requester justifies a longer period. We may deny a request for extension if it is frivolous or otherwise unwarranted. You may obtain or review copies of TUV's request, the memo on the recommendation, and all submitted comments, as received, by contacting the Docket Office, Room N2625, Occupational Safety and Health Administration, U.S. Department of Labor, at the above address. You should refer to Docket No. NRTL3-92, the

permanent record of public information on TUV's recognition.

The NRTL Program staff will review all timely comments and, after resolution of issues raised by these comments, will recommend whether to grant TUV's application for renewal of recognition. The Agency will make the final decision on granting the renewal and, in making this decision, may undertake other proceedings that are prescribed in Appendix A to 29 CFR Section 1910.7. OSHA will publish a public notice of this final decision in the **Federal Register**.

Signed at Washington, DC this 17th day of January, 2002.

John L. Henshaw,

Assistant Secretary.

[FR Doc. 02-1934 Filed 1-25-02; 8:45 am]

BILLING CODE 4510-26-P

NATIONAL COUNCIL ON DISABILITY

Sunshine Act Meeting Notice

TYPE: Quarterly Meeting Location Change.

AGENCY: National Council on Disability.

SUMMARY: This notice sets forth the schedules and proposed agenda of the upcoming quarterly meeting of the National Council on Disability (NCD). Notice of this meeting is required under Section 522b(e)(1) of the Government in the Sunshine Act, (P.L. 94-409). On December 6, 2001, NCD published a Sunshine Act Meeting notice in the **Federal Register**, indicating that the meeting would take place in Los Angeles, California, at Los Angeles Marriott Hotel Downtown. The meeting will not be held at that location. It will now be held at the National Council on Disability office in Washington, DC. The dates and times are the same.

QUARTERLY MEETING DATES: February 4-5, 2002, 8:30 a.m. to 5 p.m.

LOCATION: National Council on Disability, 1331 F Street, NW., Suite 850, Washington, DC; 202-272-2004.

CONTACT INFORMATION: Mark S. Quigley, Public Affairs Specialist, National Council on Disability, 1331 F Street NW., Suite 850, Washington, DC 20004; 202-272-2004 (Voice), 202-272-2074 (TTY), 202-272-2022 (Fax).

AGENCY MISSION: NCD is an independent federal agency composed of 15 members appointed by the President and confirmed by the U.S. Senate. Its overall purpose is to promote policies, programs, practices, and procedures that guarantee equal opportunity for all people with disabilities, including people from culturally diverse