

the terms and conditions, if any, of occupancy of such housing. In addition, section 201(g) requires that such information be provided in English, or as necessary and reasonable, in a language common to the workers and that the Department of Labor make forms available to provide such information. Section 500.75(f) and (g) of Regulations, 29 CFR Part 500, of MSPA, sets forth the terms of occupancy of housing which are to be posted or given in a written statement to the worker. Section 500.1(i)(2) provides for optional Form WH-521, which may be used to satisfy sections 201(c) and 201(g) of MSPA. Optional Form WH-521 is printed in English/Spanish. Form WH-521 in other languages is not available at this time. The information collection is currently approved by the Office of Management and Budget (OMB) for use through September 2002.

## II. Review Focus

The Department of Labor is particularly interested in comments which:

- 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;
- 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, e.g., permitting electronic submissions of responses.

## III. Current Actions

The Department of Labor seeks an extension of approval of optional Form WH-521, which may be used to satisfy sections 201(c) and 201(g) of MSPA. Form WH-521 is an optional form which a farm labor contractor, agricultural employer, and agricultural association can post or present to a migrant agricultural worker listing the terms and conditions for occupancy of housing. While use of the form is optional, disclosure of the information is required by MSPA. The optional form completed by the employer provides an easy method for the employer to satisfy the disclosure requirements.

Completion of the form and disclosure also provides the migrant agricultural workers with information enabling them to understand the conditions under which they may occupy housing provided by farm labor contractors, agricultural employers or agricultural associations. There are no changes to this form since the last OMB approval.

*Type of Review:* Extension.

*Agency:* Employment Standards Administration.

*Titles:* Housing Terms and Conditions.

*OMB Number:* 1215-0146.

*Agency Numbers:* Not Applicable.

*Affected Public:* Businesses or other for-profit; individuals or households; Farms.

*Total Respondents/Responses:* 1,300.

*Total Hours:* 650.

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

*Total Burden Cost (operation/maintenance):* \$0.

Comments submitted in response to this notice will be summarized and/or 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.

Dated: May 7, 2002.

**Margaret J. Sherrill,**

*Chief, Branch of Management Review and Internal Control, Division of Financial Management, Office of Management, Administration and Planning, Employment Standards Administration.*

[FR Doc. 02-11879 Filed 5-10-02; 8:45 am]

**BILLING CODE 4510-27-P**

## DEPARTMENT OF LABOR

### Employment Standards Administration

#### Proposed Collection; Comment Request

**ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance 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 (PRA95) [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 the impact of collection requirements on respondents can be

properly assessed. Currently, the Employment Standards Administration, Office of Labor-Management Standards, is soliciting comments concerning the proposed information collection entitled Labor Organization and Auxiliary Reports. A copy of the proposed information collection request can be obtained by contacting the office listed below in the addressee section of this Notice.

**DATES:** Written comments must be submitted to the office listed in the addressee section below on or before July 12, 2002.

**ADDRESSES:** Ms. Patricia A. Forkel, U.S. Department of Labor, 200 Constitution Ave., NW., Room S-3201, Washington, DC 20210, telephone (202) 693-0339, fax (202) 693-1451, EMail pforkel@fenix2.dol-esa.gov. Please use only one method of transmission for comments (mail, fax, or EMail).

#### SUPPLEMENTARY INFORMATION:

### I. Background

Congress enacted the Labor-Management Reporting and Disclosure Act (LMRDA), 29 U.S.C. 401 *et seq.*, to provide for the disclosure of information on the financial transactions and administrative practices of labor organizations. The statute also provides, under certain circumstances, for reporting by labor organization officers and employees, employers, labor relations consultants, and surety companies. In addition, the statute requires: (a) the maintenance and retention of supporting records for five years after the required reports are filed, and (b) the preservation for one year of records of elections of union officers. Section 208 of the Act authorizes the Secretary to issue rules and regulations prescribing the form of the required reports. The reporting provisions were devised to implement a basic tenet of the LMRDA: the guarantee of democratic procedures and safeguards within labor organizations that are designed to protect the basic rights of union members. The implementing regulations specifically incorporate by reference the LMRDA reporting and record retention requirements of labor organization information, annual financial, and trusteeship reports, as well as the requirement for the preservation of election records. Information supplied on the reports may be utilized by union members to help self-govern their unions, by the general public, and as research material for both outside researchers and within the Department of Labor. The information is also used to assist DOL and other government agencies in detecting

improper practices on the part of labor organizations, their officers and/or representatives, and is used by Congress in oversight and legislative functions. The information collection is currently approved by the Office of Management and Budget (OMB) for use through November 2002. The following is a list of the reporting forms contained in this information collection and their regulatory and legislative citations: LM-1, Labor Organization Information Report, 29 CFR 402, 29 U.S.C. 431(a); LM-2, Labor Organization Annual Report, 29 CFR 402.5 and 403.3; 29 U.S.C. 431(b); LM-3, Labor Organization Annual Report, 29 CFR 402.5 and 403.4; 29 U.S.C. 431(b); LM-4, Labor Organization Annual Report, 29 CFR 402.5 and 403.4; 29 U.S.C. 431(b); LM-10, Employer Report, 29 CFR Part 405, 29 U.S.C. 433(a); LM-15, Trusteeship Report, 29 CFR Part 408, 29 U.S.C. 461; LM-15A, Report on Selection of Delegates and Officers, 29 CFR Part 408, 29 U.S.C. 461; LM-16, Terminal Trusteeship Report, 29 CFR Part 408, 29 U.S.C. 461; LM-20, Agreement and Activities Report, 29 CFR Part 406, 29 U.S.C. 433(b); LM-21, Receipts and Disbursements Report, 29 CFR Part 406, 29 U.S.C. 433(b); LM-30, Labor Organization Officer and Employee Report, 29 CFR Part 404, 29 U.S.C. 432; S-1, Surety Company Annual Report, 29 CFR Part 409, 29 U.S.C. 441; Simplified Annual Report Format, 29 CFR Part 403, 29 U.S.C. 431(b).

## II. Review Focus

The Department of Labor is particularly interested in comments which:

- 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;
- 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, e.g., permitting electronic submissions of responses.

## III. Current Actions

Pursuant to § 205 of the LMRDA, the purpose of the reporting requirements is the public disclosure of the information and financial reports. Copies of every report submitted are maintained for public inspection and copying, upon request, at the U.S. Department of Labor, Room N5608, 200 Constitution Avenue, NW., Washington, DC 20210, and at the appropriate field office for the Department's Office of Labor-

Management Standards (OLMS). Information supplied on the reports may be utilized by union members to help self-govern their unions, by the general public, and as research material for both outside researchers and within the Department of Labor. The information is also used to assist DOL and other government agencies in detecting improper practices on the part of labor organizations, their officers and/or representatives, and is used by Congress in oversight and legislative functions. Under this request, the Department of Labor is seeking extension of the approved expiration date of the forms described above for a three year period.

*Type of Review:* Extension.

*Agency:* Employment Standards Administration.

*Titles:* Labor Organization Information Report (LM-1); Labor Organization Annual Report (LM-2); Labor Organization Annual Report (LM-3); Labor Organization Annual Report (LM-4); Employer Report (LM-10); Trusteeship Report (LM-15); Report on Selection of Delegates and Officers (LM-15A); Terminal Trusteeship Report (LM-16); Agreement and Activities Report (LM-20); Receipts and Disbursements Report (LM-21); Labor Organization Officer and Employee Report (LM-30); Surety Company Annual Report (S-1); and the Simplified Annual Report Format.

*OMB Number:* 1215-0188.

*Affected Public:* Not-for-profit institutions, Businesses or other for-profit; Individuals or households.

Form	Responses/respondents	Hours per respondent	Reporting burden hours	Minutes per respondent	Recordkeeping hours	Total hours
LM-1 .....	253	0.83	210	5	21	231
LM-2 .....	5,932	14.75	87,497	30	2,966	90,463
LM-3 .....	12,722	6.50	82,693	15	3,181	85,874
LM-4 .....	8,108	0.83	6,730	2	270	7,000
LM-10 .....	116	0.50	58	5	10	68
LM-15 .....	427	1.50	641	20	142	783
LM-15A .....	71	0.33	23	2	2	25
LM-16 .....	110	0.33	36	1	2	38
LM-20 .....	231	0.33	76	2	8	84
LM-21 .....	36	0.50	18	5	3	21
LM-30 .....	139	0.50	70	5	12	82
S-1 .....	82	0.50	41	5	7	48
SARF* .....	2,142	0.17	364	2	71	435
Total .....	30,369	.....	178,457	6,695	85,152	

\*Simplified Annual Report Format.

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

*Total Burden Cost (operation/maintenance):* \$0.

Comments submitted in response to this notice will be summarized and/or 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.

Dated: May 6, 2002.

**Margaret J. Sherrill,**

*Chief, Branch of Management Review and Internal Control, Division of Financial Management, Office of Management, Administration and Planning, Employment Standards Administration.*

[FR Doc. 02-11880 Filed 5-10-02; 8:45 am]

**BILLING CODE 4510-CP-P**

## DEPARTMENT OF LABOR

### Employment Standards Administration

#### Proposed Collection; Comment Request

**ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance 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 (PRA95) [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 the impact of collection requirements on respondents can be properly assessed. Currently, the Employment Standards Administration, Wage and Hour Division (WHD) is soliciting comments concerning the following proposed collection: Application of the Employee Polygraph Protection Act. A copy of the proposed information collection request can be obtained by contacting the office listed below in the addressee section of this Notice.

**DATES:** Written comments must be submitted to the office listed in the addressee section below on or before July 12, 2002.

**ADDRESSES:** Ms. Patricia A. Forkel, U.S. Department of Labor, 200 Constitution Ave., NW., Room S-3201, Washington, DC 20210, telephone (202) 693-0339, fax (202) 693-1451, EMail [pforkel@fenix2.dol-esa.gov](mailto:pforkel@fenix2.dol-esa.gov). Please use

only one method of transmission for comments (mail, fax, or EMail).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

The Wage and Hour Division (WHD) administers the Employee Polygraph Protection Act of 1988 (EPPA). The EPPA was signed into law June 27, 1988 and became effective December 27, 1988. EPPA prohibits most private employers from using any lie detector tests either for pre-employment screening or during the course of employment. Federal, State, and local government employers are exempted from the Act. The law contains several limited exemptions which authorize polygraph tests under certain conditions, including: (1) The testing of employees who are reasonably suspected of involvement in a workplace incident that results in economic loss or injury to the employer's business; (2) the testing by the Federal Government of experts, consultants, or employees of Federal contractors engaged in national security intelligence or counterintelligence functions; (3) the testing of some prospective employees of private armored car, security alarm, and security guard firms; and (4) the testing of some current and prospective employees in firms authorized to manufacture, distribute, or dispense controlled substances. Employers who violate any of the Act's provisions may be assessed civil money penalties up to \$10,000. The information collection is currently approved by the Office of Management and Budget (OMB) for use through October 2002.

##### II. Review Focus

The Department of Labor is particularly interested in comments which:

- 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;
- 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,

e.g., permitting electronic submissions of responses.

### III. Current Actions

The Department of Labor seeks an extension of approval of this information collection that requires the keeping of records necessary or appropriate for the administration of the Act in order to carry out its responsibility to determine if a beneficiary is capable and/or competent to manage his/her black lung benefits, and to assure that the representative payee is using the benefits to meet the beneficiary's needs. There is no change to these forms since the last OMB approval.

*Type of Review:* Extension.

*Agency:* Employment Standards Administration.

*Titles:* Application of the Employee Polygraph Protection Act.

*OMB Number:* 1215-0170.

*Agency Numbers:* Not Applicable.

*Affected Public:* Businesses or other for-profit; individuals or households; Not-for-profit institutions; Farms.

*Total Respondents/Responses:* 328,000.

*Total Hours:* 82,406.

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

*Total Burden Cost (operation/maintenance):* \$0.

Comments submitted in response to this notice will be summarized and/or 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.

Dated: May 6, 2002.

**Margaret J. Sherrill,**

*Chief, Branch of Management Review and Internal Control, Division of Financial Management, Office of Management, Administration and Planning, Employment Standards Administration.*

[FR Doc. 02-11881 Filed 5-10-02; 8:45 am]

**BILLING CODE 4510-27-P**

## DEPARTMENT OF LABOR

### Employment Standards Administration

#### Proposed Collection; Comment Request

**ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance 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