

DEPARTMENT OF LABOR**Employment and Training Administration****[NAFTA-5572]****Regal Manufacturing Company, Textured Yarn Department, Hickory, NC; 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 Regal Manufacturing Company, Textured Yarn Department, Hickory, North Carolina. The application contained no new substantial information which would bear importantly on the Department's determination. Therefore, dismissal of the application was issued.

NAFTA-5572; Regal Manufacturing Company, Textured Yarn Department, Hickory, North Carolina (May 14, 2002)

Signed at Washington, DC, this 16th day of May, 2002.

Edward A. Tomchick,
Director, Division of Trade Adjustment Assistance.

[FR Doc. 02-18062 Filed 7-17-02; 8:45 am]

BILLING CODE 4510-30-M

Signed in Washington, DC this 1st day of July, 2002.

Linda G. Poole,
Certifying Officer, Division of Trade Adjustment Assistance.

[FR Doc. 02-18074 Filed 7-17-02; 8:45 am]
BILLING CODE 4510-30-P

DEPARTMENT OF LABOR**Employment and Training Administration****[NAFTA-4710]****Textron Fastening Systems, Automotive Solutions Group, Xact Products Division, Brooklyn, MI; Notice of Termination of Investigation**

Pursuant to Title V of the North American Free Trade Agreement Implementation Act (Pub. L. 103-182) concerning transitional adjustment assistance, hereinafter called NAFTA-TAA and in accordance with Section 250(a), Subchapter D, Chapter 2, Title II, of the Trade Act of 1974, as amended (19 U.S.C. 2273), an investigation was initiated on April 3, 2001 in response to a petition filed by the company on behalf of workers at Textron Fastening Systems, Automotive Solutions Group, Xact Products Division, Brooklyn, Michigan.

The petitioner has requested that the petition be withdrawn. Consequently, further investigation in this case would serve no purpose, and the investigation has been terminated.

DEPARTMENT OF LABOR**Employment and Training Administration****[NAFTA-05836]****Tyco Electronics Corporation, Jacobus, PA; Notice of Negative Determination Regarding Application for Reconsideration**

By application postmarked March 22, 2002, an employee requested administrative reconsideration of the Department's negative determination regarding eligibility to apply for North American Free Trade Agreement-Transitional Adjustment Assistance (NAFTA-TAA), applicable to workers and former workers of the subject firm. The denial notice was signed on February 28, 2002, and was published in the *Federal Register* on March 20, 2002 (67 FR 13011).

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 mis-interpretation of facts or of the law justified reconsideration of the decision.

The denial of NAFTA-TAA for workers engaged in activities related to the production of electrical connectors at Tyco Electronics Corporation, Jacobus, Pennsylvania including an offsite warehouse at Shrewsbury, Pennsylvania was based on the finding that criteria (3) and (4) of the group eligibility requirements of paragraph (a)(1) of section 250 of the Trade Act, as amended, were not met. The company did not shift production of electrical connectors to Canada or Mexico and did not import electrical connectors from Canada or Mexico. The predominant cause of worker separations at the subject plant is due to a domestic shift of production to other affiliated domestic locations.

The petitioner appears to be alleging that the company shifted a portion of

subject plant production to Mexico. The petitioner further believes that the subject firm imports electrical connectors to the United States. The petitioner attached shipping invoices to depict various imports by the company.

Based on information provided during the initial investigation and recent contact with the company, no shifts in plant production occurred during the relevant period. All subject plant production was shifted to other domestic sources. The information supplied by the company further indicates that they did not import any products like or directly competitive with what the subject plant produced.

The petitioner attached three shipping invoices to illustrate the various products imported by the company. Two of the three shipping invoices consisted of products imported from countries other than Canada or Mexico to the subject plant. The third invoice shows that the company imports some type of product from Mexico. The company was contacted concerning the invoices and indicated that the imported products were component parts used to produce the finished electrical connectors. The imported products, must be like or directly competitive with what the subject plant produces to meet the eligibility requirements for NAFTA-TAA under section 250 of the Trade Act of 1974.

Conclusion

After review of the application for reconsideration and investigative 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 decisions. Accordingly, the application is denied.

Signed at Washington, DC, this 5th day of July 2002.

Edward A. Tomchick,
Director, Division of Trade Adjustment Assistance.

[FR Doc. 02-18078 Filed 7-17-02; 8:45 am]

BILLING CODE 4510-30-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 Workers' Compensation Programs (OWCP) is soliciting comments concerning the proposed collection entitled Representative Fee Request. 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 September 16, 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

Individuals filing for compensation benefits with the Office of Workers' Compensation Programs (OWCP) may be represented by an attorney or other representative. The representative is entitled to request a fee for services under the Federal Employees' Compensation Act (FECA) and under the Longshore and Harbor Workers' Compensation Act (LSHWC). The fee must be approved by the OWCP before any demand for payment can be made by the representative. This information collection request sets forth the criteria for the information which must be presented by the respondent in order to have the fee approved by the OWCP. The information collection does not have a particular form or format; the respondent may present the information in any format which is convenient and which meets all the required information criteria. The information collection is currently approved by the Office of Management and Budget (OMB) for use through December 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 to collect this information in order to carry out its responsibility to approve representative fees under the two Acts. OWCP has reestimated the burden hours per response for FECA representatives only, from 90 minutes to 60 minutes. There is no change in the requirements or method of collection since the last clearance.

Type of Review: Extension.

Agency: Employment Standards Administration.

Titles: Representative Fee Request.

OMB Number: 1215-0078.

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

Total Respondents/Responses: 10,000.

Total Hours: 7,850.

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

Total Burden Cost (operation/ maintenance): \$16,427.

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: July 11, 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. 02-18061 Filed 7-17-02; 8:45 am]

BILLING CODE 4510-CH-P

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[Docket No. ICR-1218-0233 (2002)]

Construction Records for Rigging Equipment; Extension of the Office of Management and Budget's (OMB) Approval of Information-Collection (Paperwork) Requirements

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

ACTION: Request for comment.

SUMMARY: OSHA solicits public comment concerning its request to extend OMB approval of the information-collection requirements specified in paragraphs (b)(1), (b)(6)(i), (c)(15)(iii), (e)(1)(i), (ii), (iii), and (f)(2) of the Rigging Equipment for Construction Standard (29 CFR 1926.251). These paragraphs require affixing identification tags or markings on rigging equipment, developing and maintain inspection records; and retaining proof-testing certificates.

DATES: Submit written comments on or before September 16, 2002.

ADDRESSES: Submit written comments to the Docket Office, Docket No. ICR-1218-0233(2002), OSHA, U.S. Department of Labor, Room N-2625, 200 Constitution Avenue, NW., Washington, DC 20210; telephone: (202) 693-2350. Commenters may transmit written comments of 10 pages or less by facsimile to: (202) 693-1648.

FOR FURTHER INFORMATION CONTACT:

Kathleen M. Martinez, Directorate of Policy, Office of Regulatory Analysis, OSHA, U.S. Department of Labor, Room N-3627, 200 Constitution Avenue, NW., Washington, DC 20210; telephone: (202) 693-1953. A copy of the Agency's Information-Collection Request (ICR) supporting the need for the information collections specified by the Rigging Equipment Standard is available for inspection and copying in the Docket Office, or by requesting a copy from Todd Owen at (202) 693-2444. For electronic copies of the ICR contact OSHA on the Internet at <http://www.osha.gov/com-links.html> and select "Information Collection Requests."

SUPPLEMENTARY INFORMATION:

I. Background

The Department of Labor, as part of its continuing effort to reduce paperwork and respondent (i.e., employer) burden, conducts a preclearance consultation program to provide the public with an opportunity to comment on proposed