

exposure monitoring, employee medical examinations, and updating compliance plans; allowing employers the option to post employee exposure-monitoring results instead of requiring individual notification; eliminating the need for employers to report emergencies to OSHA and to notify OSHA when establishing a regulated area. Those changes reduced paperwork burden hours while maintaining worker protection and improving consistency among standards. The following is a brief description of the current collection of information requirements contained in the Vinyl Chloride Standard.

(A) Exposure Monitoring
(§ 1910.1017(d))

Paragraph 1910.1017(d)(2) requires employers to conduct exposure monitoring at least quarterly if the results show that employee exposures are above the permissible exposure limit (PEL), while those exposed at or above the Action Level (AL) must be monitored no less than semiannually. Paragraph (d)(3) requires that employers must perform additional monitoring with samples to be taken whenever there has been a change in VC production, process or control that may result in an increase in the release of VC.

(B) Written Compliance Plan
(§ 1910.1017(f)(2) and (f)(3))

Paragraph (f)(2) requires employers who cannot use engineering and work-practice controls immediately to reduce employee VC exposures to a level at or below the PEL to develop and implement a plan for doing so. Paragraph (f)(3) requires employers to develop this written plan and provide it upon request for examination and copying to OSHA. These plans must be updated annually.

(C) Medical Surveillance
(§ 1910.1017(k))

Paragraph (k) requires employers to develop a medical surveillance program for employees exposed to VC in excess of the action level. Examinations must be provided in accordance with this paragraph at least annually. Employers must also obtain, and provide to each employee, a copy of a physician's statement regarding the employee's suitability for continued exposure to VC, including use of protective equipment and respirators if appropriate.

(D) Recordkeeping (§ 1910.1017(m))

Employers must maintain employee exposure and medical records. The VC

standard requires that employers make available monitoring, measuring, and medical records at the request of the Assistant Secretary (usually an OSHA compliance officer).

II. Special Issues for Comment

OSHA has a particular interest in comments on the following issues:

- Whether the proposed information collection requirements are necessary for the proper performance of the Agency's functions, including whether the information is useful;
- The accuracy of OSHA's estimate of the burden (time and costs) of the information collection requirements, including the validity of the methodology and assumptions used;
- The quality, utility, and clarity of the information collected; and
- Ways to minimize the burden on employers who must comply; for example, by using automated or other technological information collection and transmission techniques.

III. Proposed Actions

OSHA proposes to extend the Office of Management and Budget's (OMB) approval of the collections of information (paperwork) requirements necessitated by the Standard on Vinyl Chloride (29 CFR 1910.1017). The Agency will summarize the comments submitted in response to this notice and include this summary in its request to OMB to extend the approval of these collections of information requirements contained in the standards.

Type of Review: Extension of currently approved information collection requirements.

Title: Vinyl Chloride (29 CFR 1910.1017).

OMB Number: 1218-0010.

Affected Public: Business or other for-profits; Federal Government; State, local or tribal government.

Frequency: On occasion.

Average Time Per Response: Varies from 5 minutes (.08 hour) for employers to maintain records to 12 hours for employers to update their compliance plans.

Estimated Total Burden Hours: 1,758.

Estimated Cost (Operation and Maintenance): \$113,862.

IV. Public Participation—Submission of Comments on This Notice and Internet Access to Comments and Submissions

You may submit comments and supporting materials in response to this notice by (1) hard copy, (2) FAX transmission (facsimile), or (3) electronically through the OSHA Web page. Because of security-related problems, there may be a significant

delay in the receipt of comments by regular mail. Please contact the OSHA Docket Office at (202) 693-2350 (TTY (877) 889-5627) for information about security procedures concerning the delivery of submissions by express delivery, hand delivery and courier service.

All comments, submissions and background documents are available for inspection and copying at the OSHA Docket Office at the above address. Comments and submissions posted on OSHA's Web page are available at <http://www.OSHA.gov>. Contact the OSHA Docket Office for information about materials not available through the OSHA Web page and for assistance in using the Web page to locate docket submissions.

Electronic copies of this **Federal Register** notice as well as other relevant documents are available on OSHA's Web page. Since all submissions become public, private information such as social security numbers should not be submitted.

V. Authority and Signature

Jonathan L. Snare, Acting Assistant Secretary of Labor for Occupational Safety and Health, directed the preparation of this notice. The authority for this notice is the Paperwork Reduction Act of 1995 (44 U.S.C. 3506 *et seq.*), and Secretary of Labor's Order No. 5-2002 (67 FR 65008).

Signed in Washington, DC, on June 3, 2005.

Jonathan L. Snare,

Acting Assistant Secretary of Labor.

[FR Doc. 05-11579 Filed 6-9-05; 8:45 am]

BILLING CODE 4510-26-M

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[Docket No. NRTL1-90]

Communication Certification Laboratory, Inc., Renewal and Expansion of Recognition

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

ACTION: Notice.

SUMMARY: This notice announces the Agency's final decision on the application of Communication Certification Laboratory, Inc., (CCL) for renewal of its recognition as a Nationally Recognized Testing Laboratory and for expansion of its recognition to use additional test standards under 29 CFR 1910.7.

DATES: *Recognition:* The renewal and expansion of recognition become effective on June 10, 2005.

FOR FURTHER INFORMATION CONTACT: Office of Technical Programs and Coordination Activities, NRTL Program, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue, NW., Room N3653, Washington, DC 20210, or phone (202) 693-2110, or phone (202) 693-2110.

SUPPLEMENTARY INFORMATION:

Notice of Final Decision

The Occupational Safety and Health Administration (OSHA) hereby gives notice of the renewal and expansion of recognition of Communication Certification Laboratory, Inc., (CCL) as a Nationally Recognized Testing Laboratory (NRTL). CCL's expansion covers the use of additional test standards. OSHA's current scope of recognition for CCL may be found in the following informational Web page: <http://www.osha.gov/dts/otpca/nrtl/ccl.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 the application. These notices set forth the NRTL's scope of recognition or modifications of this scope.

CCL initially received OSHA recognition as a Nationally Recognized Testing Laboratory on June 21, 1991 (56 FR 28579) for a five-year period ending on June 21, 1996. CCL properly requested a renewal of recognition, and OSHA granted CCL's first renewal on April 2, 1998 (63 FR 16279) for another five-year period ending April 2, 2003.

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. NRTLs submitting requests within this allotted time period retain their recognition during OSHA's renewal process. CCL submitted a request, dated June 26, 2002 (see Exhibit 11), to renew its recognition, within the allotted time period, and retained its recognition during this renewal process. CCL also requested expansion of its recognition to include three additional test standards but amended its request to just two additional standards, which the NRTL Program staff has determined to be appropriate test standards, within the meaning of 29 CFR 1910.7(c). (The staff makes similar determinations in processing expansion requests from any NRTL.) Therefore, OSHA is approving the two test standards for the expansion, which are listed below.

For purposes of processing CCL's request, OSHA NRTL Program staff performed two on-site reviews of CCL's facility on November 18-20, 2002, and on October 29-30, 2003. In the memo for the on-site reviews (see Exhibit 12), the staff recommended CCL's renewal and its expansion to include the two test standards requested. However, the Agency delayed processing of the final notice for the renewal and expansion, in part, until it obtained certain information relative to the application. This information was obtained prior to publication of the preliminary notice.

OSHA published the notice of its preliminary findings on the renewal and expansion request in the **Federal Register** on November 24, 2004 (69 FR 68405). The notice requested submission of any public comments by December 9, 2004. OSHA did not receive any comments pertaining to the application.

Other than the preliminary notice mentioned above, the most recent notices published by OSHA for CCL's recognition covered its prior renewal, as noted above.

You may obtain or review copies of all public documents pertaining to the CCL application by contacting the Docket Office, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue, NW., Room N2625, Washington, DC 20210. Docket No. NRTL1-90 contains all materials in the record concerning CCL's application.

The current address of the CCL facility (site) already recognized by OSHA and included as part of the renewal is:

Communication Certification Laboratory, Inc., 1940 West Alexander Street, Salt Lake City, Utah 84119.

Final Decision and Order

NRTL Program staff has examined the application, the assessor's reports, and other pertinent information. Based upon this examination and the assessor's recommendation, OSHA finds that Communication Certification Laboratory, Inc., has met the requirements of 29 CFR 1910.7 for renewal of its recognition and for the expansion to include two additional test standards, UL 6500 and UL 61010A-1, subject to the limitations and conditions, also listed below. Pursuant to the authority in 29 CFR 1910.7, OSHA hereby renews and expands the recognition of CCL, subject to these limitations and conditions.

Limitation

OSHA limits the renewal and expansion of CCL's recognition to testing and certification of products for demonstration of conformance to the four test standards listed below.¹ OSHA has determined that the standards meet the requirements for an appropriate test standard, within the meaning of 29 CFR 1910.7(c).

UL1012 Power Units Other Than Class 2

UL 6500 Audio/Visual and Musical Instrument Apparatus for Household, Commercial, and Similar General Use
UL 60950 Information Technology Equipment

UL 61010A-1 Electrical Equipment for Laboratory Use; Part 1: General Requirements

The designation and title of the above test standards were current at the time of the preparation of the notice of the preliminary finding.

OSHA's recognition of CCL, 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

¹ Two standards, UL 1459 and UL 1950, were included in the preliminary notice on a temporary basis although they had been withdrawn by the standards developing organization. As explained in that notice, we did so pending removal or replacement of these and other withdrawn standards, at the same time, from the scope of recognition of all applicable NRTLs. The necessary **Federal Register** notice to remove or replace those test standards was published on March 8, 2005 (70 FR 11273), making it no longer necessary to temporarily include these two standards in CCL's scope.

NRTL testing and certification requirements.

Many UL test standards also are approved as American National Standards by the American National Standards Institute (ANSI). However, for convenience, we use the designation of the standards developing organization for the standard as opposed to the ANSI designation. Under our procedures, any 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. You may contact ANSI to find out whether or not a test standard is currently ANSI-approved.

Programs and Procedures

The renewal includes CCL's continued use of any supplemental programs for which it is approved, based upon the criteria detailed in OSHA's March 9, 1995, **Federal Register** notice on the NRTL programs (60 FR 12980). This notice lists nine (9) programs, eight of which (called the supplemental programs) an NRTL may use to control and audit, but not necessarily to generate, the data relied upon for product certification. An NRTL's initial recognition will always include the first or basic program, which requires that all product testing and evaluation be performed in-house by the NRTL that will certify the product. OSHA has already recognized CCL for the program listed below. See <http://www.osha.gov/dts/otpc/nrtl/ccl.html>.

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 help to define the scope of that recognition.

Conditions

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

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

If CCL 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;

CCL 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, CCL 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;

CCL 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;

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

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

Signed at Washington, DC this 31st day of May, 2005.

Jonathan L. Snare,

Acting Assistant Secretary.

[FR Doc. 05-11509 Filed 6-9-05; 8:45 am]

BILLING CODE 4510-26-P

NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

National Endowment for the Arts; Arts Advisory Panel

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), as amended, notice is hereby given that a meeting of the Arts Advisory Panel to the National Council on the Arts will be held by teleconference from the Nancy Hanks Center, 1100 Pennsylvania Avenue, NW., Washington, DC 20506 as follows:

National Initiatives (National Poetry Recitation Contest): June 23, 2005. This meeting, from 2 p.m. to 2:45 p.m. (E.D.T.), will be closed.

This meeting is for the purpose of Panel review, discussion, evaluation, and recommendations on financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including information given in confidence to the agency. In accordance with the determination of the Chairman

of April 8, 2005, these sessions will be closed to the public pursuant to subsection (c)(6) of section 552b of Title 5, United States Code.

Further information with reference to this meeting can be obtained from Ms. Kathy Plowitz-Worden, Office of Guidelines & Panel Operations, National Endowment for the Arts, Washington, DC 20506, or call 202/682-5691.

Dated: June 6, 2005.

Kathy Plowitz-Worden,

*Panel Coordinator, Panel Operations,
National Endowment for the Arts.*

[FR Doc. 05-11481 Filed 6-9-05; 8:45 am]

BILLING CODE 7537-01-P

NUCLEAR REGULATORY COMMISSION

[Docket No. 030-32741]

Notice of Availability of Environmental Assessment and Finding of No Significant Impact for License Amendment for Central Virginia Laboratories & Consultants, Inc's Facility in Virginia Beach, VA

AGENCY: Nuclear Regulatory Commission.

ACTION: Notice of availability.

FOR FURTHER INFORMATION CONTACT:

Kathy Modes, Materials Security & Industrial Branch, Division of Nuclear Materials Safety, Region I, 475 Allendale Road, King of Prussia, Pennsylvania 19406, telephone (610) 337-5251, fax (610) 337-5269; or by e-mail: kad@nrc.gov.

SUPPLEMENTARY INFORMATION:

I. Introduction

The Nuclear Regulatory Commission (NRC) is issuing a license amendment to Central Virginia Laboratories & Consultants, Inc. for Materials License No. 45-25198-01, to authorize release of its facility in Virginia Beach, Virginia, for unrestricted use. NRC has prepared an Environmental Assessment (EA) in support of this action in accordance with the requirements of 10 CFR Part 51. Based on the EA, the NRC has concluded that a Finding of No Significant Impact (FONSI) is appropriate. The amendment will be issued following the publication of this Notice.

II. EA Summary

The purpose of the action is to authorize the release of the licensee's Virginia Beach, Virginia facility for unrestricted use. Central Virginia Laboratories & Consultants, Inc. was authorized by NRC from June 16, 1992,