

**DEPARTMENT OF LABOR****Employment and Training Administration**

[TA-W-58,937]

**Rexam, Inc., D/B/A Precise Technology Pgh Tool Shop, North Versailles, PA; Notice of Revised Determination on Reconsideration**

On June 14, 2006, the Department issued an Affirmative Determination Regarding Application on Reconsideration applicable to workers and former workers of the subject firm. The notice was published in the **Federal Register** on June 26, 2006 (71 FR 36365).

The previous investigation initiated on March 1, 2006, resulted in a negative determination issued on April 6, 2006, based on the finding that imports of injection molded products did not contribute importantly to worker separations at the subject firm and no shift of production to a foreign source occurred. The denial notice was published in the **Federal Register** on April 18, 2006 (71 FR 19900).

To support the request for reconsideration, the petitioner supplied additional information regarding production at the Tool Shop at the subject facility and company imports of like or directly competitive products with those produced at the Tool Shop. Upon further contact with the subject firm's company official, it was revealed that workers employed at the Tool Shop manufactured injection tools and were separately identifiable from other workers at the subject firm.

Having conducted a detailed investigation on reconsideration, it was revealed that the subject firm ceased production of injection tools manufactured by the Tool Shop, while increasing its reliance on imports of injection tools during the relevant time period.

In accordance with section 246 of the Trade Act of 1974 (26 U.S.C. 2813), as amended, the Department of Labor herein presents the results of its investigation regarding certification of eligibility to apply for alternative trade adjustment assistance (ATAA) for older workers.

In order for the Department to issue a certification of eligibility to apply for ATAA, the group eligibility requirements of section 246 of the Trade Act must be met. The Department has determined in this case that the requirements of section 246 have been met.

A significant number of workers at the firm are age 50 or over and possess skills that are not easily transferable.

Competitive conditions within the industry are adverse.

**Conclusion**

After careful review of the additional facts obtained on reconsideration, I conclude that increased imports of articles like or directly competitive with those produced at Rexam, Inc., d/b/a Precise Technology, Pgh Tool Shop, contributed importantly to the declines in sales or production and to the total or partial separation of workers at the subject firm. In accordance with the provisions of the Act, I make the following certification:

All workers of Rexam, Inc., d/b/a Precise Technology, Pgh Tool Shop, engaged in the production of injection tools, who became totally or partially separated from employment on or after February 28, 2005 through two years from the date of this certification, are eligible to apply for adjustment assistance under section 223 of the Trade Act of 1974, and are eligible to apply for alternative trade adjustment assistance under section 246 of the Trade Act of 1974.

Signed in Washington, DC, this 28th day of September, 2006.

**Elliott S. Kushner**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E6-17103 Filed 10-13-06; 8:45 am]

**BILLING CODE 4510-30-P****DEPARTMENT OF LABOR****Employment and Training Administration**

[TA-W-60,054]

**Schiffer Dental Care Products Agawam, MA; Notice of Termination of Investigation**

Pursuant to Section 221 of the Trade Act of 1974, as amended, an investigation was initiated on September 12, 2006 in response to a petition filed by a company official on behalf of workers at Schiffer Dental Care Products, Agawam, Massachusetts.

The petitioner has requested that the petition be withdrawn. Consequently, the investigation has been terminated.

Signed in Washington, DC, this 2nd day of October 2006.

**Linda G. Poole,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E6-17111 Filed 10-13-06; 8:45 am]

**BILLING CODE 4510-30-P****DEPARTMENT OF LABOR****Employment and Training Administration**

[TA-W-59,533]

**Yakima Resources, LLC; Yakima, Washington; Notice of Negative Determination on Reconsideration**

On September 12, 2006, the Department issued an Affirmative Determination Regarding Application for Reconsideration for the workers and former workers of Yakima Resources, LLC, Yakima, Washington (the subject firm). The Department's Notice of Affirmative Determination was published in the **Federal Register** on September 21, 2006 (71 FR 55219). Workers produce plywood.

The petition for the workers of the subject firm was denied because there was no shift of production and the "contributed importantly" group eligibility requirement of section 222 of the Trade Act of 1974, as amended, was not met. The "contributed importantly" test is generally demonstrated through increased imports by the subject firm or its customers. The investigation revealed neither a shift of production abroad nor an increase in imports of plywood during the relevant period.

In the request for reconsideration, the Western Council of Industrial Workers, United Brotherhood of Carpenters and Joiners of America (the Union) alleged that the Department had failed to investigate increased imports of oriented strand board (OSB), which is like and directly competitive with plywood.

During the reconsideration investigation, the Department asked both the subject firm and the subject firm's sole customer of plywood whether they had increased import purchases of OSB. Both respondents answered in the negative.

In order for the Department to issue a certification of eligibility to apply for Alternative Trade Adjustment Assistance (ATAA), the subject worker group must be certified eligible to apply for Trade Adjustment Assistance (TAA). Since the subject workers are denied eligibility to apply for TAA, the workers cannot be certified eligible for ATAA.

**Conclusion**

After careful reconsideration, I affirm the original notice of negative determination of eligibility to apply for worker adjustment assistance for workers and former workers of Yakima Resources, LLC, Yakima, Washington.

Signed at Washington, DC, this 28th day of September, 2006.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. E6-17106 Filed 10-13-06; 8:45 am]

BILLING CODE 4510-30-P

## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

[Docket No. ICR-1218-1008(2006)]

#### Standard on Ethylene Oxide (EtO); 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 public comment.

**SUMMARY:** OSHA solicits public comments concerning its proposal to extend OMB approval of the information collection requirements contained in its Ethylene Oxide (EtO) Standard (29 CFR 1910.1047). The Standard protects employees from the adverse health effects that may result from occupational exposure to EtO, including carcinogenic, mutagenic, genotoxic, reproductive, neurologic, and sensitization hazards to employees.

**DATES:** Comments must be submitted by the following dates:

*Hard Copy:* Your comments must be submitted (postmarked or received) by December 15, 2006.

*Facsimile and electronic transmission:* Your comments must be received by December 15, 2006.

**ADDRESSES:** You may submit comments, identified by OSHA Docket No. ICR-1218-0108(2006), by any of the following methods:

*Regular mail, express delivery, hand-delivery, and messenger service:* Submit your comments and attachments to the OSHA Docket Office, Room N-2625, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210; telephone (202) 693-2350 (OSHA's TTY number is (877) 899-5627). OSHA Docket Office and Department of Labor hours are 8:15 a.m. to 4:45 p.m., e.t.

*Facsimile:* If your comments are 10 pages or fewer in length, including attachments, you may fax them to the OSHA Docket Office at (202) 693-1648.

*Electronic:* You may submit comments through the Internet at <http://ecomments.osha.gov/>. Follow instructions on the OSHA Web page for submitting comments.

*Docket:* For access to the docket to read or download comments or background materials, such as the complete Information Collection Request (ICR) (containing the Supporting Statement, OMB-83-I Form, and attachments), go to OSHA's Web page at <http://www.OSHA.gov>. In addition, the ICR, comments and submissions are available for inspection and copying at the OSHA Docket Office at the address above. You also may contact Jamaa Hill at the address below to obtain a copy of the ICR. For additional information on submitting comments, please see the "Public Participation" heading in **SUPPLEMENTARY INFORMATION.**

#### FOR FURTHER INFORMATION CONTACT:

Jamaa Hill or Todd Owen, Directorate of Standards and Guidance, OSHA, U.S. Department of Labor, Room N-3609, 200 Constitution Avenue, NW., Washington, DC 20210; telephone (202) 693-2222.

#### 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 and continuing information collection requirements in accordance with the Paperwork Reduction Act of 1995 (PRA-95)(44 U.S.C. 3506(c)(2)(A)). This program ensures that information is in the desired format, reporting burden (time and costs) is minimal, collection instruments are clearly understood, and OSHA's estimate of the information burden is accurate. The Occupational Safety and Health Act of the 1970 (the Act) authorizes information collection by employers as necessary or appropriate for enforcement of the Act or for developing information regarding the causes and prevention of occupational injuries, illnesses, and accidents (29 U.S.C. 657).

The principal paperwork provisions of the EtO Standard require employers to notify employees of their EtO exposures, implement a written compliance program, administer medical examinations, provide examining physicians with specific information, ensure that employees receive a copy of their medical examination results, maintain employees' exposure-monitoring and medical records for specific periods, and provide access to these records by OSHA, the National Institute for Occupational Safety and Health, the

affected employees, and their authorized representatives.

##### 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.

OSHA is proposing to decrease the existing burden hour estimate and to extend OMB's approval of the collection of information requirements contained in the EtO Standard. The Agency is requesting a decrease in burden hours for the collection of information contained in the EtO Standard from 43,972 hours to 42,732 hours. This 1,240-hour decrease mainly results from decrease in the number of hospitals (which are major EtO consumers). The agency will summarize the comments submitted in response to this notice, and will include this summary in its request to OMB to extend the approval of these information collection requirements.

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

*Title:* Ethylene Oxide Standard (29 CFR 1910.1047).

*OMB Number:* 1218-0108.

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

*Number of Respondents:* 5,474.

*Frequency:* On occasion.

*Total Responses:* 209,256.

*Average Time per Response:* Time per response ranges from 5 minutes (.08 hour) to provide information to the examining physician to 2 hours for employees to receive medical examinations.

*Estimated Total Burden Hours:* 42,732.

*Estimated Cost (Operation and Maintenance):* \$6,595,597.

##### III. 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