

**Total Burden Cost (capital/startup):** 0.  
**Total Burden Cost (operating/maintaining):** 0.

Comments submitted in response to this comment request 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: February 26, 2007.

**Emily Stover DeRocco,**  
*Assistant Secretary, Employment and Training Administration.*

[FR Doc. E7-3622 Filed 3-1-07; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Derecognition of California Department of Industrial Relations and California Apprenticeship Council

**Authority:** 29 U.S.C. 50, 40 U.S.C. 3141 *et seq.*, 29 CFR parts 29 and 30, and 29 CFR 5.5(a)(4).

**AGENCY:** Employment and Training Administration (ETA), Labor.

**ACTION:** Notice.

**SUMMARY:** On January 31, 2007, the U.S. Department of Labor (DOL), Administrative Review Board (ARB), acting under authority delegated by the Secretary of Labor, issued a Final Decision and Order that withdrew recognition, for Federal purposes, from the California Department of Industrial Relations (CDIR) and the California Apprenticeship Council (CAC), which constitute California's State Apprentice Council (SAC). Therefore, under the implementing regulations (29 CFR part 29) for the National Apprenticeship Act (29 U.S.C. 50), the SAC no longer has the authority to register or oversee apprenticeship programs for "Federal purposes." Accordingly, apprenticeship programs registered in California must register with DOL's Office of Apprenticeship (OA), if they wish to pay apprentice wages at the rates authorized under the regulations implementing the Davis-Bacon and related acts. This notice sets out the process for accomplishing the transition from SAC registration to OA registration, for Federal purposes.

**DATES:** After March 2, 2007, (30 days after the date of the ARB's order withdrawing recognition of California's registration agency), the Department shall cease to recognize, for Federal purposes, each apprenticeship program registered with the State of California,

unless the program sponsor requests registration with OA by March 2, 2007.

**FOR FURTHER INFORMATION CONTACT:** Mr. Anthony Swoope, Administrator, Office of Apprenticeship, U.S. Department of Labor, Room N-5311, 200 Constitution Avenue, NW., Washington, DC 20210. **Telephone:** (202) 693-2796, (this is not a toll-free number).

**SUPPLEMENTARY INFORMATION:** In May 2002, the Office of Apprenticeship (OA) initiated derecognition proceedings against the California Department of Industrial Relations (CDIR) and California Apprenticeship Council (CAC) (referred to collectively as the California State Apprentice Council (SAC)), on the grounds that California Labor Code section 3075(b) did not conform to OA's regulations at 29 CFR part 29, because the State law established a "needs test" which limited, rather than promoted, apprenticeship opportunity. The SAC appealed, so the matter was assigned to an Administrative Law Judge (ALJ) for preliminary findings and the preparation of a recommended decision. In April 2005, the ALJ agreed with OA that the "needs test" did not conform to 29 CFR part 29, recommending derecognition on that ground. The Department's Administrative Review Board (ARB), exercising authority delegated by the Secretary, reviewed the ALJ's recommended findings and decision. On January 31, 2007, the ARB issued a Final Decision and Order (DOL, *Office of Apprenticeship (OA) v. California Department of Industrial Relations (CDIR) and the California Apprenticeship Council (CAC), ARB Case No. 05-093*) that adopted the ALJ's findings, thereby completing the agency's derecognition process.

DOL hereby gives public notice, as required by 29 CFR 29.13(d), that the Department has withdrawn recognition, for Federal purposes, from both CDIR and CAC. The CDIR and the CAC no longer have the authority to register or oversee apprenticeship programs for "Federal purposes." See 29 CFR 29.2(k). Apprenticeship programs registered in California must register with OA, if they wish to pay apprentice wages at the rates authorized under the regulations implementing the Davis-Bacon and related acts. See 29 CFR 5.5(a)(4).

As required by 29 CFR 29.13(d), OA hereby provides notice that, after March 2, 2007 (30 days after the date of the ARB's order withdrawing recognition of California's registration agency), the Department shall cease to recognize, for Federal purposes, each apprenticeship program registered with the State of California, unless within that time, the

program sponsor requests registration with OA.

OA may grant the request for registration contingent upon its finding that the State apprenticeship program is operating in accordance with the requirements of 29 CFR part 29, pertaining to the registration of programs and apprentices and of 29 CFR part 30, pertaining to equal employment opportunity. OA shall make a finding on this issue within 30 days of receipt of the request. If the finding is in the negative, the State sponsor shall be notified in writing that the contingent OA registration has been revoked. If the finding is in the affirmative, the State sponsor shall be notified in writing that the contingent OA registration is made permanent.

As required by 29 CFR 29.13(e), if the sponsor fails to request OA registration, or upon a finding of noncompliance pursuant to a contingent OA registration, OA shall provide written notice to such State sponsor, advising the recipient that any actions or benefits applicable to recognition for Federal purposes are no longer available to participants in its apprenticeship program.

As required by 29 CFR 29.13(f), the notice issued under § 29.13(e) shall also direct the State sponsor to notify, within 15 days, all its registered apprentices of the withdrawal of recognition for Federal purposes; the effective date thereof; and that such withdrawal removes the apprentice from coverage under any Federal provision applicable to his/her individual registration under a program recognized or registered by the OA for Federal purposes.

Signed at Washington, DC this 26th day of February 2007.

**Emily Stover DeRocco,**  
*Assistant Secretary for Employment and Training.*

[FR Doc. E7-3616 Filed 3-1-07; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF LABOR

### Occupational Safety And Health Administration

**[Docket No. OSHA-2007-0011]**

#### Federal Advisory Council on Occupational Safety and Health

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

**ACTION:** Request for nominations.

**SUMMARY:** The Assistant Secretary of Labor for Occupational Safety and Health invites interested parties to submit nominations for membership on

the Federal Advisory Council on Occupational Safety and Health (FACOSH).

**DATES:** Nominations for FACOSH must be received by April 2, 2007.

**ADDRESSES:** You may submit nominations for FACOSH, identified by Docket No. OSHA-2007-0011, by any of the following methods:

*Electronically:* Nominations, including attachments, may be submitted electronically at <http://www.regulations.gov>, the Federal eRulemaking Portal. Follow the online instructions for submitting nominations.

*Facsimile:* If your nomination, including attachments, is not longer than 10 pages, you may fax it to the OSHA Docket Office at (202) 693-1648.

*Mail, express delivery, hand delivery, messenger or courier service:* Submit three copies of your nomination 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) 889-5627). Deliveries (hand, express mail, messenger and courier service) are accepted during the Department of Labor's and Docket Office's normal business hours, 8:15 a.m.-4:45 p.m., e.t.

**Instructions:** All nominations for FACOSH must include the Agency name and docket number for this **Federal Register** notice (Docket No. OSHA-2007-0011). All submissions in response to this **Federal Register** notice, including personal information provided, will be posted without change at <http://www.regulations.gov>.

Therefore, OSHA cautions interested parties about submitting personal information such as social security numbers and birth dates. Because of security-related procedures, submitting nominations by regular mail may result in a significant delay in their receipt. Please contact the OSHA Docket Office, at the address above, for information about security procedures for submitting nominations by hand delivery, express delivery, and messenger or courier service. For additional information on submitting nominations, see the **SUPPLEMENTARY INFORMATION** section below.

**Docket:** To read or download submissions, go to <http://www.regulations.gov>. All documents in the docket are listed in the <http://www.regulations.gov> index. Although listed in the index, some documents (e.g., copyrighted material) are not publicly available to read or download through <http://www.regulations.gov>. All submissions, including copyrighted material, are available for inspection

and copying at the OSHA Docket Office at the address above.

**FOR FURTHER INFORMATION CONTACT:** Diane Brayden, Director, OSHA, Office of Federal Agency Programs, U.S. Department of Labor, Room N-3622, 200 Constitution Avenue, NW., Washington, DC 20210; telephone (202) 693-2122; fax (202) 693-1685; email [ofap@dol.gov](mailto:ofap@dol.gov).

**SUPPLEMENTARY INFORMATION:** The Assistant Secretary of Labor for Occupational Safety and Health invites interested parties to submit nominations for membership on FACOSH. FACOSH is authorized by section 19 of the Occupational Safety and Health Act of 1970 (OSH Act) (29 U.S.C. 668), 5 U.S.C. 7902, and Executive Order 12196 to advise the Secretary of Labor on all matters relating to the occupational safety and health of Federal employees (Ex. 2). This includes providing advice on how to reduce and keep to a minimum the number of injuries and illnesses in the Federal workforce and how to encourage the establishment and maintenance of effective occupational safety and health programs in each Federal Department and Agency (Ex. 3).

FACOSH is comprised of 16 members, whom the Secretary of Labor appoints, and is chaired by the Assistant Secretary. The composition of FACOSH and the number of new members to be appointed at this time are as follows:

- Eight members are management representatives from Federal Departments or Agencies. Two management representatives will be appointed; and
- Eight members are representatives of labor organizations representing Federal employees. Three labor representatives will be appointed.

FACOSH members serve staggered three-year terms, unless the member becomes unable to serve, resigns, ceases to be qualified to serve, or is removed by the Secretary (Ex. 2). The Secretary may appoint FACOSH members to successive terms (Ex. 2). FACOSH meets between two to six times a year for one-day meetings (Ex. 2).

Interested parties may nominate one or more qualified persons for membership. Others are invited and encouraged to submit endorsements in support of particular nominees. Nominations must include the nominee's name, occupation, current position, and contact information. The nomination also must identify the category of membership for which the nominee is qualified and a resume of the nominee's background, experience and qualifications for membership. In addition, the nomination must include

a statement that the nominee is aware of the nomination, willing to serve a three-year term, and attend meetings regularly.

The information received through the nomination process, along with other relevant sources of information, will assist the Secretary in making appointments to FACOSH. In selecting FACOSH members, the Secretary will consider individuals nominated in response to this **Federal Register** notice, as well as other qualified individuals. OSHA will publish the new FACOSH membership list in the **Federal Register**.

#### **Public Participation—Submission of Nominations and Access to Docket**

You may submit nominations (1) electronically at <http://www.regulations.gov>; (2) by facsimile (FAX); or (3) by hard copy. All comments, attachments and other materials must identify the Agency name and the OSHA docket number for this **Federal Register** notice (Docket No. OSHA-2007-0011). You may supplement electronic nominations by uploading document files electronically. If, instead, you wish to submit hard copies of any additional material in reference to an electronic submission, you must submit three copies to the OSHA Docket Office following the instructions in the **ADDRESSES** section. The additional material must clearly identify your electronic submission by name, date, and docket number so OSHA can attach them to your nomination.

Because of security-related procedures, the use of regular mail may result in a significant delay in the receipt of nominations. For information about security procedures concerning the delivery of materials by hand, express delivery, messenger or courier service, please contact the OSHA Docket Office (see **ADDRESSES** section).

Submissions in response to this **Federal Register** notice are posted without change at <http://www.regulations.gov>. Therefore, OSHA cautions interested parties about submitting personal information such as social security numbers and birth dates. Although all submissions are listed in the <http://www.regulations.gov> index, some documents (e.g., copyrighted material) are not publicly available to read or download through <http://www.regulations.gov>. All submissions, including copyrighted material, are available for inspection and copying at the OSHA Docket Office.

Exhibits referenced in this **Federal Register** notice are included in Docket No. OSHA-2007-0011 at <http://www.regulations.gov>. In the <http://www.regulations.gov>

[www.regulations.gov](http://www.regulations.gov) index for this docket, exhibit numbers are listed at the beginning of the title of each document (see "Document Title" column).

Information on using the <http://www.regulations.gov> Web site to make submissions and to access the docket and exhibits is available at the Web site's User Tips link. Contact the OSHA Docket Office for information about materials not available through <http://www.regulations.gov> and for assistance in using the Internet to locate submissions and other documents in the docket.

Electronic copies of this **Federal Register** notice are available at <http://www.regulations.gov>. This notice, as well as news releases and other relevant information, is available at OSHA's Webpage at <http://www.osha.gov>.

#### Authority and Signature

Edwin G. Foulke, Jr., Assistant Secretary of Labor for Occupational Safety and Health, directed the preparation of this notice under the authority granted by section 19 of the Occupational Safety and Health Act of 1970 (29 U.S.C. 668), 5 U.S.C. 7902, section 1–5 of Executive Order 12196, 29 CFR 1960 (Basic Program Elements of for Federal Employee Occupational Safety and Health Programs), and Secretary of Labor's Order 5–2002 (67 FR 65008).

Signed at Washington, DC this 27th day of February, 2007.

**Edwin G. Foulke, Jr.,**

*Assistant Secretary of Labor.*

[FR Doc. E7-3690 Filed 3-1-07; 8:45 am]

**BILLING CODE 4510-26-P**

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## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Morris K. Udall Scholarship and Excellence in National Environmental Policy Foundation

[Docket No. FHWA-2006-25031]

#### U.S. Institute for Environmental Conflict Resolution; Notice of Final Report of National Outdoor Advertising Control (OAC) Program Assessment and Request for Public Input

**AGENCIES:** Federal Highway Administration (FHWA), DOT and United States Institute for Environmental Conflict Resolution (U.S. Institute).

**ACTION:** Notice; request for public input on final OAC program assessment report.

**SUMMARY:** In July 2006, the FHWA and the U.S. Institute initiated a neutral assessment of the national Outdoor Advertising Control (OAC) program. The U.S. Institute has submitted the completed assessment report to the FHWA and other interested stakeholders in outdoor advertising, as described in this notice, thereby concluding the assessment process. The FHWA has placed the report in the docket (U.S. Department of Transportation Dockets Management System (DMS), at <http://dms.dot.gov>, under Docket No. FHWA-2006-25031 and online at [http://www.fhwa.dot.gov/realestate/out\\_ad.htm](http://www.fhwa.dot.gov/realestate/out_ad.htm)). The FHWA seeks public comment on the assessment report. Comments submitted in response to this notice, together with the assessment report, previously submitted public comments, and other information relevant to the OAC program, will be considered by the FHWA when the agency makes future determinations about OAC program needs and the best methods for addressing those needs.

**DATES:** Comments must be received on or before May 1, 2007.

**ADDRESSES:** Mail or hand deliver comments on the report to the U.S. Department of Transportation, Dockets Management Facility, Room PL-401, 400 Seventh Street, SW., Washington, DC 20590, or submit electronically at <http://dms.dot.gov> or fax comments to (202) 493-2251. All comments should include the docket number that appears in the heading of this document.

All comments received will be available for examination and copying at the above address from 9 a.m. to 5 p.m. e.t., Monday through Friday, except Federal holidays. Those desiring notification of receipt of comments must include a self-addressed, stamped postcard or may print the acknowledgement page that appears after submitting comments electronically. Anyone is able to search the electronic form of all comments received onto any of DOT's dockets by the name of the individual submitting the comment (or signing the comment if submitted on behalf of an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000, (Volume 65, Number 70, Pages 19477-78) or you may visit <http://dms.dot.gov>.

**FOR FURTHER INFORMATION CONTACT:** Mr. Gerald Solomon, Office of Real Estate Services (HEPR) (202) 366-2037, [gerald.solomon@dot.gov](mailto:gerald.solomon@dot.gov), or Ms. Janet Myers, Office of the Chief Counsel (HCC-30) (202) 366-2019, [janet.myers@dot.gov](mailto:janet.myers@dot.gov), Federal Highway

Administration, 400 Seventh Street, SW., Washington, DC 20590. Office hours for the Federal Highway Administration are 7:45 a.m. to 4:15 p.m., e.t., Monday through Friday, except Federal holidays.

#### SUPPLEMENTARY INFORMATION:

##### Electronic Access

You may submit or retrieve comments online through the Docket Management System (DMS) at <http://dms.dot.gov/submit>. The DMS is available 24 hours each day, 365 days a year. Electronic submissions and retrievals help and guidelines are available under the help section of the Web site.

An electronic copy of this document may also be downloaded from the Office of the Federal Register's home page at: <http://www.archives.gov> and the Government Printing Office's Web page at: <http://www.access.gpo.gov/nara>.

#### Background

On July 20, 2006, the FHWA and the U.S. Institute published a notice in the **Federal Register** (71 FR 41258) announcing the initiation of an assessment of the national outdoor advertising control (OAC) program. The goal of this assessment was to reach out to parties interested in the OAC to identify issues that cause controversy, perspectives of the various stakeholders, and appropriate methods for addressing conflicts and improving program results. As a result of information obtained through the assessment, including the comments submitted in response to this notice, the U.S. Institute compiled an assessment report and provided it to the FHWA. The purpose of this notice is to announce the availability of that report and to request comments on the report.

Under the 1965 Highway Beautification Act (HBA), 23 U.S.C. 131, and various agreements entered into by the FHWA and the States, the States are responsible for implementing the OAC program. The HBA requires control of outdoor advertising signs (signs) near Federal-aid highways in a manner consistent with Federal laws and regulations. Failure by a State to maintain effective control can result in the FHWA withholding of a portion of the State's Federal-aid highway funds. Most States have assigned administrative responsibility for OAC to their transportation agencies. Additional information about the history, relevant laws, and current status of the OAC program appears in the July 20, 2006, **Federal Register** notice. Other OAC resources include: National Alliance of Highway Beautification Agencies, <http://www.nahba.org/>; Outdoor