

employer has complied with the criteria for certification (including criteria for the recruitment of *eligible* individuals as prescribed by the Secretary), and (2) the employer does not actually have, or has not been provided referrals of, qualified *eligible* individuals who have indicated their ability to perform such labor or services. \* \* \* The Department has fulfilled its statutory mandate by instructing SWAs via regulation and through this guidance letter that workers cannot be referred to employers unless the SWA has determined that the worker is "able, willing, and eligible" to take the job. 20 CFR 655.106(a). Eligibility is clearly defined by statute to mean "with respect to employment, *an individual who is not an unauthorized alien* \* \* \* with respect to that employment." INA Section 218(i)(1).

The Department has also required by regulation that all local SWA offices must "determine whether or not applicants are MSFWs [migrant and seasonal farmworkers] as defined at 20 CFR § 651.10 of this chapter." "Farmworker" is defined by 20 CFR § 651.10 as as "agricultural worker," which is in turn defined as "a worker, whose primary work experience has been in farmwork \* \* \* whether alien or citizen, *who is legally authorized to work in the United States.*"

Accordingly, SWAs must verify the employment eligibility of any worker referred to an employer in response to an H-2A job order. The Department strongly recommends that SWAs use the E-Verify Web-based system administered by U.S. Citizenship and Immigration Services (USCIS). Information on the E-Verify system may be obtained directly from USCIS by clicking on the "E-Verify" link at <http://www.uscis.gov>. The Department is aware that many, and perhaps most, SWAs do not currently have reliable employment verification systems in place. Therefore, the Department will not enforce the employment verification requirements specified in this Training and Employment Guidance Letter against the SWAs until December 15, 2007.

SWAs should be aware that employers can rely on INA Section 274A(a)(5) only where the documentation complies with all statutory and regulatory requirements, including 8 CFR 274a.6. SWAs are strongly encouraged to provide this documentation. The Department will offer training between now and December 15 to provide SWAs additional guidance on how to comply with the applicable requirements.

iii. *SWA Referrals during Contract Period.* Once an employer's H-2A

workers have departed for the employer's place of work, SWAs should, in order to minimize disruption during the H-2A contract period, first make all reasonable efforts to refer an interested U.S. worker to a non-H-2A job order in the area of intended employment or to an unfilled H-2A job order in the area of intended employment in which the H-2A workers have not yet departed for the place of employment.

### C. Housing

*Housing Standards.* SWAs are reminded that employers must provide housing at no cost to any worker not reasonably able to return to his/her residence within the same day. Employer-provided housing, depending on when it was built, must meet either the USDOL Occupational Safety and Health Administration (OSHA) standards set forth under 29 CFR 1910.142 (standards for temporary labor camps), or the ETA standards at 20 CFR 654.404-654.417 (standards for H-2A housing), whichever are applicable pursuant to the regulations. In circumstances where rental, public accommodation, or another substantially similar class of habitation is used, the housing must first meet any local standards for such housing or, in the absence of applicable local standards, any applicable state standards. In the absence of both local and state standards, the housing must meet the OSHA standards for temporary labor camps. In accordance with the Federal regulations at 20 CFR 655.102(b)(1)(vi), when it is the prevailing practice in the area of intended employment and for the occupation to provide family housing, the employer must provide family housing to all workers who request it. Open range housing—for sheepherders or others engaged primarily in the range production of livestock—must comply with OSHA housing standards or, alternatively, DOL guidance. In the absence of OSHA standards, ETA has added housing-related guidance to its TEGL 15-06 (February 9, 2007), which governs the processing of H-2A labor certification applications for occupations involved in the open range production of livestock.

i. *Housing Inspections.* SWAs are encouraged to perform housing inspections in a timely manner so that processing of an employer's application is not unduly delayed. SWAs should be prepared to conduct housing inspections prior to the date an employer will file an H-2A labor certification application, if so requested by the employer.

ii. *Certified Housing that Becomes Unavailable.* For situations in which housing certified by the SWA later becomes unavailable for reasons outside the employer's control, the employer may substitute other rental or public accommodation housing that possesses a valid certificate of occupancy. The employer must notify the SWA, in writing, of the change in accommodations and the reason(s) for such change. The SWA may inspect such accommodations, prior to or during occupation, to ensure it meets applicable housing standards.

5. *Effective Date.* This guidance applies to all H-2A labor certification applications pending with or received by the NPC and SWA on or after the date this TEGL is issued.

6. *Action Required.* NPC Directors and SWA Administrators are directed to provide NPC, SWA and other state staff involved in the processing of H-2A applications with a copy of these procedures.

7. *Inquiries.* Questions from SWA staff should be directed to the Office of Foreign Labor Certification at (202) 693-3010.

Signed in Washington, DC, this 15th day of November, 2007.

**Emily Stover DeRocco,**

*Assistant Secretary, Employment and Training Administration.*

[FR Doc. E7-22636 Filed 11-19-07; 8:45 am]

**BILLING CODE 4510-FP-P**

## DEPARTMENT OF LABOR

### Bureau of Labor Statistics

#### Federal Economic Statistics Advisory Committee; Notice of Open Meeting and Agenda

The thirteenth meeting of the Federal Economic Statistics Advisory Committee will be held on December 14, 2007 in the Postal Square Building, 2 Massachusetts Avenue, NE., Washington, DC.

The Federal Economic Statistics Advisory Committee is a technical committee composed of economists, statisticians, and behavioral scientists who are recognized for their attainments and objectivity in their respective fields. Committee members are called upon to analyze issues involved in producing Federal economic statistics and recommend practices that will lead to optimum efficiency, effectiveness, and cooperation among the Department of Labor, Bureau of Labor Statistics and the Department of Commerce, Bureau of Economic Analysis and Bureau of the Census.

The meeting will be held in Meeting Rooms 1 and 2 of the Postal Square Building Conference Center. The schedule and agenda for the meeting are as follows:

9 a.m.—Opening session  
 9:15 a.m.—Agency updates and discussion of statistical priorities  
 11 p.m.—Measures of Intangible Capital: Labor Composition  
 1 p.m.—Health Care Statistics  
 2:45 p.m.—Nonresponse bias  
 4:45 p.m.—Conclude (approximate time)

The meeting is open to the public. Any questions concerning the meeting should be directed to Margaret Johnson, Federal Economic Statistics Advisory Committee, on Area Code (202) 691-5600. Individuals with disabilities, who need special accommodations, should contact Ms. Johnson at least two days prior to the meeting date.

Signed at Washington, DC, the 9th day of November 2007.

**Philip L. Rones,**

*Deputy Commissioner, Bureau of Labor Statistics.*

[FR Doc. E7-22585 Filed 11-19-07; 8:45 am]

BILLING CODE 4510-24-P

## NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

### Agency Information Collection Activities: Submission for OMB Review; Comment Request

**AGENCY:** National Archives and Records Administration (NARA).

**ACTION:** Notice.

**SUMMARY:** NARA is giving public notice that the agency has submitted to OMB for approval the information collections described in this notice. The public is invited to comment on the proposed information collections pursuant to the Paperwork Reduction Act of 1995.

**DATES:** Written comments must be submitted to OMB at the address below on or before December 20, 2007 to be assured of consideration.

**ADDRESSES:** Send comments to Desk Officer for NARA, Office of Management and Budget, New Executive Office Building, Washington, DC 20503; fax: 202-395-5167.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or copies of the proposed information collections and supporting statements should be directed to Tamee Fechhelm at telephone number 301-837-1694 or fax number 301-713-7409.

**SUPPLEMENTARY INFORMATION:** Pursuant to the Paperwork Reduction Act of 1995

(Public Law 104-13), NARA invites the general public and other Federal agencies to comment on proposed information collections. NARA published a notice of proposed collection for this information collection on August 30, 2007 (72 FR 50128 and 50129). One comment was received. NARA has submitted the described information collection to OMB for approval.

In response to this notice, comments and suggestions should address one or more of the following points: (a) Whether the proposed information collection is necessary for the proper performance of the functions of NARA; (b) the accuracy of NARA's estimate of the burden of the proposed information collection; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the collection of information on respondents, including the use of information technology; and (e) whether small businesses are affected by this collection. In this notice, NARA is soliciting comments concerning the following information collection:

*Title:* Order Forms for Genealogical Research in the National Archives.

*OMB number:* 3095-0027.

*Agency form numbers:* NATF Forms 81, 82, 83, 84, 85, and 86.

*Type of review:* Regular.

*Affected public:* Individuals or households.

*Estimated number of respondents:* 42,515.

*Estimated time per response:* 10 minutes.

*Frequency of response:* On occasion.

*Estimated total annual burden hours:* 7,086.

*Abstract:* Submission of requests on a form is necessary to handle in a timely fashion the volume of requests received for these records (2,479 per year for the NATF 81; 280 per year for the NATF 82; 526 per year for the NATF 83; 3,669 per year for the NATF 84; 17,716 per year for the NATF 85; and 17,845 per year for the NATF 86) and the need to obtain specific information from the researcher to search for the records sought. As a convenience, the form will allow researchers to provide credit card information to authorize billing and expedited mailing of the copies. You can also order online at <https://eservices.archives.gov/orderonline>. These forms will also be posted as .pdf files within NARA's online ordering system.

Dated: November 14, 2007.

**Martha Morphy,**

*Assistant Archivist for Information Services.*

[FR Doc. E7-22714 Filed 11-19-07; 8:45 am]

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## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on Reactor Safeguards; Meeting Notice

In accordance with the purposes of Sections 29 and 182b. of the Atomic Energy Act (42 U.S.C. 2039, 2232b), the Advisory Committee on Reactor Safeguards (ACRS) will hold a meeting on December 6-8, 2007, 11545 Rockville Pike, Rockville, Maryland. The date of this meeting was previously published in the **Federal Register** on Wednesday, November 15, 2006 (71 FR 66561).

#### Thursday, December 6, 2007, Conference Room T-2b3, Two White Flint North, Rockville, Maryland

*8:30 a.m.-8:35 a.m.: Opening Remarks by the ACRS Chairman (Open)*—The ACRS Chairman will make opening remarks regarding the conduct of the meeting.

*8:35 a.m.-10:30 a.m.: Draft Final NUREG-1829, "Estimating Loss-of-Coolant Accident (LOCA) Frequencies Through the Elicitation Process," and Draft NUREG-XXXX, "Seismic Considerations for the Transition Break Size" (Open)*—The Committee will hear presentations by and hold discussions with representatives of the NRC staff regarding draft NUREG reports on estimating LOCA frequencies through the expert elicitation process and on seismic considerations for the transition break size.

*10:45 a.m.-12:15 p.m.: AREVA Enhanced Option III Long Term Stability Solution (Topical Report ANP-10262) (Open/Closed)*—The Committee will hear presentations by and hold discussions with representatives of the NRC staff and AREVA regarding AREVA Topical Report ANP-10262 on Enhanced Option III Long Term Stability Solution.

**Note:** A portion of this session may be closed to discuss and protect information that is proprietary to AREVA and their contractors pursuant to 5 U.S.C. 552b(c)(4).

*1:15 p.m.-3:15 p.m.: State-of-the-Art Reactor Consequence Analysis (SOARCA) (Open/Closed)*—The Committee will hear presentations by and hold discussions with representatives of the NRC staff regarding State-of-the-Art Reactor Consequence Analysis.