

¼ line of said section, said point being on the Easterly line of Highway US-131 on ramp; thence North 17 degrees 29 minutes 59 seconds West 862.94 feet along said Easterly line; thence North 02 degrees 23 minutes 15 seconds West 1806.10 feet along the Easterly line of Highway US-131, said Easterly line being 125 feet Easterly of, measured at right angles to, and parallel with the survey line of said Highway US-131; thence North 87 degrees 07 minutes 54 seconds East 2470.95 feet along the North line of said section; thence South 03 degrees 27 minutes 58 seconds East 1448.14 feet along the Westerly right of way line of the Conrail Railroad (being 50.00 feet Westerly of, measured at right angles to, and parallel with the North-South ¼ line of said section) to a point which is North 03 degrees 27 minutes 58 seconds West 1186.00 feet from the East-West ¼ line of said section; thence South 86 degrees 57 minutes 24 seconds West 926.00 feet; thence South 03 degrees 27 minutes 58 seconds East 430.00 feet; thence South 86 degrees 57 minutes 24 seconds West 194.00 feet; thence South 03 degrees 27 minutes 58 seconds East 431.00 feet; thence North 86 degrees 57 minutes 24 seconds East 240.00 feet; thence South 03 degrees 27 minutes 58 seconds East 431.00 feet; thence North 86 degrees 57 minutes 24 seconds East 240.00 feet; thence South 03 degrees 27 minutes 58 seconds East 325.00 feet; thence South 03 degrees 27 minutes 58 seconds East 325.00 feet; thence South 86 degrees 57 minutes 24 seconds West 1415.62 feet along the East-West ¼ line of said Section to the point of beginning.

*Parcel B:* That part of the Northwest ¼ of section 19, Town 3 North, Range 11 West, Wayland Township, Allegan County, Michigan, described as: Commencing at the West ¼ corner of said section; thence North 86 degrees 57 minutes 24 seconds East 1897.60 feet along the East-West ¼ line to a point which is South 86 degrees 57 minutes 24 seconds West 930.00 feet from the center of section, said point also being the point of beginning of this description; thence continuing North 86 degrees 57 minutes 24 seconds East 682.00 feet along said ¼ line; thence North 03 degrees, 27 minutes 58 seconds West 330.00 feet parallel with the North-South ¼ line; thence North 86 degrees 57 minutes 24 seconds East 198.00 feet; thence North 03 degrees 27 minutes 58 seconds West 856.00 feet along the Westerly right of way line of the Conrail Railroad (being 50.00 feet Westerly of measured at right angles to and parallel with the North-South ¼ line of said section); thence South 86

degrees 57 minutes 24 seconds West 926.00 feet; thence South 03 degrees 27 minutes 58 seconds East 430.00 feet; thence South 86 degrees 57 minutes 24 seconds West 194.00 feet; thence South 03 degrees 27 minutes 58 seconds East 431.00 feet; thence North 86 degrees 57 minutes 24 seconds East 240.00 feet; thence South 03 degrees 27 minutes 58 seconds East 325.00 feet to the point of beginning.

The above-described lands contain a total of 147 acres, more or less, which are subject to all valid rights, reservations, rights-of-way, and easements of record.

This proclamation does not affect title to the land described above, nor does it affect any valid existing easements for public roads and highways, public utilities and for railroads and pipelines and any other rights-of-way or reservations of record.

Dated: August 10, 2009.

**Larry Echo Hawk,**

*Assistant Secretary—Indian Affairs.*

[FR Doc. E9-19751 Filed 8-17-09; 8:45 am]

**BILLING CODE 4310-W7-P**

## DEPARTMENT OF JUSTICE

### United States Parole Commission

#### Public Announcement: Pursuant to the Government in the Sunshine Act (Pub. L. 94-409) [5 U.S.C. Section 552b]

**AGENCY HOLDING MEETING:** Department of Justice, United States Parole Commission.

**DATE AND TIME:** 2 p.m., Thursday, August 20, 2009.

**PLACE:** U.S. Parole Commission, 5550 Friendship Boulevard, 4th Floor, Chevy Chase, Maryland 20815.

**STATUS:** Closed.

**MATTERS CONSIDERED:** The following matter will be considered during the closed meeting: One consideration of an original jurisdiction case pursuant to 28 CFR 2.27.

**AGENCY CONTACT:** Thomas W. Hutchison, Chief of Staff, United States Parole Commission, (301) 492-5990.

Dated: August 11, 2009.

**Rockne Chickinell,**

*General Counsel, U.S. Parole Commission.*

[FR Doc. E9-19626 Filed 8-17-09; 8:45 am]

**BILLING CODE 4410-31-M**

## DEPARTMENT OF LABOR

### Office of the Secretary

#### Submission for OMB Review: Comment Request

August 13, 2009.

The Department of Labor (DOL) hereby announces the submission of the following public information collection requests (ICR) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. chapter 35). A copy of each ICR, with applicable supporting documentation; including among other things a description of the likely respondents, proposed frequency of response, and estimated total burden may be obtained from the RegInfo.gov Web site at <http://www.reginfo.gov/public/do/PRAMain> or by contacting Darrin King on 202-693-4129 (this is not a toll-free number)/e-mail: [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

Interested parties are encouraged to send comments to the Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for the Department of Labor—ETA, Office of Management and Budget, Room 10235, Washington, DC 20503, *Telephone:* 202-395-7316/*Fax:* 202-395-5806 (these are not toll-free numbers), E-mail: [OIRA\\_submission@omb.eop.gov](mailto:OIRA_submission@omb.eop.gov) within 30 days from the date of this publication in the **Federal Register**. In order to ensure the appropriate consideration, comments should reference the OMB Control Number (see below).

The OMB 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 submission of responses.
- Agency:* Employment and Training Administration.

*Type of Review:* Extension without change of a currently approved collection.

*Title of Collection:* Unemployment Compensation for Ex-servicemembers (UCX)—ETA Handbook 284.

*OMB Control Number:* 1205–0176.

*Agency Form Number:* ETA–841 and ETA–843.

*Affected Public:* State Governments.

*Total Estimated Number of Respondents:* 53.

*Total Estimated Annual Burden Hours:* 88.

*Total Estimated Annual Costs Burden (does not include hour costs):* \$0.

*Description:* Federal Law (5 U.S.C. 8521 *et seq.*) provides unemployment insurance protection, to former members of the Armed Forces (ex-servicemembers) and is referred to in abbreviated form as “UCX”. The forms in the Handbook are used in connection with the provisions of this benefit assistance. For additional information, see related notice published at Volume 74 FR 23887 on May 21, 2009.

*Agency:* Employment and Training Administration.

*Type of Review:* Extension without change of a currently approved collection.

*Title of Collection:* Benefit Accuracy Measurement (BAM) Program.

*OMB Control Number:* 1205–0245.

*Agency Form Number:* N/A.

*Affected Public:* State Governments.

*Total Estimated Number of Respondents:* 52.

*Total Estimated Annual Burden Hours:* 429,897.

*Total Estimated Annual Costs Burden (does not include hour costs):* \$0.

*Description:* The Benefits Accuracy Measurement program provides reliable estimates of the accuracy of benefit payments and denied claims in the Unemployment Insurance program, and identifies the sources of miss-payments and improper denials so that their causes can be eliminated. For additional information, see related notice published at Volume 74 FR 14579 on March 31, 2009.

**Darrin A. King,**

*Departmental Clearance Officer.*

[FR Doc. E9–19793 Filed 8–17–09; 8:45 am]

**BILLING CODE 4510–FW–P**

## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

[OSHA–2007–0004 (Formerly V–06–01)]

#### Gibraltar Chimney International, LLC, Hoffmann, Inc., and Kiewit Power Constructors Co.: Grant of a Permanent Variance

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

**ACTION:** Notice of a grant of a permanent variance.

**SUMMARY:** This notice announces the grant of a permanent variance to Gibraltar Chimney International, LLC, Hoffmann, Inc., and Kiewit Power Constructors Co. (“the employers”). The permanent variance addresses the provision that regulates the tackle used for boatswain’s chairs (29 CFR 1926.452(o)(3)), as well as the provisions specified for personnel hoists by paragraphs (c)(1) through (c)(4), (c)(8), (c)(13), (c)(14)(i), and (c)(16) of 29 CFR 1926.552. Instead of complying with these provisions, the employers must comply with a number of alternative conditions listed in this grant; these alternative conditions regulate hoist systems used during inside or outside chimney construction to raise or lower workers in personnel cages, personnel platforms, and boatswain’s chairs between the bottom landing of a chimney and an elevated work location. Accordingly, OSHA finds that these alternative conditions protect workers at least as well as the requirements specified by 29 CFR 1926.452(o)(3) and 1926.552(c)(1) through (c)(4), (c)(8), (c)(13), (c)(14)(i), and (c)(16). This permanent variance applies in Federal OSHA enforcement jurisdictions, and in those States with OSHA-approved State-Plans covering private-sector employers that have identical standards and have agreed to the terms of the variance.

**DATES:** The effective date of the permanent variance is August 18, 2009.

**FOR FURTHER INFORMATION CONTACT:** For information about this notice contact Ms. MaryAnn Garrahan, Director, Office of Technical Programs and Coordination Activities, Room N–3655, OSHA, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210; telephone (202) 693–2110; fax (202) 693–1644. For electronic copies of this notice, contact the Agency on its Webpage at <http://www.osha.gov>, and select “Federal Register,” “Date of Publication,” and then “2009.”

Additional information also is available from the following OSHA Regional Offices:

U.S. Department of Labor, OSHA, JFK Federal Building, Room E340, Boston, MA 02203; *telephone:* (617) 565–9860; *fax:* (617) 565–9827.

U.S. Department of Labor, OSHA, 201 Varick Street, Room 670, New York, NY 10014; *telephone:* (212) 337–2378; *fax:* (212) 337–2371.

U.S. Department of Labor, OSHA, the Curtis Center, Suite 740 West, 170 South Independence Mall West, Philadelphia, PA 19106–3309; *telephone:* (215) 861–4900; *fax:* (215) 861–4904.

U.S. Department of Labor, OSHA, Atlanta Federal Center, 61 Forsyth Street, SW., Room 6T50, Atlanta, GA 30303; *telephone:* (404) 562–2300; *fax:* (404) 562–2295.

U.S. Department of Labor, OSHA, 230 South Dearborn Street, Room 3244, Chicago, IL 60604; *telephone:* (312) 353–2220; *fax:* (312) 353–7774.

U.S. Department of Labor, OSHA, Two Pershing Square Building, 2300 Main Street, Suite 1010, Kansas City, MO, 64108–2416; *telephone:* (816) 283–8745; *fax:* (816) 283–0547.

U.S. Department of Labor, OSHA, 525 Griffin Street, Suite 602, Dallas, TX 75202; *telephone:* (972) 850–4145; *fax:* (972) 850–4149.

U.S. Department of Labor, OSHA, 1999 Broadway, Suite 1690, Denver, CO 80202; *telephone:* (720) 264–6550; *fax:* (720) 264–6585.

U.S. Department of Labor, OSHA, 90 7th Street, Suite 18100, San Francisco, CA 94103; *telephone:* (415) 625–2547; *fax:* (415) 625–2534.

U.S. Department of Labor, OSHA, 1111 Third Avenue, Suite 715, Seattle, WA 98101–3212; *telephone:* (206) 553–5930; *fax:* (206) 553–6499.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

In the past 35 years, a number of chimney construction companies have demonstrated to OSHA that several personnel-hoist requirements (*i.e.*, paragraphs (c)(1), (c)(2), (c)(3), (c)(4), (c)(8), (c)(13), (c)(14)(i), and (c)(16) of 29 CFR 1926.552), as well as the tackle requirements for boatswain’s chairs (*i.e.*, paragraph (o)(3) of 29 CFR 1926.452), result in access problems that pose a serious danger to their workers. These companies requested permanent variances from these requirements, and proposed alternative equipment and procedures to protect workers while being transported to and from their elevated worksites during chimney construction and repair. The Agency