

**DEPARTMENT OF LABOR**

**Employment and Training Administration**

**Workforce Investment Act of 1998 (WIA); Notice of Incentive Funding Availability for Program Year (PY) 2009 Performance; Correction**

**AGENCY:** Employment and Training Administration, Labor.

**ACTION:** Notice; correction.

**SUMMARY:** The Employment and Training Administration (ETA) published in the **Federal Register** on May 9, 2011, an announcement from the Department of Labor, in collaboration with the Department of Education,

regarding which states are eligible to apply for WIA (Pub. L. 105–220, 29 U.S.C. 2801 *et seq.*) incentive awards under WIA section 503. The May 9, 2011, announcement did not include the appendix referencing which states passed the WIA portion and Adult Education and Family Literacy Act of the incentives review, respectively; the notice has been updated to include this appendix. Please note that no information has changed on the notice, nor has the number of states eligible for incentive funding.

**DATES:** This Notice is effective on June 7, 2011.

**FOR INFORMATION CONTACT:** Karen A. Staha or Luke Murren, U.S. Department of Labor, Employment and Training

Administration, Division of Strategic Planning and Performance, 200 Constitution Avenue, NW., Room N–5641, Washington, DC 20210. *Telephone number:* 202–693–3733 (this is not a toll-free number). *Fax:* 202–693–3490. *E-mail:* [staha.karen@dol.gov](mailto:staha.karen@dol.gov) or [murren.luke@dol.gov](mailto:murren.luke@dol.gov). Information may also be found at the ETA Performance *Web site:* <http://www.doleta.gov/performance>.

**Correction**

In the **Federal Register** published on May 9, 2011, on page 26769, the PY 2008–FY 2009 Incentive Grants Exceeded State Performance Levels chart (see Appendix) should be added to read as:

APPENDIX

State	Incentive Grants PY 2008–FY 2009 Exceeded State Performance Levels		
	WIA (Title IB)	AEFLA (adult education)	WIA Title IB; AEFLA
Alabama		X	
Alaska			
<b>Arizona</b>	X	X	X
Arkansas	X		
California		X	
Colorado		X	
Connecticut			
District of Columbia			
Delaware		X	
Florida	X		
Georgia			
Hawaii			
Idaho			
Illinois		X	
Indiana			
Iowa			
Kansas			
Kentucky			
Louisiana		X	
Maine			
Maryland			
Massachusetts		X	
Michigan			
<b>Minnesota</b>	X	X	X
Mississippi			
Missouri		X	
Montana			
Nebraska			
Nevada	X		
New Hampshire		X	
New Jersey			
New Mexico			
New York		X	
North Carolina			
<b>North Dakota</b>	X	X	X
Ohio			
Oklahoma			
Oregon			
Pennsylvania		X	
Puerto Rico			
Rhode Island		X	
South Carolina			
South Dakota			
Tennessee		X	
<b>Texas</b>	X	X	X
Utah		X	

APPENDIX—Continued

State	Incentive Grants PY 2008–FY 2009 Exceeded State Performance Levels		
	WIA (Title IB)	AEFLA (adult education)	WIA Title IB; AEFLA
Vermont .....	.....	.....	.....
Virginia .....	.....	.....	.....
Washington .....	.....	.....	.....
West Virginia .....	.....	.....	.....
Wisconsin .....	.....	.....	.....
Wyoming .....	.....	.....	.....

States in **bold** exceeded their performance levels for both AEFLA and WIA Title IB programs.

Signed in Washington, DC, on this 31st day of May 2011.

**Jane Oates,**

*Assistant Secretary for Employment and Training.*

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**BILLING CODE 4510–FN–P**

**DEPARTMENT OF LABOR**

**Wage and Hour Division**

**Request (ICR) for the Family Medical Leave Act (FMLA) Employee and Employer Surveys; Comment Request**

**AGENCY:** Wage and Hour Division, Department of Labor.

**ACTION:** Notice and Extension of comment period.

**SUMMARY:** The Department of Labor (DOL), as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95). 44 U.S.C. 3056(c)(2)(A). This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. The Wage and Hour Division is soliciting comments concerning its proposal to collect information on employees' and employers' experience with family and medical leave under the Family and Medical Leave Act (FMLA). A copy of the proposed information request can be obtained by contacting the office listed below in the **FOR FURTHER INFORMATION CONTACT** section of this Notice.

**DATES:** Written comments must be submitted to the office listed in the **ADDRESSES** section below on or before

June 17, 2011. The period for public comment which was to close on May 31, 2011, will be extended to June 17, 2011.

**ADDRESSES:** You may submit comments identified by "FMLA Survey" by either one of the following methods: *E-mail:* [WHDPRAComments@dol.gov](mailto:WHDPRAComments@dol.gov); *Mail, Hand Delivery, Courier:* Division of Regulations, Legislation, and Interpretation, Wage and Hour, U.S. Department of Labor, Room S–3502, 200 Constitution Avenue, NW., Washington, DC 20210. *Instructions:* Please submit one copy of your comments by only one method. All submissions received must include the agency name and "FMLA Survey" for this information collection. Because we continue to experience delays in receiving mail in the Washington, DC area, commenters are strongly encouraged to transmit their comments electronically via e-mail or to submit them by mail early. Comments, including any personal information provided, become a matter of public record. They will also be summarized and/or included in the request for OMB approval of the information collection request.

**FOR FURTHER INFORMATION CONTACT:** Mary Ziegler, Director, Division of Regulations, Legislation, and Interpretation, Wage and Hour, U.S. Department of Labor, Room S–3502, 200 Constitution Avenue, NW., Washington, DC 20210; telephone: (202) 693–0406 (this is not a toll-free number). Copies of this notice must be obtained in alternative formats (Large Print, Braille, Audio Tape, or Disc), upon request, by calling (202) 693–0023 (not a toll-free number). TTY/TTD callers may dial toll-free (877) 889–5627 to obtain information or request materials in alternative formats.

**SUPPLEMENTARY INFORMATION:**  
*I. Background:* Given changes in economic conditions and the Family and Medical Leave Act (FMLA) regulations since the 2000 employee and employer surveys, the Wage and Hour Division of the U.S. Department of

Labor needs to collect new information on the use and need of FMLA leave in order to update DOL's understanding of leave-taking behavior and to close current data gaps remaining from the previous surveys. To better understand both employees' and employers' experience with FMLA, two new surveys will be conducted to collect information about the need for and the experience with family and medical leave from employees' and employers' perspectives. This study will help the Department by providing information on current workplace practices related to family and medical leave. An in-depth analysis of private sector FMLA policies allows WHD to determine how those policies affect the work-life balance of workers and the productivity and work flow of employers. The study enables DOL to shape future regulatory options, craft interpretive guidance (such as plain language fact sheets), develop compliance programs (employer outreach and investigation policies), and establish regulatory priorities based on sound, current data rather than on outdated data or anecdotal information. Finally, the study provides a data set by which DOL can evaluate the effect on employer compliance of a range of FMLA activities—regulatory, educational, investigative, and legal—on employer compliance.

Two previous FMLA surveys have been conducted. The first FMLA study, in which workers and employers were surveyed to learn about family and medical leave policies and their effect on workers and their employers, was conducted in 1995 by the bipartisan Commission on Family and Medical Leave. The final report on this survey, titled "A Workable Balance: Report to Congress on Family and Medical Leave Policies," is available online at <http://www.dol.gov/whd/fmla/1995Report/family.htm>. The second study was conducted in 2000 by Westat at the request of the Department. The Westat study updated the 1995 data by