

disqualified person from certain other provisions to which the exemption does not apply and the general fiduciary responsibility provisions of section 404 of the Act, which among other things require a fiduciary to discharge his duties respecting the plan solely in the interest of the participants and beneficiaries of the plan and in a prudent fashion in accordance with section 404(a)(1)(B) of the Act; nor does it affect the requirement of section 401(a) of the Code that the plan must operate for the exclusive benefit of the employees of the employer maintaining the plan and their beneficiaries;

(2) This exemption is supplemental to and not in derogation of, any other provisions of the Act and/or the Code, including statutory or administrative exemptions and transactional rules. Furthermore, the fact that a transaction is subject to an administrative or statutory exemption is not dispositive of whether the transaction is in fact a prohibited transaction; and

(3) The availability of this exemption is subject to the express condition that the material facts and representations contained in the application accurately describes all material terms of the transaction which is the subject of the exemption.

Signed at Washington, DC, this 31st day of October, 2013.

**Lyssa E. Hall,**

*Director of Exemption Determinations,  
Employee Benefits Security Administration,  
U.S. Department of Labor.*

[FR Doc. 2013-26630 Filed 11-6-13; 8:45 am]

**BILLING CODE 4510-29-P**

## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

[Docket No. OSHA-2013-0006]

#### Advisory Committee on Construction Safety and Health (ACCSH)

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

**ACTION:** Announcement of a meeting of ACCSH and request for nominations for membership on ACCSH.

**SUMMARY:** ACCSH will meet December 5-6, 2013, in Washington, DC. OSHA also announces the Assistant Secretary of Labor request for nominations for membership on ACCSH.

**DATES:**

*ACCSH meeting:* ACCSH will meet from 1 to 4 p.m., e.t., Thursday, December 5, 2013, and Friday, December 6, 2013. Submit (postmark, send, transmit) comments, requests to

address the ACCSH meeting, speaker presentations (written or electronic), requests for special accommodations for the ACCSH meeting, by November 15, 2013.

*Nominations for ACCSH membership:* Submit nominations for ACCSH membership January 6, 2014.

**ADDRESSES:**

*Submission of comments, requests to speak, and speaker presentations for the ACCSH meeting, and nominations for ACCSH membership:* Submit comments, requests to speak, and speaker presentations for the ACCSH meeting, and nominations and supporting material for ACCSH membership, using one of the following methods:

*Electronically:* Submit materials, including attachments, electronically at <http://www.regulations.gov>, which is the Federal eRulemaking Portal. Follow the on-line instructions for submissions.

*Facsimile (Fax):* If the submission, including attachments, does not exceed 10 pages, you may fax it to the OSHA Docket Office at (202) 693-1648.

*Regular mail, express mail, hand delivery, or messenger (courier) service:* Submit materials to the OSHA Docket Office, Docket No. OSHA-2013-0006, Room N-2625, U.S. Department of Labor, 200 Constitution Avenue NW., Washington, DC 20210; telephone (202) 693-2350 (TTY (877) 889-5627). OSHA's Docket Office accepts deliveries (hand deliveries, express mail, and messenger service) during normal business hours, 8:15 a.m.-4:45 p.m., e.t., weekdays.

*Instructions:* Submissions must include the agency name and docket number for this **Federal Register** notice (Docket No. OSHA-2013-0006). Due to security-related procedures, submissions by regular mail may experience significant delays. Please contact the OSHA Docket Office for information about security procedures for making submissions. For additional information on submitting comments, requests to speak, and speaker presentations, see the **SUPPLEMENTARY INFORMATION** section of this notice.

OSHA will post comments, requests to speak, and speaker presentations, including any personal information provided, without change, at <http://www.regulations.gov>. Therefore, OSHA cautions you about submitting personal information such as Social Security numbers and birthdates.

*Location of the ACCSH meeting:* ACCSH will meet in Room C-5515, 1A-B, U.S. Department of Labor, 200 Constitution Avenue NW., Washington, DC 20210.

*Requests for special accommodations at the ACCSH meeting:* Please submit

requests for special accommodations to attend the ACCSH meeting to Ms. Frances Owens, OSHA, Office of Communications, Room N-3647, U.S. Department of Labor, 200 Constitution Avenue NW., Washington, DC 20210; telephone (202) 693-1999; email [owens.frances@dol.gov](mailto:owens.frances@dol.gov).

**FOR FURTHER INFORMATION CONTACT:**

*For press inquiries:* Mr. Frank Meilinger, Director, OSHA Office of Communications, Room N-3647, U.S. Department of Labor, 200 Constitution Avenue NW., Washington, DC 20210; telephone (202) 693-1999; email [meilinger.francis2@dol.gov](mailto:meilinger.francis2@dol.gov).

*For general information about ACCSH, the ACCSH meeting, and ACCSH membership:* Mr. Damon Bonneau, OSHA, Directorate of Construction, Room N-3468, U.S. Department of Labor, 200 Constitution Avenue NW., Washington, DC 20210; telephone (202) 693-2020; email [bonneau.damon@dol.gov](mailto:bonneau.damon@dol.gov).

*Copies of this Federal Register notice:* 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, also are available on the OSHA Web page at <http://www.osha.gov>.

**SUPPLEMENTARY INFORMATION:**

#### I. ACCSH Meeting

*Background:* ACCSH will meet December 5-6, 2013, in Washington, DC. Some ACCSH members will attend the meeting by teleconference. The meeting is open to the public. OSHA transcribes ACCSH meetings and prepares detailed minutes of meetings. OSHA places the transcript and minutes in the public docket for the meeting. The docket also includes speaker presentations, comments, and other materials submitted to ACCSH.

ACCSH advises the Secretary of Labor and the Assistant Secretary of Labor for Occupational Safety and Health (Assistant Secretary) in the formulation of standards affecting the construction industry, and on policy matters arising in the administration of the safety and health provisions under the Contract Work Hours and Safety Standards Act (Construction Safety Act (CSA)) (40 U.S.C. 3701 *et seq.*) and the Occupational Safety and Health Act of 1970 (OSH Act) (29 U.S.C. 651 *et seq.*) (see also 29 CFR 1911.10 and 1912.3). In addition, the OSH Act and CSA require that OSHA consult with ACCSH before the Agency proposes any occupational safety and health standard affecting construction activities (29 CFR 1911.10; 40 U.S.C. 3704).

*Meeting agenda:* The tentative agenda for this meeting includes:

- Assistant Secretary's Agency update and remarks;
- Directorate of Construction update on rulemaking projects;
- Directorate of Standards and Guidance update on the Globally Harmonized System of Classification and Labeling of Chemicals (GHS) program;
- Discussion of the OSHA 10-hour and 30-hour training courses;
- Presentation on the draft proposed standard on Occupational Exposure to Beryllium; and
- Public comment period.

*Attending the meeting:* Individuals attending the meeting at the U.S. Department of Labor must enter the building at the visitors' entrance, 3rd and C Streets, NW., and pass through building security. Attendees must have valid government-issued photo identification (such as a driver's license) to enter the building. For additional information about building security measures for attending ACCSH meetings, please contact Ms. Owens (see **ADDRESSES** section).

*Requests to speak and speaker presentations:* Attendees who want to address ACCSH at the meeting must submit a request to speak, as well as any written or electronic presentation, by November 15, 2013, using one of the methods listed in the **ADDRESSES** section. The request must state:

- The amount of time requested to speak;
- The interest you represent (e.g., business, organization, affiliation), if any; and
- A brief outline of your presentation.

PowerPoint presentations and other electronic materials must be compatible with PowerPoint 2010 and other Microsoft Office 2010 formats.

The ACCSH Chair may grant requests to address ACCSH as time and circumstances permit.

*Public docket of the meeting:* OSHA will place comments, requests to speak, and speaker presentations, including any personal information you provide, in the public docket of this ACCSH meeting without change, and those documents may be available online at <http://www.regulations.gov>. OSHA also places in the public docket the meeting transcript, meeting minutes, documents presented at the ACCSH meeting, and other documents pertaining to the ACCSH meeting. These documents are available online at <http://www.regulations.gov>.

*Access to the public record of ACCSH meetings:* To read or download documents in the public docket of this

ACCSH meeting, go to Docket No. OSHA-2013-0006 at <http://www.regulations.gov>. The <http://www.regulations.gov> index also lists all documents in the public record for this meeting; however, some documents (e.g., copyrighted materials) are not publicly available through that Web page. All documents in the public record, including materials not available through <http://www.regulations.gov>, are available for inspection and copying in the OSHA Docket Office (see **ADDRESSES** section). Contact the OSHA Docket Office for assistance in making submissions to, or obtaining materials from, the public docket.

## II. Request for Nominations for Membership on ACCSH

The Assistant Secretary of Labor for Occupational Safety and Health (OSHA Assistant Secretary) invites interested persons to submit nominations for membership on ACCSH.

*Background:* ACCSH is a continuing advisory committee established under Section 107(e) of the CSA to advise the Secretary of Labor (Secretary) in the formulation of construction safety and health standards, as well as on policy matters arising under the CSA and the OSH Act. In particular, 29 CFR 1911.10(a) and 1912.3(a) provide that the Assistant Secretary shall consult with ACCSH whenever the Agency proposes any safety or health standard that affects the construction industry.

ACCSH operates in accordance with the CSA, the OSH Act, the Federal Advisory Committee Act (FACA) (5 U.S.C. App. 2), and regulations issued pursuant to those statutes (29 CFR part 1912, 41 CFR part 102-3). ACCSH generally meets two to four times a year.

*ACCSH membership:* ACCSH consists of 15 members whom the Secretary appoints. ACCSH members generally serve staggered two-year terms, unless they resign, cease to be qualified, become unable to serve, or the Secretary removes them (29 CFR 1912.3(e)). The Secretary may appoint ACCSH members to successive terms. No member of ACCSH, other than members who represent employers or employees, shall have an economic interest in any proposed rule that affects the construction industry (29 CFR 1912.6).

The categories of ACCSH membership, and the number of new members to be appointed to replace members whose terms have expired, are:

- Five members who are qualified by experience and affiliation to present the viewpoint of employers in the construction industry—two employer representatives will be appointed;

- Five members who are similarly qualified to present the viewpoint of employees in the construction industry—two employee representatives will be appointed;

- Two representatives of State safety and health agencies—one representative from a State safety and health agency will be appointed;

- Two public members, qualified by knowledge and experience to make a useful contribution to the work of ACCSH, such as those who have professional or technical experience and competence with occupational safety and health in the construction industry—one public representative will be appointed; and

- One representative designated by the Secretary of the Department of Health and Human Services and appointed by the Secretary—no new appointment will be made.

The Department of Labor is committed to equal opportunity in the workplace and seeks broad-based and diverse ACCSH membership. Any interested person or organization may nominate one or more individuals for membership on ACCSH. Interested persons also are invited and encouraged to submit statements in support of nominees.

*Submission requirements:* Nominations must include the following information:

- Nominee's contact information and current employment or position;
- Nominee's résumé or curriculum vitae, including prior membership on ACCSH and other relevant organizations and associations;

- Category of membership (employer, employee, public, State safety and health agency) that the nominee is qualified to represent;

- A summary of the background, experience, and qualifications that addresses the nominee's suitability for each of the nominated membership categories;

- Articles or other documents the nominee has authored that indicate the nominee's knowledge, experience, and expertise in occupational safety and health, particularly as it pertains to the construction industry; and

- A statement that the nominee is aware of the nomination, is willing to regularly attend and participate in ACCSH meetings, and has no conflicts of interest that would preclude membership on ACCSH.

*Member selection:* The Secretary will select ACCSH members on the basis of their experience, knowledge, and competence in the field of occupational safety and health, particularly as it pertains to the construction industry.

Information received through this nomination process, in addition to other relevant sources of information, will assist the Secretary in appointing members to ACCSH. In selecting ACCSH members, the Secretary will consider individuals nominated in response to this **Federal Register** notice, as well as other qualified individuals.

*Instructions for submitting nominations:* All nominations, supporting documents, attachments, and other materials must identify the Agency name and the docket number for this **Federal Register** notice (Docket No. OSHA–2013–0006). Submit materials electronically, by FAX, or by hard copy. You may supplement electronic submissions by attaching electronic files. If you supplement electronic submissions with hard-copy documents, submit the hard copy documents to the OSHA Docket Office and clearly identify the electronic submission by Agency name and docket number (Docket No. OSHA–2013–0006) so the Docket Office can attach the hard-copy documents to the appropriate electronic submission.

The OSHA Docket Office will post all submissions, including personal information provided, in the docket without change. Therefore, OSHA cautions interested parties about submitting personal information such as Social Security numbers and birthdates. Guidance on submitting nominations and supporting materials is available on-line at <http://www.regulations.gov> and from the OSHA Docket Office.

*Access to docket:* The <http://www.regulations.gov> index lists all submissions provided in response to this **Federal Register** notice; however, some information (e.g., copyrighted material) is not publicly available to read or download from that Web page. All submissions, including materials not available on-line, are available for inspection and copying at the OSHA Docket Office. For information about accessing materials in Docket No. OSHA–2013–0006, including materials not available on-line, contact the OSHA Docket Office.

#### Authority and Signature

David Michaels, Ph.D., MPH, Assistant Secretary of Labor for Occupational Safety and Health, authorized the preparation of this notice under the authority granted by 29 U.S.C. 656; 40 U.S.C. 3704; 5 U.S.C. App. 2; 29 CFR parts 1911 and 1912; 41 CFR part 102; and Secretary of Labor's Order No. 1–2012 (77 FR 3912, Jan. 25, 2012).

Signed at Washington, DC, on November 1, 2013.

**David Michaels,**

*Assistant Secretary of Labor for Occupational Safety and Health.*

[FR Doc. 2013–26646 Filed 11–6–13; 8:45 am]

**BILLING CODE 4510–26–P**

### NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice: (13–128)]

#### International Space Station Advisory Committee; Charter Renewal

**AGENCY:** National Aeronautics and Space Administration (NASA).

**ACTION:** Notice of renewal and amendment of the charter of the International Space Station Advisory Committee.

**SUMMARY:** Pursuant to sections 14(b)(1) and 9(c) of the Federal Advisory Committee Act (Pub. L. 92–463), and after consultation with the Committee Management Secretariat, General Services Administration, the NASA Administrator has determined that renewal and amendment of the charter of the International Space Station Advisory Committee is in the public interest in connection with the performance of duties imposed on NASA by law. The renewed charter is for a one-year period ending September 30, 2014. It is identical to the previous charter in all respects except with regard to information pertaining to tasking, travel funding, annual operating costs and membership.

**FOR FURTHER INFORMATION CONTACT:** Mr. Gregory A. Mann, Executive Secretary, International Space Station Advisory Committee, Office of International and Interagency Relations, NASA Headquarters, Washington, DC 20546; phone: 202–358–5140; email: [gmann@nasa.gov](mailto:gmann@nasa.gov).

**Patricia D. Rausch,**

*Advisory Committee Management Officer, National Aeronautics and Space Administration.*

[FR Doc. 2013–26712 Filed 11–6–13; 8:45 am]

**BILLING CODE 7510–13–P**

### NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice: (13–129)]

#### International Space Station National Laboratory Advisory Committee; Charter Renewal

**AGENCY:** National Aeronautics and Space Administration (NASA).

**ACTION:** Notice of renewal of the charter of the International Space Station National Laboratory Advisory Committee.

**SUMMARY:** Pursuant to sections 14(b)(1) and 9(c) of the Federal Advisory Committee Act (Pub. L. 92–463), and after consultation with the Committee Management Secretariat, General Services Administration, the NASA Administrator has determined that renewal of the charter of the International Space Station National Laboratory Advisory Committee is in the public interest in connection with the performance of duties imposed on NASA by law. The renewed charter is for a two-year period ending October 18, 2015. It is identical to the previous charter in all respects.

**FOR FURTHER INFORMATION CONTACT:** Ms. Marybeth A. Edeen, Executive Director, International Space Station National Laboratory Advisory Committee, NASA Johnson Space Center, Houston, TX; phone: 281–483–9122; email: [marybeth.a.edeen@nasa.gov](mailto:marybeth.a.edeen@nasa.gov).

**Patricia D. Rausch,**

*Advisory Committee Management Officer, National Aeronautics and Space Administration.*

[FR Doc. 2013–26714 Filed 11–6–13; 8:45 am]

**BILLING CODE 7510–13–P**

### NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice: (13–130)]

#### NASA Advisory Council; Charter Renewal

**AGENCY:** National Aeronautics and Space Administration (NASA).

**ACTION:** Notice of renewal and amendment of the charter of the NASA Advisory Council.

**SUMMARY:** Pursuant to sections 14(b)(1) and 9(c) of the Federal Advisory Committee Act (Pub. L. 92–463), and after consultation with the Committee Management Secretariat, General Services Administration, the NASA Administrator has determined that renewal and amendment of the charter of the NASA Advisory Council is in the public interest in connection with the performance of duties imposed on NASA by law. The renewed charter is for a two-year period ending October 24, 2015. It is identical to the previous charter in all respects except with regard to information pertaining to annual operating costs and number of meetings per year.