

**DEPARTMENT OF LABOR****Bureau of Labor Statistics****Proposed Collection, Comment Request****ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a pre-clearance 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. 3506(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 Bureau of Labor Statistics (BLS) is soliciting comments concerning the proposed reinstatement with change of the “Contingent Worker Supplement (CWS) to the Current Population Survey (CPS),” to be conducted in May 2017.

A copy of the proposed information collection request (ICR) can be obtained by contacting the individual listed below in the **ADDRESSES** section of this notice.

**DATES:** Written comments must be submitted to the office listed in the **ADDRESSES** section of this notice on or before November 29, 2016.

**ADDRESSES:** Send comments to Carol Rowan, BLS Clearance Officer, Division of Management Systems, Bureau of Labor Statistics, Room 4080, 2 Massachusetts Avenue NE., Washington, DC 20212. Written also may be transmitted by fax to 202-691-5111 (this is not a toll free number).

**FOR FURTHER INFORMATION CONTACT:** Carol Rowan, BLS Clearance Officer, 202-691-7628 (this is not a toll-free number). (See **ADDRESSES** section.)

**SUPPLEMENTARY INFORMATION:****I. Background**

The CPS has been the principal source of the official Government statistics on employment and unemployment since 1940 (over 75 years). Collection of labor force data through the CPS is necessary to meet the requirements in Title 29, United States Code, Sections 1 and 2. The 2017 CWS will provide information on the characteristics of workers in contingent jobs—that is, jobs that are structured to

last only a limited period of time. The CWS will also provide information about workers in several alternative employment arrangements, including independent contractors, on-call workers, temporary help agency workers, and workers provided by contract companies. With the exception of February 2003, the CWS was fielded every two years from 1995 to 2005; however, since then, there have been no reliable and comparable statistics to show how the number and characteristics of these workers have changed over time. In order to maintain data comparability, the 2017 CWS questionnaire will be largely the same as that used in 2005. However, because new types of work have emerged since the last collection of the CWS, BLS is proposing to add four new questions to the end of the CWS. These new questions will explore whether individuals obtain customers or online tasks through companies that electronically match them, often through mobile apps, and examine whether work obtained through electronic matching platforms is a source of secondary earnings.

**II. Current Action**

Office of Management and Budget clearance is being sought for the Contingent Worker Supplement (CWS) to the CPS. A reinstatement with change of this previously approved collection for which approval has expired is needed to provide the Nation with timely information about the number and characteristics of workers in contingent or alternative employment arrangements. Because new types of work have emerged since the last fielding of the CWS, BLS is proposing to add four new questions. Specifically, two questions will focus on whether individuals obtain customers or online tasks through mobile apps. Such jobs include people using their own cars to drive customers from one place to another, delivering something, or doing customers’ household tasks or errands, as well as online tasks such as data entry, translating text, web or software development, or graphic design. In addition, two questions will examine whether work obtained through electronic matching platforms is a source of secondary earnings.

**III. Desired Focus of Comments**

The Bureau of Labor Statistics is particularly interested in comments that:

- 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.

- 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 submissions of responses.

*Type of Review:* Reinstatement, with change, of a previously approved collection for which approval has expired.

*Agency:* Bureau of Labor Statistics.

*Title:* Contingent Worker Supplement to the CPS.

*OMB Number:* 1220-0153.

*Affected Public:* Households.

*Total Respondents:* 47,000.

*Frequency:* One time.

*Total Responses:* 47,000.

*Average Time per Response:* 9 minutes.

*Estimated Total Burden Hours:* 7050 hours.

*Total Burden Cost (capital/startup):* \$0.

*Total Burden Cost (operating/maintenance):* \$0.

Comments submitted in response to this notice will be summarized and/or included in the request for Office of Management and Budget approval of the information collection request; they also will become a matter of public record.

Signed at Washington, DC, this 26th day of September, 2016.

**Kimberley Hill,**

*Chief, Division of Management Systems,  
Bureau of Labor Statistics.*

[FR Doc. 2016-23639 Filed 9-29-16; 8:45 am]

**BILLING CODE 4510-24-P**

**DEPARTMENT OF LABOR****Mine Safety and Health Administration****Affirmative Decisions on Petitions for Modification Granted in Whole or in Part**

**AGENCY:** Mine Safety and Health Administration (MSHA), Labor.

**ACTION:** Notice.

**SUMMARY:** Section 101(c) of the Federal Mine Safety and Health Act of 1977 and 30 CFR part 44 govern the application,

processing, and disposition of petitions for modification. This **Federal Register** Notice notifies the public that MSHA has investigated and issued a final decision on certain mine operator petitions to modify a safety standard.

**ADDRESSES:** Copies of the final decisions are posted on MSHA's Web site at <http://www.msha.gov/READROOM/PETITION.HTM>. The public may inspect the petitions and final decisions during normal business hours in MSHA's Office of Standards, Regulations, and Variances, 201 12th Street South, Suite 4E401, Arlington, Virginia 22202. All visitors are required to check in at the receptionist's desk in Suite 4E401.

**FOR FURTHER INFORMATION CONTACT:**

Barbara Barron at 202-693-9447 (Voice), [barron.barbara@dol.gov](mailto:barron.barbara@dol.gov) (Email), or 202-693-9441 (Telefax). [These are not toll-free numbers].

**SUPPLEMENTARY INFORMATION:**

**I. Introduction**

Under section 101 of the Federal Mine Safety and Health Act of 1977, a mine operator may petition and the Secretary of Labor (Secretary) may modify the application of a mandatory safety standard to that mine if the Secretary determines that: (1) An alternative method exists that will guarantee no less protection for the miners affected than that provided by the standard; or (2) the application of the standard will result in a diminution of safety to the affected miners.

MSHA bases the final decision on the petitioner's statements, any comments and information submitted by interested persons, and a field investigation of the conditions at the mine. In some instances, MSHA may approve a petition for modification on the condition that the mine operator complies with other requirements noted in the decision.

**II. Granted Petitions for Modification**

On the basis of the findings of MSHA's investigation, and as designee of the Secretary, MSHA has granted or partially granted the following petitions for modification:

- *Docket Number:* M-2014-023-C.  
*FR Notice:* 79 FR 45466 (8/5/2014).  
*Petitioner:* ACI Tygart Valley, 1200 Tygart Drive, Grafton, West Virginia 26354.  
*Mine:* Leer Mine #1, MSHA I.D. No. 46-09192, located in Taylor County, West Virginia.  
*Regulation Affected:* 30 CFR 75.500(d) (Permissible electric equipment).
- *Docket Number:* M-2014-029-C.  
*FR Notice:* 79 FR 64625 (10/30/2014).

*Petitioner:* North American Drillers, LLC, 130 Meadow Ridge Road, Suite 22, Mount Morris, Pennsylvania 15349.

*Mines:* Tunnel Ridge Mine, MSHA I.D. No. 46-08864, located in Ohio County, West Virginia; Mountain View Mine, MSHA I.D. No. 46-09028, located in Tucker County, West Virginia; Leer Mine, MSHA I.D. No. 46-09192, Taylor County, West Virginia; Monongalia County Mine, MSHA I.D. No. 46-01968, located in Monongalia County, West Virginia; Ohio County Mine, MSHA I.D. No. 46-01436, located in Ohio County, West Virginia; Harrison County Mine, MSHA I.D. No. 46-01318, located in Harrison County, West Virginia; Marshall County Mine, MSHA I.D. No. 46-01437, located in Marshall County, West Virginia; Marion County Mine, MSHA I.D. No. 46-01433, located in Marion County, West Virginia; Powhatan #6 Mine, MSHA I.D. No. 33-01159, located in Belmont County, Ohio; and Federal #2 Mine, MSHA I.D. No. 46-01456, located in Monongalia County, West Virginia.

*Regulation Affected:* 30 CFR 77.1914(a) (Electrical equipment).

- *Docket Number:* M-2015-003-C.  
*FR Notice:* 80 FR 17502 (4/1/2015).  
*Petitioner:* Rosebud Mining Company, P.O. Box 1025, Northern Cambria, Pennsylvania 15714.

*Mine:* Coral-Graceton Mine, MSHA I.D. No. 36-09595 and Crooked Creek Mine, MSHA I.D. No. 36-09972, both located in Indiana County, Pennsylvania.

*Regulation Affected:* 30 CFR 75.503 (Permissible electric face equipment; maintenance) and 18.35(a)(5)(i) (Portable (trailing) cables and cords).

- *Docket Number:* M-2015-023-C.  
*FR Notice:* 80 FR 77024 (12/11/2015).  
*Petitioner:* M-Class Mining, LLC, 11351 N. Thompsonville Road, Macedonia, Illinois 62860.

*Mine:* MC #1 Mine, MSHA I.D. No. 11-03189, located in Franklin County, Illinois.

*Regulation Affected:* 30 CFR 75.503 (permissible electric face equipment; maintenance) and 18.35 (Portable (trailing) cables and cords).

- *Docket Number:* M-2015-027-C.  
*FR Notice:* 81 FR 3161 (1/20/2016).  
*Petitioner:* Peabody Midwest Mining, LLC, 115 Grayson Lane, Eldorado, Illinois 62930.

*Mine:* Wildcat Hills Underground Mine, MSHA I.D. No. 11-03156, located in Saline County, Illinois.

*Regulation Affected:* 30 CFR 75.500(d) (Permissible electric equipment).

- *Docket Number:* M-2015-028-C.  
*FR Notice:* 81 FR 8999 (2/23/2016).  
*Petitioner:* Peabody Midwest Mining, LLC, 115 Grayson Lane, Eldorado, Illinois 62930.

*Mine:* Wildcat Hills Underground Mine, MSHA I.D. No. 11-03156, located in Saline County, Illinois.

*Regulation Affected:* 30 CFR 75.507-1(a) (Electric equipment other than power-connection points; outby the last open crosscut; return air; permissibility requirements).

- *Docket Number:* M-2016-001-C.  
*FR Notice:* 81 FR 8998 (2/23/2016).  
*Petitioner:* Peabody Energy Company, 12968 Illinois State Route 13, Coulterville, Illinois 62237.

*Mine:* Gateway North Mine, MSHA I.D. No. 11-03235, located in Randolph County, Illinois.

*Regulation Affected:* 30 CFR 75.503 (permissible electric face equipment; maintenance) and 18.35 (Portable (trailing) cables and cords).

- *Docket Number:* M-2016-005-C.  
*FR Notice:* 81 FR 11843 (3/7/2016).  
*Petitioner:* Clinton M Wynn Mining, 419 Shingara Lane, Sunbury, Pennsylvania 17801.

*Mine:* Bottom Rock Slope, MSHA I.D. No. 36-10110, located in Northumberland County, Pennsylvania.

*Regulation Affected:* 30 CFR 75.1200(d) & (i) (Mine map).

- *Docket Number:* M-2016-006-C.  
*FR Notice:* 81 FR 11843 (3/7/2016).  
*Petitioner:* Clinton M Wynn Mining, 419 Shingara Lane, Sunbury, Pennsylvania 17801.

*Mine:* Bottom Rock Slope, MSHA I.D. No. 36-10110, located in Northumberland County, Pennsylvania.

*Regulation Affected:* 30 CFR 75.1202 and 75.1202-1(a) (Temporary notations, revisions and requirements).

- *Docket Number:* M-2016-007-C.  
*FR Notice:* 81 FR 11843 (3/7/2016).  
*Petitioner:* Clinton M Wynn Mining, 419 Shingara Lane, Sunbury, Pennsylvania 17801.

*Mine:* Bottom Rock Slope, MSHA I.D. No. 36-10110, located in Northumberland County, Pennsylvania.

*Regulation Affected:* 30 CFR 75.1400 (Hoisting equipment; general).

- *Docket Number:* M-2013-003-M.  
*FR Notice:* 78 FR 11232 (2/15/2013).  
*Petitioner:* Badger Mining Corporation, N7815 County Highway P, Taylor, Wisconsin 54659.

*Mine:* Taylor Plant, MSHA I.D. No. 47-02555, P.O. Box 160, Taylor, Wisconsin 54659, located in Jackson County, Wisconsin.

*Regulation Affected:* 30 CFR 56.13020 (Use of compressed air).

- *Docket Number:* M-2015-007-M.  
*FR Notice:* 81 FR 4337 (1/26/2016).  
*Petitioner:* Frontier-Kemper Constructors, Inc., 1695 Allen Road, Evansville, Indiana 47710-3394.  
*Mine:* Solvay Chemicals, Inc., P.O. Box 1167, 400 County Road 85, Green

River, Wyoming 82935, MSHA I.D. No. 48-01295, located in Sweetwater County, Wyoming.

*Regulation Affected:* 30 CFR 57.22606(a) and (c) (Explosive materials and blasting units (III mines).

**Sheila McConnell,**

*Director, Office of Standards, Regulations, and Variances.*

[FR Doc. 2016-23625 Filed 9-29-16; 8:45 am]

**BILLING CODE 4520-43-P**

## DEPARTMENT OF LABOR

### Mine Safety and Health Administration

#### Petitions for Modification of Application of Existing Mandatory Safety Standards

**AGENCY:** Mine Safety and Health Administration, Labor.

**ACTION:** Notice.

**SUMMARY:** Section 101(c) of the Federal Mine Safety and Health Act of 1977 and Title 30 of the Code of Federal Regulations Part 44 govern the application, processing, and disposition of petitions for modification. This notice is a summary of petitions for modification submitted to the Mine Safety and Health Administration (MSHA) by the parties listed below.

**DATES:** All comments on the petitions must be received by MSHA's Office of Standards, Regulations, and Variances on or before October 31, 2016.

**ADDRESSES:** You may submit your comments, identified by "docket number" on the subject line, by any of the following methods:

1. *Electronic Mail:* [zzMSHA-comments@dol.gov](mailto:zzMSHA-comments@dol.gov). Include the docket number of the petition in the subject line of the message.

2. *Facsimile:* 202-693-9441.

3. *Regular Mail or Hand Delivery:* MSHA, Office of Standards, Regulations, and Variances, 201 12th Street South, Suite 4E401, Arlington, Virginia 22202-5452, Attention: Sheila McConnell, Director, Office of Standards, Regulations, and Variances. Persons delivering documents are required to check in at the receptionist's desk in Suite 4E401. Individuals may inspect copies of the petitions and comments during normal business hours at the address listed above.

MSHA will consider only comments postmarked by the U.S. Postal Service or proof of delivery from another delivery service such as UPS or Federal Express on or before the deadline for comments.

**FOR FURTHER INFORMATION CONTACT:** Barbara Barron, Office of Standards,

Regulations, and Variances at 202-693-9447 (Voice), [barron.barbara@dol.gov](mailto:barron.barbara@dol.gov) (Email), or 202-693-9441 (Facsimile). [These are not toll-free numbers.]

#### SUPPLEMENTARY INFORMATION:

##### I. Background

Section 101(c) of the Federal Mine Safety and Health Act of 1977 (Mine Act) allows the mine operator or representative of miners to file a petition to modify the application of any mandatory safety standard to a coal or other mine if the Secretary of Labor determines that:

1. An alternative method of achieving the result of such standard exists which will at all times guarantee no less than the same measure of protection afforded the miners of such mine by such standard; or

2. That the application of such standard to such mine will result in a diminution of safety to the miners in such mine.

In addition, the regulations at 30 CFR 44.10 and 44.11 establish the requirements and procedures for filing petitions for modification.

##### II. Petitions for Modification

*Docket Number:* M-2016-027-C.

*Petitioner:* Oak Gove Resources, LLC, 8360 Taylors Ferry Road, Hueytown, Alabama 35023.

*Mine:* Oak Grove Mine, MSHA I.D. No. 01-00851, located in Jefferson County, Alabama.

*Regulation Affected:* 30 CFR 75.364(b)(2) (Weekly examination).

*Modification Request:* The petitioner requests a modification of the existing standard to permit an alternative method of compliance for weekly examinations of the four-part overcast bank located in the Main North entries at spad number 16+20, due to deteriorating roof and rib conditions that have made traveling the area unsafe and conditions in the area are impractical and unsafe to rehabilitate. The petitioner proposes to have a certified person take air quantity and quality measurements at monitoring points 71A and 71C at entrance and exist of overcast bank will afford the mines the same protection as the existing standard. The petitioner asserts that the existing standard 30 CFR 75.364(b)(2) undermines the safety of the miners by placing them in an area with deteriorated roof and rib conditions. The petitioner states that the following terms and conditions will be followed:

(1) Monitoring stations 71A and 71C will allow effective evaluation of airflow across overcast used to ventilate old works.

(a) Monitoring station 71A will evaluate air entering overcast bank.

(b) Monitoring station 71C will evaluate air as it leaves overcast bank.

(2) Signs showing safe travel route to each monitoring station will be posed in adjacent entries. Monitoring stations and routes will be kept free of water accumulations.

(3) A certified person will conduct weekly evaluations at each of the monitoring stations. Evaluations will include quantity and quality of air entering or exiting overcast bank. Measurements will be made using MSHA-approved and calibrated hand-held multi gas detectors to check for methane, and oxygen concentrations. Appropriate calibrated anemometers will be used to check airflow and volume.

(4) A diagram of normal air flow will be posted at 71A and 71C monitoring points and maintained legible. Any changes will be reported to the Mine Foreman for immediate investigation.

(5) At each monitoring station, a date board will be provided where date, time, and examiner's initials will be recorded along with measured quantity and quality of air. Results including conditions of accessible controls will be recorded in a book kept on the surface and made available to all interested parties.

(6) All monitoring stations and approaches will at all times be maintained in a safe condition. The roof will be supported by bolts and other means to prevent deterioration in the area of monitoring points.

(7) Monitoring stations locations will be shown on an annually submitted mine ventilation map. Monitoring stations will not be moved to another location without prior approval by the District Manager as part of the ventilation plan for the mine.

(8) For added safety additional roof support will be added under overcasts that belt and track travel through.

(9) Prior to implementation of this modification, all mine personnel will be instructed that except along designated routes no travel into the petitioned area will be permitted and all approaches will be fenced or barricaded with "DO NOT ENTER" warning signs.

(10) The overcast area is not being used for work or travel, and, upon information and belief, no one has performed work, examinations, inspections, or otherwise traveled in the overcast area in many years.

(11) Within 60 days after the Proposed Decision and Order (PDO) becomes final, the petitioner will submit proposed revisions for the approved part 48 training plan to the District