DEPARTMENT OF LABOR
Wage and Hour Division

Agency Information Collection Activities; Comment Request; Information Collections: The Family and Medical Leave Act of 1993, as Amended

AGENCY: Wage and Hour Division, Department of Labor.

ACTION: Notice.

SUMMARY: The Department of Labor (DOL) is soliciting comments concerning a proposed extension of the information collection request (ICR) titled, “The Family and Medical Leave Act of 1993, As Amended.” This comment request is part of continuing Departmental efforts to reduce paperwork and respondent burden in accordance with the Paperwork Reduction Act of 1995 (PRA).

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. 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 December 19, 2017.

ADDRESSES: You may submit comments identified by Control Number 1235–0003, by either one of the following methods: Email: 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 Control Number identified above 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 email 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 Office of Management and Budget (OMB) approval of the information collection request.
member’s serious health condition to satisfy the statutory requirement to furnish, upon the employer’s request, appropriate certification (including a second or third opinion and recertification) to support the need for leave for the family member’s serious health condition. See § 825.305(a). Form WH–381 allows an employer to satisfy the regulatory requirement to provide employees taking FMLA leave with written notice detailing specific expectations and obligations of the employee and explaining any consequences of a failure to meet these obligations. See § 825.300(b) and (c). Form WH–382 allows an employer to meet its obligation to designate leave as FMLA-qualifying. See § 825.301(a). Form WH–384 allows an employee requesting FMLA leave based on a qualifying exigency to satisfy the statutory requirement to furnish, upon the employer’s request, appropriate certification to support leave for a qualifying exigency. See § 825.309. Form WH–385 allows an employee requesting FMLA leave based on an active duty covered servicemember’s serious injury or illness to satisfy the statutory requirement to furnish, upon the employer’s request, a medical certification from an authorized health care provider. See § 825.310. Form WH–385–V allows an employee requesting leave based on a veteran’s serious injury or illness to satisfy the statutory requirement to furnish, upon the employer’s request, a medical certification from an authorized health care provider. See § 825.310.

II. Review Focus: The Department of Labor 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;
- Enhance the quality, utility, and clarity of the information to be collected;
- 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;
- 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.

III. Current Actions: The Department of Labor seeks an approval for the extension of this information collection in order to ensure effective administration of the Family and Medical Leave Act of 1993, as Amended.

Type of Review: Extension.
Agency: Wage and Hour Division.
Title: The Family and Medical Leave Act of 1993, as Amended.
OMB Control Number: 1235–0003.
Affected Public: Business or other for-profit, not-for-profit institutions, Farms, State, Local, or Tribal Government.
Total Respondents: 6,888,800.
Total Annual Responses: 79,357,654.
Estimated Total Burden Hours: 8,973,602.
Estimated Time per Response: Varies with type of request (1.25–20 minutes):
Frequency: On occasion.
Total Burden Cost (capital/startup): $0.
Total Burden Cost (operation/maintenance): $193,532,818.
Dated: October 12, 2017.
Melissa Smith, Director, Division of Regulations, Legislation and Interpretation.

DEPARTMENT OF LABOR
Office of Workers’ Compensation Programs

Advisory Board on Toxic Substances and Worker Health

AGENCY: Office of Workers’ Compensation Programs.

ACTION: Announcement of meeting of the Advisory Board on Toxic Substances and Worker Health (Advisory Board) for the Energy Employees Occupational Illness Compensation Program Act (EEOICPA).

SUMMARY: The Advisory Board will meet November 16–17, 2017, in Santa Fe, New Mexico.

Comments, requests to speak, submissions of materials for the record, and requests for special accommodations: You must submit (postmark, send, transmit) comments, requests to address the Advisory Board, speaker presentations, and requests for special accommodations for the meetings by November 9, 2017.

ADDRESSES: The Advisory Board will meet at The Lodge at Santa Fe, 750 N. St. Francis Dr., Santa Fe, New Mexico 87501, phone 505–992–5800.

Submission of comments, requests to speak and submissions of materials for the record: You may submit comments, materials, and requests to speak at the