

certification of safety nets and development of fall protection plans, respectively, and paragraph (b) of 29 CFR 1926.503, which requires employers to certify training records. The training certification requirement specified in paragraph (b) of 29 CFR 1926.503 documents the training provided to workers potentially exposed to fall hazards in construction. A competent person must train these workers to recognize fall hazards and in the use of procedures and equipment that minimize these hazards. An employer must verify compliance with this training requirement by preparing and maintaining a written certification record that contains the name or other identifier of the worker receiving the training, the date(s) of the training, and the signature of the competent person who conducted the training, or of the employer.

## II. Special Issues for Comment

OSHA has a particular interest in comments on the following issues:

- Whether the proposed information collection requirements are necessary for the proper performance of the agency's functions, including whether the information is useful;
- The accuracy of OSHA's estimate of the burden (time and costs) of the information collection requirements, including the validity of the methodology and assumptions used;
- The quality, utility, and clarity of the information collected; and
- Ways to minimize the burden on employers who must comply; for example, by using automated or other technological information collection and transmission techniques.

## III. Proposed Actions

OSHA is requesting that OMB extend approval of the collection of information requirements contained in the Construction Standards on Fall Protection Systems Criteria and Practices (29 CFR 1926.502) and Training Requirements. OSHA is requesting a burden hour increase, from 425,844 to 471,232 hours, a difference of 45,388 hours. The increase is primarily a result of a higher estimate of employers who must comply with the collections of information as well as the way the agency is now calculating burden hours. The hours are calculated using fractions instead of decimals, as the agency believes that it is easier for the public to follow this methodology.

*Type of Review:* Extension of a currently approved collection.

*Title:* Construction Fall Protection Systems Criteria and Practices (29 CFR

1926.502) and Training Requirements (29 CFR 1926.503).

*OMB Control Number:* 1218-0197.

*Affected Public:* Business or other for-profits; Federal Government; State, Local, or Tribal Government.

*Number of Responses:* 5,645,796.

*Frequency of Recordkeeping:* On occasion, annually.

*Average Time per Response:* Time per response ranges from 5 minutes (5/60 hour) to certify a safety net to 1 hour to develop a fall protection plan.

*Estimated Total Burden Hours:* 471,232.

*Estimated Cost (Operation and Maintenance):* \$0.

## IV. Public Participation-Submission of Comments on This Notice and Internet Access to Comments and Submissions

You may submit comments in response to this document as follows:

(1) Electronically at <http://www.regulations.gov>, which is the Federal eRulemaking Portal; (2) by facsimile (fax); or (3) by hard copy. All comments, attachments, and other material must identify the agency name and the OSHA docket number (Docket No. OSHA-2010-0008) for the ICR. You may supplement electronic submissions by uploading document files electronically. If you wish to mail additional materials in reference to an electronic or facsimile submission, you must submit them to the OSHA Docket Office (see the section of this notice titled **ADDRESSES**). The additional materials must clearly identify your electronic comments by your full name, date, and the docket number so the agency can attach them to your comments.

Due to security procedures, the use of regular mail may cause a significant delay in the receipt of comments. For information about security procedures concerning the delivery of materials by hand, express delivery, messenger, or courier service, please contact the OSHA Docket Office at (202) 693-2350, TTY (877) 889-5627.

Comments and submissions are posted without change at <http://www.regulations.gov>. Therefore, OSHA cautions commenters about submitting personal information such as social security numbers and date of birth. Although all submissions are listed in the <http://www.regulations.gov> index, some information (e.g., copyrighted material) is not publicly available to read or download from this website.

All submissions, including copyrighted material, are available for inspection and copying at the OSHA Docket Office. Information on using the <http://www.regulations.gov> website to

submit comments and access the docket is available at the website's "User Tips" link. Contact the OSHA Docket Office for information about materials not available from the website, and for assistance in using the internet to locate docket submissions.

## V. Authority and Signature

Loren Sweatt, Principal Deputy Assistant Secretary of Labor for Occupational Safety and Health, directed the preparation of this notice. The authority for this notice is the Paperwork Reduction Act of 1995 (44 U.S.C. 3506 *et seq.*) and Secretary of Labor's Order No. 1-2012 (77 FR 3912).

Signed at Washington, DC, on February 20, 2020.

**Loren Sweatt,**

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

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## DEPARTMENT OF LABOR

### Office of Workers' Compensation Programs

#### Proposed Extension of Existing Collection; Comment Request

**ACTION:** Notice of availability; request for comments.

**SUMMARY:** The Department of Labor, 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. 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. This information collection request (ICR) seeks approval under the PRA for the continued use of the revised Provider Enrollment Form (Form OWCP-1168). The form requests profile information on providers that enroll in one or more of OWCP's benefit programs so its billing contractor can pay them for services rendered to beneficiaries using its automated bill processing system. In addition to the enrollment form information collection, the OWCP bill processing contractor currently collects electronic data interchange (EDI) information from the

provider only if the provider chooses a data exchange submission method. Once the new OWCP-1168 form is in place, the existing EDI template will no longer be applicable. The current EDI template collects information that is duplicative to information collected on Form OWCP-1168, such as names, addresses, and NPI. Collecting EDI information with the enrollment information in one form will improve efficiency in collecting the information from providers, reduce the time required for processing by operational staff, and will significantly reduce errors associated with mismatching provider enrollments to their EDI information. This ICR will be submitted to OMB to allow for the continued use of the revised Provider Enrollment Form (Form OWCP-1168) and to incorporate regulatory updates implementing the Black Lung benefits Act which becomes applicable on April 26, 2020. A copy of the proposed information collection request can be obtained by contacting the office listed below in the **ADDRESSES** section of this Notice.

**DATES:** Written comments must be submitted to the office listed in the **ADDRESSES** section below on or before April 27, 2020.

**ADDRESSES:** Anjanette Suggs, U.S. Department of Labor, 200 Constitution Ave. NW, Room S-3201, Washington, DC 20210, telephone/fax (202) 354-9660, Email [suggs.anjanette@dol.gov](mailto:suggs.anjanette@dol.gov). Please use only one method of transmission for comments (mail/delivery, fax, or email).

**SUPPLEMENTARY INFORMATION:**

**I. Background**

The Office of Workers' Compensation Programs (OWCP) is the agency responsible for administration of the Federal Employees' Compensation Act (FECA), 5 U.S.C. 8101 *et seq.*, the Black Lung Benefits Act (BLBA), 30 U.S.C. 901 *et seq.*, and the Energy Employees Occupational Illness Compensation Program Act of 2000 (EEOICPA), 42 U.S.C. 7384 *et seq.* These statutes require OWCP to pay for appropriate medical and vocational rehabilitation services provided to beneficiaries. In order for OWCP's billing contractor to pay providers of these services with its automated bill processing system, providers must "enroll" with one or more of the OWCP programs that administer the statutes by submitting certain profile information, including identifying information, tax I.D. information, and whether they possess specialty or sub-specialty training. Form OWCP-1168 is used to obtain this information from each provider. This

ICR will be submitted to OMB as a follow-up to an emergency processing request that was submitted to OMB on February 14, 2020 which will allow for implementation of the revised form as soon as possible. This submission will request OMB approval to use the revised form for an additional three (3) years.

**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;

- \* 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 submissions of responses.

**III. Current Actions**

The Department of Labor seeks the approval of the extension of this currently approved information collection in order to carry out a wide range of automated bill "edits", such as the identification of duplicate billings, the application of pertinent fee schedules, utilization review, and fraud and abuse detection. The profile information is also used to furnish detailed reports to providers on the status of previously submitted bills.

*Type of Review:* Extension.

*Agency:* Office of Workers' Compensation Programs.

*Title:* Provider Enrollment Form.

*OMB Number:* 1240-0021.

*Agency Number:* OWCP-1168.

*Affected Public:* Businesses or other for-profit.

*Total Respondents:* 64,325.

*Total Responses:* 64,325.

*Time per Response:* 30 minutes.

*Estimated Total Burden Hours:* 32,163.

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

*Total Burden Cost (operating/maintenance):* \$37,309.

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 will also become a matter of public record.

**Anjanette Suggs,**

*Agency Clearance Officer, Office of Workers' Compensation Programs, U.S. Department of Labor.*

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**OFFICE OF MANAGEMENT AND BUDGET**

**2017 North American Industry Classification System (NAICS)—Updates for 2022; Update of Statistical Policy Directive No. 8, Standard Industrial Classification of Establishments; and Elimination of Statistical Policy Directive No. 9, Standard Industrial Classification of Enterprises**

**AGENCY:** Office of Information and Regulatory Affairs, Office of Management and Budget, Executive Office of the President.

**ACTION:** Notice of solicitation for proposals to revise portions of NAICS for 2022, solicitation of comments on the update of Statistical Policy Directive No. 8, and solicitation of comments on the elimination of Statistical Policy Directive No. 9.

**SUMMARY:** The Office of Management and Budget OMB, through its Economic Classification Policy Committee (ECPC), is seeking comment on potential changes to the structure and content of the North American Industry Classification System (NAICS). There are seven parts in the **SUPPLEMENTARY INFORMATION** section below. Part I provides background on NAICS. Part II includes a solicitation of proposals for new and emerging industries. Part III solicits public comments on the NAICS treatment of Electronic Shopping in Retail Trade. Part IV asks for comments on the concept of internet Publishing and Broadcasting and the potential to eliminate the industry in NAICS 2022. Part V solicits comments on a proposed revision to OMB's Statistical Policy Directive No. 8, Standard Industrial Classification of Establishments. Part VI requests comments on the advisability of withdrawing OMB Statistical Policy Directive No. 9, Standard Industrial Classification of Enterprises. Finally, Part VII presents notification of a method to publicize corrections for errors and omissions that are identified in NAICS.

In soliciting comments about revising NAICS, the ECPC does not intend to