

UAW; Staff Council of International Representatives; Office and Professional Employees International Union, Local Union 494; International Union, Security, Police and Fire Professionals of America Amalgamated Local 119; Staff Lawyers Union; and the Newspaper Guild/Communications Workers of America Local 34022.

### Section II. Covered Transactions

If the proposed exemption is granted, the restrictions of ERISA sections 406(a)(1)(A), 406(a)(1)(B), 406(a)(1)(E), and 407(a) shall not apply effective as of the date a final exemption is published in the **Federal Register**, to:

(a) The acquisition by the Retiree VEBA of: (1) the Note; (2) the Mortgage Lien; and (3) the Royalty Security to secure payment of the Note;

(b) the holding by the Retiree VEBA of the Note, Mortgage Lien, and Royalty Security; and

(c) the exercise by the Retiree VEBA of the rights granted under the Note, Mortgage Lien, and Royalty Security.

### Section III. Conditions

(a) The terms of the Note, the Mortgage Lien and the Royalty Security are consistent with the terms of the Settlement Agreement that was approved by the United States District Court for the Eastern District of Michigan on November 6, 2015, after the Court found the Settlement Agreement to be appropriate and fair to the Retiree VEBA.

(b) The Independent Members represent the Retiree VEBA for all purposes with respect to the Covered Transactions and ensure that each exemption condition is met consistent with their fiduciary duties under ERISA section 404;

(c) The Independent Members have sole and exclusive control over the Note, the Mortgage Lien, and the Royalty Security, in order to foreclose or realize on the Black Lake Property and the Royalty Security (collectively, the Collateral) upon an uncured default on the UAW's installment obligation.

(d) The UAW immediately assigns a first priority security interest to the Retiree VEBA equal to 30% of the Royalty Security received or receivable from time to time from the UAW's member credit card program, upon an uncured default on the UAW's installment payment obligation.

(e) If the UAW seeks to sell all or a portion of the Black Lake property, the Independent Members will not release the Retiree VEBA's Mortgage Lien on the Black Lake Property unless and until the UAW makes all the commitments necessary to allow the Independent

Members to conclude, consistent with their duties under ERISA section 404(a), that the sale of such property does not materially increase the risk borne by the Retiree VEBA. Such commitments may include the pre-payment of a portion of the installment payment obligation or the provision of alternative collateral.

(f) Any proceeds from the sale of the Black Lake Property by the UAW, or from the Royalty Security, as required by the Settlement Agreement and Security Agreement, during the period during which the UAW owes installment payments to the Retiree VEBA (and up to the total amount of indebtedness), must be immediately paid to the Retiree VEBA to offset the outstanding principal balance due under the Note.

(g) The UAW, through the UBC, remains responsible for the payment of all taxes levied or assessed with respect to the Black Lake Property, and the UAW, through the UBC, must maintain property insurance on the Black Lake Property at all times.

(h) All persons or entities who have or may acquire an interest in the Black Lake Property must have notice of and be bound by the terms of the Note. No party will be entitled to any rights thereunder without the written consent of the Retiree VEBA.

(i) The terms of the Note, Mortgage Lien, and Royalty Security may not be modified during the duration of the UAW's obligation to the Retiree VEBA.

(j) The Retiree VEBA must prudently develop written policies and procedures designed to ensure that the Independent Members prudently monitor the UAW's payment obligation to the Retiree VEBA, as well as the UAW's marketing and/or sale of all or a portion of the Black Lake Property.

(k) The Independent Members must engage a Qualified Independent Appraiser to value the Note, Mortgage Lien, and Royalty Security as soon as reasonably possible following the date the UAW defaults on its payment obligation and fails to correct such default, and as needed or as required thereafter as determined by the Independent Members consistent with their fiduciary duties under ERISA, with the fees of such Qualified Independent Appraiser to be paid by the Retiree VEBA.

(l) Annually on the first day after the date this exemption is granted, the Committee Chairperson must provide the Department with a signed certification attesting that the Independent Members monitored the Note, the Collateral, the Security Agreement, and the terms of this exemption consistent with their

fiduciary duties under ERISA section 404. The first certification must include the written policies described in condition (j). The certification must be provided within 30 days after the end of the period to which it relates.

(m) In the event the UAW defaults on the Installment Payment Obligation the Committee Chairperson must submit a written report to the Department providing: (1) a certification that each condition of the exemption has been met; (2) a complete description of any foreclosure and liquidation transactions; (3) all documentation necessary to demonstrate that all relevant conditions applicable to the transaction(s) have been met; and (4) if the Retiree VEBA does not foreclose on the Collateral, a complete explanation of the Independent Members' rationale for not taking such action. The report must be submitted no later than 90 days following the date the UAW defaults on its Installment Payment Obligation.

*Exemption date:* If granted, this proposed exemption will be in effect on the date that the grant notice is published in the **Federal Register**.

Signed at Washington, DC, this 17th day of August, 2023.

**George Christopher Cosby,**

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

[FR Doc. 2023-18231 Filed 8-23-23; 8:45 am]

**BILLING CODE 4510-29-P**

## DEPARTMENT OF LABOR

### Agency Information Collection Activities; Submission for OMB Review; Comment Request, Department of Labor's Restricted Use Data Access Program, New Collection

**AGENCY:** Office of the Assistant Secretary for Policy, Chief Evaluation Office, Department of Labor.

**ACTION:** Notice of information collection; request for comment.

**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). 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 is properly assessed. Currently, the Department of Labor is soliciting comments concerning the collection of data about the Department of Labor's Restricted Use Data Access Program. A copy of the proposed Information Collection Request (ICR) can be obtained by contacting the office listed below in the addressee section of this notice.

**DATES:** Written comments must be submitted to the office listed in the addressee section below on or before October 23, 2023.

**ADDRESSES:** You may submit comments by either one of the following methods:

*Email: ChiefEvaluationOffice@dol.gov; Mail or Courier: C.J. Krizan, Chief Evaluation Office, OASP, U.S. Department of Labor, Room S-2312, 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 OMB Control Number identified above for this information collection. 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:** C.J. Krizan by email at *ChiefEvaluationOffice@dol.gov* or by phone at (202) 693-5068.

**SUPPLEMENTARY INFORMATION:**

I. *Background:* The Chief Evaluation Office (CEO) of the U.S. Department of Labor (DOL) intends to design and implement the Restricted Use Data Access Program that will safely promote and expand restricted-use DOL data

access to facilitate timely, accurate, and informative analysis, research, and program evaluation. In brief, the project involves: (1) developing a Restricted Use Data access program infrastructure, (2) supporting and the onboarding and training of DOL data users for their research, and (3) providing privacy and statistical expertise to evaluate and ensure that research products are protected against disclosure risks and are released in a timely manner.

This **Federal Register** Notice provides the opportunity to comment on proposed data collection instruments that will be used in developing the Department of Labor Restricted Use Data Access Program.

1. *Predominant Purpose Statement.* The main application document that applicants fill out for the Restricted Use Data Access Program. The document requests information about the proposed project and why the applicants need access to Department of Labor data.

2. *Supporting documents for completing the Predominant Purpose Statement.* Supporting documents for the Predominant Purpose Statement, such as examples of successful research or statistical code samples.

3. *Biographical Sketch.* A biographical sketch form and supporting materials that requests information on the qualifications of the applicant for the Restricted Use Data Access Program and not any personal information.

4. *Disclosure Review Forms.* Documentation that will be used throughout the Restricted Use Data Access Program to evaluate the disclosure risks of proposed projects and will be available to applicants to ensure transparency of the RUD application process.

II. *Desired Focus of Comments:* Currently, the Department of Labor is

soliciting comments concerning the above data collection for the Department of Labor's Restricted User Data Access Program. DOL is particularly interested in comments that do the following:

- evaluate whether the proposed collection of information is necessary for the proper performance functions of the agency, including whether the information will have practical utility;
- evaluate the accuracy of the agency's burden estimate of the proposed information collection, including the validity of the methodology and assumptions;
- 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—for example, permitting electronic submissions of responses.

III. *Current Actions:* At this time, the Department of Labor is requesting clearance for Predominant Purpose Statement, supporting documents for completing the Predominant Purpose Statement, Biographical Sketch, and Disclosure Review Forms.

*Type of Review:* New information collection request.

*OMB Control Number:* 1290-0NEW.

*Affected Public:* Individuals or Households.

Comments submitted in response to this request 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.

**ESTIMATED ANNUAL BURDEN HOURS**

Type of instrument (form/activity)	Number of respondents	Number of responses per respondent	Total number of responses	Average burden time per response (hours)	Estimated burden hours
Predominant Purpose Statement .....	1 15	1	15	3	75
Supporting documents for the Predominant Purpose Statement .....	1 15	1	15	2	30
Biographical Sketch and supporting documents .....	2 15	5	75	1.5	112.5
Disclosure Review Forms .....	1 15	1	15	2	30
<b>Total .....</b>	<b>75</b>	<b>.....</b>	<b>135</b>	<b>.....</b>	<b>267.5</b>

<sup>1</sup> Assumes approximately 15 Restricted Use Data Access Program applications over the calendar year.

<sup>2</sup> Assumes approximately 5 program participants per application for approximately 15 Restricted Use Data Access Program applications over the calendar year.

**Karen Livingston,**

*Acting Chief Evaluation Officer, U.S.  
Department of Labor.*

[FR Doc. 2023–18234 Filed 8–23–23; 8:45 am]

**BILLING CODE 4510–HX–P**

## DEPARTMENT OF LABOR

### Agency Information Collection Activities; Submission for OMB Review; Comment Request; Consumer Price Index Commodities and Services Survey

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

**SUMMARY:** The Department of Labor (DOL) is submitting this Bureau of Labor Statistics (BLS)-sponsored information collection request (ICR) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (PRA). Public comments on the ICR are invited.

**DATES:** The OMB will consider all written comments that the agency receives on or before September 25, 2023.

**ADDRESSES:** Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to [www.reginfo.gov/public/do/PRAMain](http://www.reginfo.gov/public/do/PRAMain). Find this particular information collection by selecting “Currently under 30-day Review—Open for Public Comments” or by using the search function.

Comments are invited on: (1) whether the collection of information is necessary for the proper performance of the functions of the Department, including whether the information will have practical utility; (2) the accuracy of the agency’s estimates of the burden and cost of the collection of information, including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility and clarity of the information collection; and (4) ways to minimize the burden of the collection of information on those who are to respond, including the use of automated collection techniques or other forms of information technology.

**FOR FURTHER INFORMATION CONTACT:** Nicole Bouchet by telephone at 202–693–0213, or by email at [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

**SUPPLEMENTARY INFORMATION:** The Consumer Price Index (CPI) is a measure of the average change over time in the prices paid by consumers for a market basket of consumer goods and services. Each month, BLS data collectors called

economic assistants, visit or call thousands of retail stores, service establishments, rental units, and doctors’ offices, all over the United States to obtain information on the prices of the thousands of items used to track and measure price changes in the CPI. The collection of price data from retail establishments is essential for the timely and accurate calculation of the commodities and services component of the CPI. The CPI is then widely used as a measure of inflation, indicator of the effectiveness of government economic policy, deflator for other economic series, and as a means of adjusting dollar values. For additional substantive information about this ICR, see the related notice published in the **Federal Register** on April 3, 2023 (88 FRN 19678).

This information collection is subject to the PRA. A Federal agency generally cannot conduct or sponsor a collection of information, and the public is generally not required to respond to an information collection, unless the OMB approves it and displays a currently valid OMB Control Number. In addition, notwithstanding any other provisions of law, no person shall generally be subject to penalty for failing to comply with a collection of information that does not display a valid OMB Control Number. See 5 CFR 1320.5(a) and 1320.6.

*Agency:* DOL–BLS.

*Title of Collection:* Consumer Price Index Commodities and Services Survey.

*OMB Control Number:* 1220–0039.

*Affected Public:* Businesses or other for-profits; Not-for-profit institutions; State, Local and Tribal Governments.

*Total Estimated Number of Respondents:* 46,305.

*Total Estimated Number of Responses:* 323,281.

*Total Estimated Annual Time Burden:* 113,840 hours.

*Total Estimated Annual Other Costs Burden:* \$0.

(Authority: 44 U.S.C. 3507(a)(1)(D))

**Nicole Bouchet,**

*Acting Departmental Clearance Officer.*

[FR Doc. 2023–18232 Filed 8–23–23; 8:45 am]

**BILLING CODE 4510–24–P**

## NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

[NARA–2023–038]

### Freedom of Information Act (FOIA) Advisory Committee Meeting

**AGENCY:** Office of Government Information Services (OGIS), National

Archives and Records Administration (NARA).

**ACTION:** Notice of Federal advisory committee meeting.

**SUMMARY:** We are announcing an upcoming Freedom of Information Act (FOIA) Advisory Committee meeting in accordance with the Federal Advisory Committee Act and the second United States Open Government National Action Plan.

**DATES:** The meeting will be on September 7, 2023, from 10 a.m. to 1:00 p.m. EDT. You must register by 11:59 p.m. EDT September 5, 2023, to attend.

**ADDRESSES:** This meeting will be a virtual meeting. We will send access instructions for the meeting to those who register according to the instructions below.

**FOR FURTHER INFORMATION CONTACT:** Kirsten Mitchell, Designated Federal Officer for this committee, by email at [foia-advisory-committee@nara.gov](mailto:foia-advisory-committee@nara.gov), or by telephone at 202.741.5770.

**SUPPLEMENTARY INFORMATION:**

*Agendas and meeting materials:* We will post all meeting materials, including the agenda, at <https://www.archives.gov/ogis/foia-advisory-committee/2022-2024-term>.

This meeting will be the sixth of the 2022–2024 committee term. The purpose of the meeting will be to hear about efforts at the State Department to use machine learning for document searches and reviews, and to hear reports from each of the three subcommittees: Implementation, Modernization, and Resources.

*Procedures:* This virtual meeting is open to the public in accordance with the Federal Advisory Committee Act (5 U.S.C. app. 2). If you wish to offer oral public comments during the public comments periods of the meetings, you must register in advance through Eventbrite <https://foia-advisory-committee-mtg-sept-7.eventbrite.com>. You must provide an email address so that we can provide you with information to access the meeting online. Public comments will be limited to three minutes per individual. We will also live-stream the meeting on the National Archives YouTube channel, <https://www.youtube.com/user/usnationalarchives>, and include a captioning option. To request additional accommodations (e.g., a transcript), email [foia-advisory-committee@nara.gov](mailto:foia-advisory-committee@nara.gov) or call 202.741.5770. Members of the media who wish to register, those who are unable to register online, and those who require special accommodations, should contact