

minimizing disruptions to business processes, including the Tribal fingerprint services. In FY24 the Commission will also continue its commitment to take necessary measures to comply with the Federal Bureau of Investigation Criminal Justice Information Services (FBI CJIS) requirements which ensure the NIGC and participating tribes can continue to use FBI criminal history report information (CHRI) to assist in determining a key employee or primary management official's eligibility for a gaming license.

Dated: November 1, 2023.

**Edward Simermeyer,**  
*Chairman.*

Dated: November 1, 2023.

**Jean Hovland,**  
*Vice Chair.*

[FR Doc. 2023-24780 Filed 11-8-23; 8:45 am]

**BILLING CODE 7565-01-P**

## DEPARTMENT OF THE INTERIOR

### Bureau of Ocean Energy Management

[Docket No. BOEM-2023-0013]

#### Gulf of Mexico Outer Continental Shelf Oil and Gas Lease Sale 261

**AGENCY:** Bureau of Ocean Energy Management, Interior.

**ACTION:** Notice regarding Lease Sale 261.

**SUMMARY:** With this notice, the Bureau of Ocean Energy Management (BOEM) is announcing that it is postponing Gulf of Mexico Lease Sale 261 pending further action by the United States Court of Appeals for the Fifth Circuit. To comply with an injunction sought and obtained by the State of Louisiana and other plaintiffs from the district court, as well as a subsequent order from the Fifth Circuit, BOEM had previously provided notice of its intent to hold Lease Sale 261 on November 8, 2023. On October 26, 2023, however, the Fifth Circuit stayed the relevant injunction and order pending the merits panel's decision on appeal. To avoid preempting the Fifth Circuit's decision, and avoid duplication of effort, BOEM is now deferring Lease Sale 261 pending disposition of the appeal that is before the Fifth Circuit.

Therefore, BOEM will not open and announce bids for the sale on November 8, 2023. BOEM will make future announcements regarding when and under what terms Lease Sale 261 will be held after the Court issues its ruling or provides additional direction to BOEM. Additional information and announcements will be made available

on BOEM's website prior to the sale date. See <http://www.boem.gov/sale-261>.

**FOR FURTHER INFORMATION CONTACT:** The New Orleans Office Lease Sale Coordinator, Greg Purvis, at [BOEMGOMRLeaseSales@boem.gov](mailto:BOEMGOMRLeaseSales@boem.gov) or 504-736-1729.

**SUPPLEMENTARY INFORMATION:** On August 25, 2023, BOEM published in the **Federal Register** the Final Notice of Sale (NOS) for Lease Sale 261. See 88 FR 58300. In that Final NOS, BOEM announced that the sale would be held on September 27, 2023. The State of Louisiana and other plaintiffs then challenged the Final NOS in the U.S. District Court for the Western District of Louisiana, seeking preliminary injunctions to force BOEM to (1) include lease blocks previously excluded to protect the Rice's whale and (2) remove provisions in Stipulation No. 4 ("Protected Species") that BOEM had added to protect the Rice's whale from certain oil and gas activities while BOEM engaged in a reinitiated consultation under the Endangered Species Act.

On September 21, 2023, six days before the planned sale, the district court issued a preliminary injunction order requiring BOEM to include the previously excluded blocks and modify the stipulation by removing the new Rice's whale protections. The court also ordered BOEM to hold the sale on or before September 30, 2023. On September 22, 2023, the government appealed and filed an emergency motion in the U.S. Court of Appeals for the Fifth Circuit, requesting that the court stay or modify the injunction to avoid an inequitable sale and to allow for the administrative and legal processes necessary to hold the modified sale and provide the statutorily required notice to the public of the revised lease sale terms. (Case No. 23-30666). Intervenor-Defendants also appealed and filed an emergency motion in the Fifth Circuit, requesting that the Court stay the injunction in its entirety. On September 25, 2023, the Fifth Circuit issued an order directing BOEM to hold Lease Sale 261 as required by the district court, but permitting BOEM until November 8, 2023, to hold the sale. On October 6, 2023, BOEM published a revised Final NOS in accordance with the September 25, 2023, order, announcing the modified terms of the sale and notifying bidders that it would open bids on November 8, 2023. See 88 FR 69660. On October 26, 2023, the Fifth Circuit stayed the injunction in its entirety pending further action by that court and

scheduled oral argument for November 13, 2023.

Under the Outer Continental Shelf Lands Act, BOEM has inherent discretion to postpone lease sales on reasonable grounds, including, as described in the October 6, 2023, notice, to comply with court orders. Because BOEM anticipates that the Fifth Circuit will further clarify the scope of BOEM's discretion and obligations concerning Lease Sale 261, BOEM has concluded that holding Lease Sale 261 before the Fifth Circuit resolves the appeal could result in duplication of effort and bidder confusion in the event that the November 8, 2023, sale is inconsistent with the Fifth Circuit's subsequent guidance. BOEM will therefore not hold Lease Sale 261 on November 8, 2023. Bidders wishing to participate in Lease Sale 261 should not submit bids until receiving further instructions from BOEM. Bids that were already received will be held by BOEM, and BOEM will notify bidders of how those bids will be handled once it receives further direction from the Fifth Circuit. In reaching this conclusion, BOEM is cognizant that the Inflation Reduction Act of 2022 directs BOEM to hold Lease Sale 261 by September 30, 2023, a deadline that BOEM was prepared to meet prior to plaintiffs' lawsuits.

As set forth above, BOEM is postponing the sale beyond its originally scheduled date in response to plaintiffs' lawsuits and the resulting judicial orders.

*Authority:* 43 U.S.C. 1337; 30 CFR part 556.

**Elizabeth Klein,**

*Director, Bureau of Ocean Energy Management.*

[FR Doc. 2023-24834 Filed 11-8-23; 8:45 am]

**BILLING CODE 4340-98-P**

## DEPARTMENT OF LABOR

### Bureau of Labor Statistics

#### Information Collection Activities; Comment Request

**AGENCY:** Bureau of Labor Statistics, Department of Labor.

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

**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. 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 extension of the “National Compensation Survey.” A copy of the proposed information collection request 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 January 8, 2024.

**ADDRESSES:** Send comments to Nora Kincaid, BLS Clearance Officer, Division of Management Systems, Bureau of Labor Statistics, Room G225, 2 Massachusetts Avenue NE, Washington, DC 20212. Written comments also may be transmitted by email to [BLS\\_PRA\\_Public@bls.gov](mailto:BLS_PRA_Public@bls.gov).

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

**SUPPLEMENTARY INFORMATION:**

**I. Background**

The National Compensation Survey (NCS) is an ongoing survey of earnings and benefits among private firms, States, and local government. The NCS is used to produce the Employment Cost Trends, including the Employment Cost Index (ECI) and Employer Costs for Employee Compensation (ECEC), employee benefits data (plan access, coverages, and provisions), Modeled Wage Estimates (MWE), and data used by the President’s Pay Agent. This data is used by compensation administrators and researchers in the public and private sectors. Data from the NCS are used to help in determining monetary policy (as a Principal Federal Economic Indicator). The integrated program’s single sample produces both time-series indexes and cost levels for industry and occupational groups, thereby increasing the analytical potential of the data.

The NCS employs probability methods for selection of occupations, which ensures that sampled occupations represent all occupations in the workforce, while minimizing the

reporting burden on respondents. The survey collects data from a sample of employers. These data will consist of information about the duties, responsibilities, and compensation (earnings and benefits) for a sample of occupations for each sampled employer.

Data will be updated on a quarterly basis. The updates will allow for production of data on change in earnings and total compensation.

**II. Current Action**

Office of Management and Budget clearance is being sought for an extension of the NCS.

The NCS collects earnings and work level data on occupations for the nation. The NCS also collects information on the cost, provisions, and incidence of major employee benefits through its benefit cost and benefit provision publications.

The BLS has been using a revised approach to the Locality Pay Survey (LPS) component of the NCS; this uses data from two current BLS programs—the Occupational Employment and Wage Statistics (OEWS) survey and the NCS program. This approach uses OEWS data to provide wage data by occupation and by area, while NCS data are used to specify grade level effects. This approach is also being used to extend the estimation of pay gaps to areas that were not included in the prior Locality Pay Survey sample, and these data have been delivered to the Pay Agent (in 2023, data for 115 areas were delivered).

The NCS has a national survey design. The NCS private industry sample is on a three-year rotational cycle, with one frozen sample year every ten years for the NCS private industry sample when a new NCS State and local government sample starts (approximately in 2025).

The NCS continues to provide employee benefit provision and participation data. These data include estimates of how many workers receive the various employer-sponsored benefits. The data also include information about the common provisions of benefit plans.

NCS collection will use a number of collection forms having unique private industry and government initiation and update collection forms and versions. For NCS update collection, the forms or screens give respondents their previously reported information, the dates they expected change to occur to

these data, and space for reporting these changes.

For electronic collection, the NCS uses a Web-based system (Web-Lite) that allows NCS respondents, using Secure Sockets Layer (SSL) encryption and the establishment’s schedule number, to upload data files to a secure BLS server that forwards those files to the assigned BLS field economist.

Some benefits, called “Other benefits,” data are collected to track the emergence of new or changing benefits over time. The BLS only asks whether sampled occupations receive these benefits and periodically modifies this list.

**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.

*Title of Collection:* National Compensation Survey.

*OMB Number:* 1220-0164.

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

*Affected Public:* Businesses or other for-profit; not-for-profit institutions; and State, local, and tribal governments.

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*Total Respondents:* 19,567 (three-year average).

All figures are based on a three-year average. The total responses are higher as some respondents are contacted multiple times.

	Respondents	Average responses per year	Total number of responses	Average minutes	Total hours
Three-year average .....	19,567	2.7545	53,897	46.1603	41,465

COLLECTION FORMS

National Compensation Survey (Private Industry sample).	NCS 24-1P, NCS 24-2P, NCS 24-5P, NCS-9P, SO-1003P, E-update, SO100BF-1GP, IDCF.	Establishment Form, Earnings Form, Benefits Form, Earning Update Form, Benefits Update Form, E-update Screen, Benefits Update Fillable Form, NCS IDCF Screen.
National Compensation Survey (State and local government sample).	NCS 24-1G, NCS 24-2G, NCS 24-5G, NCS-9G, SO-1003G, E-update, SO100BF-1GP, IDCF.	Establishment Form, Earnings Form, Benefits Form, Earning Update Form, Benefits Update Form, E-update Screen, Benefits Update Fillable Form, NCS IDCF Screen.

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 3rd day of November 2023.

**Eric Molina,**

Chief, Division of Management Systems, Branch of Policy Analysis.

[FR Doc. 2023-24732 Filed 11-8-23; 8:45 am]

BILLING CODE 4510-24-P

**DEPARTMENT OF LABOR**

**Mine Safety and Health Administration**

**Petition for Modification of Application of Existing Mandatory Safety Standard; Correction**

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

**ACTION:** Notice; correction.

**SUMMARY:** This notice amends a petition for modification published in the **Federal Register** on October 19, 2023, for Peabody Midwest Mining, LLC, CR 725 East, Francisco, Indiana 47699.

**FOR FURTHER INFORMATION CONTACT:** S. Aromie Noe, Office of Standards, Regulations, and Variances at 202-693-9440 (voice), [Petitionsformodification@dol.gov](mailto:Petitionsformodification@dol.gov) (email), or 202-693-9441 (fax). [These are not toll-free numbers.]

**SUPPLEMENTARY INFORMATION:**

**Correction**

This notice corrects the docket number cited in the notice. Docket Number M-2023-021-C is incorrectly referenced in the **Federal Register**, 88 FR 72106, October 19, 2023, first

column. The correct Docket Number is M-2023-024-C.

**Song-ae Aromie Noe,**

Director, Office of Standards, Regulations, and Variances.

[FR Doc. 2023-24835 Filed 11-8-23; 8:45 am]

BILLING CODE P

**OFFICE OF MANAGEMENT AND BUDGET**

**Privacy Act of 1974; System of Records**

**AGENCY:** Office of Management and Budget.

**ACTION:** Notice of a new system of records.

**SUMMARY:** Pursuant to the Privacy Act of 1974 and Office of Management and Budget Circular No. A-108, Federal Agency Responsibilities for Review, Reporting, and Publication under the Privacy Act, notice is hereby given that the Office of Management and Budget (OMB) is establishing the following new system of records: “OMB Freedom of Information Act and Privacy Act Requests System of Records, OMB/FOIAPA/01.” This system covers all information pertaining to Freedom of Information (FOIA) or Privacy Act requests and information relating to other agencies’ FOIA or Privacy Act requests received through the National FOIA Portal ([www.foia.gov](http://www.foia.gov)), email, hardcopy communications, and other authorized means, including OMB’s FOIA and Privacy Act tracking, management, reporting, and e-Discovery software and tools. This system also covers information pertaining to any administrative appeals or litigation relating to FOIA or Privacy Act requests to OMB or to another agency.

**DATES:** In accordance with 5 U.S.C. 552a(e)(4) and (11), this system of records notice (SORN) is effective upon

its publication in today’s **Federal Register**, with the exception of the routine uses, which are subject to a 30-day comment period, and will be effective December 11, 2023. Please submit any comments on or before December 11, 2023.

**ADDRESSES:** You may submit comments by:

*Email:* [SORN@omb.eop.gov](mailto:SORN@omb.eop.gov).

*Instructions:* All submissions must contain the subject heading “OMB FOIA/PA Requests System.”

*Privacy Act Statement:* Submission of comments is voluntary. The information will be used to inform sound decision making. Please note that all comments received in response to this notice may be posted or released in their entirety, including any personal and business confidential information provided. Do not include any information you would not like to be made publicly available. Additionally, the OMB System of Records Notice, OMB Public Input System of Records, OMB/INPUT/01 includes a list of routine uses associated with the collection of this information.

**FOR FURTHER INFORMATION CONTACT:** For general questions and privacy issues, please contact Shraddha A. Upadhyaya by email at [SORN@omb.eop.gov](mailto:SORN@omb.eop.gov) or by phone at (202) 395-9225. You must include “OMB FOIA/PA Requests System” in the subject line.

**SUPPLEMENTARY INFORMATION:**

**I. Background**

In accordance with the Privacy Act of 1974, 5 U.S.C. 552, and the Office of Management and Budget (OMB), Circular No. A-108, OMB proposes to create a new system of records for OMB titled, “OMB Freedom of Information Act and Privacy Act Requests System of Records, OMB/FOIAPA/01” (OMB FOIA/PA Requests System).”

The OMB FOIA/PA Requests System covers all information related to Freedom of Information Act (FOIA) or