

9141, *Application for Prevailing Wage Determination*. That form is applicable to the H-2B, H-1B, H-1B1, E-3, and PERM programs.

On April 8, 2012, the OMB approved changes to the information collected under Control Number 1205-0466, in accordance with the 2012 H-2B final rule published on February 21, 2012 (77 FR 10038). On April 27, 2012, the DOL received from the OMB a six-month approval to revert to the old information collection requirements. The approval allowed the ETA to comply with a Federal Court for the Northern District of Florida, Pensacola Division, injunction preventing the DOL from implementing the 2012 H-2B Final Rule. (*Bayou Lawn & Landscape Services, et al. v. Hilda L. Solis, et al.*, 12-cv-00183-RV-CJK.). With minor format changes (e.g., form names), these ICRs maintain the existing requirements.

The information collections covered in this notice are 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 it is approved by the OMB under the PRA 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 if the collection of information does not display a valid Control Number. See 5 CFR 1320.5(a) and 1320.6. The current approval for both existing Control Numbers is scheduled to expire on October 31, 2012; however, it should be noted that existing information collections submitted to the OMB receive a month-to-month extension while they undergo review. Changes only take effect upon OMB authorization. For additional information, see the related notice published in the **Federal Register** on August 15, 2012 (77 FR 49025).

Interested parties are encouraged to send comments to the OMB, Office of Information and Regulatory Affairs at the address shown in the **ADDRESSES** section within 30 days of publication of this notice in the **Federal Register**. In order to help ensure appropriate consideration, comments should mention the applicable OMB Control Number or ICR Reference Number as shown in the information collection listing at the end of this notice. The OMB 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; 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 submission of responses.

The ICRs are summarized as follows:

*Agency:* DOL-ETA.

*Title of Collection:* Labor Certification Letter for H-2A Agricultural Foreign Workers.

*OMB Control Number:* 1205-0404.

*ICR Type:* Extension without changes of a currently approved collection.

*Affected Public:* Private Sector—businesses or other for-profits, farms, and not-for-profit institutions.

*Total Estimated Number of Respondents:* 361.

*Total Estimated Number of Responses:* 361.

*Total Estimated Annual Burden Hours:* 90.

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

*Title of Collection:* H-2A Foreign Labor Certification Program.

*OMB Control Number:* 1205-0466.

*ICR Type:* Revision of a currently approved collection.

*Affected Public:* Private Sector—businesses or other for-profits, farms, and not-for-profit institutions.

*Total Estimated Number of Respondents:* 7,218.

*Total Estimated Number of Responses:* 147,856.

*Total Estimated Annual Burden Hours:* 44,084.

*Total Estimated Annual Other Costs Burden:* \$1,529,370.

*Title of Collection:* H-2B Foreign Labor Certification Program.

*ICR Reference Number:* 201210-1205-001.

*ICR Type:* Request for new OMB Control Number.

*Affected Public:* Private Sector—businesses or other for-profits, farms, and not-for-profit institutions.

*Total Estimated Number of Respondents:* 5,387.

*Total Estimated Number of Responses:* 32,686.

*Total Estimated Annual Burden Hours:* 15,333.

*Total Estimated Annual Other Costs Burden:* 0.

*Title of Collection:* Application for Prevailing Wage Determination.

*ICR Reference Number:* 201210-1205-002.

*ICR Type:* Request for new OMB Control Number.

*Affected Public:* Private Sector—businesses or other for-profits, farms, and not-for-profit institutions.

*Total Estimated Number of Respondents:* 461,177.

*Total Estimated Number of Responses:* 890,501.

*Total Estimated Annual Burden Hours:* 398,833.

*Total Estimated Annual Other Costs Burden:* \$29,776,872.

Dated: October 24, 2012.

**Michel Smyth,**

*Departmental Clearance Officer.*

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**BILLING CODE 4510-PN-P**

## DEPARTMENT OF LABOR

### Office of the Secretary

#### Agency Information Collection Activities; Submission for OMB Review; Comment Request; Reemployment and Eligibility Assessment Program

**ACTION:** Notice.

**SUMMARY:** The Department of Labor (DOL) is submitting the Employment and Training Administration (ETA) sponsored information collection request (ICR) extension titled, "Reemployment and Eligibility Assessment Program," to the Office of Management and Budget (OMB) for review and approval for continued use in accordance with the Paperwork Reduction Act (PRA) of 1995 (44 U.S.C. 3501 *et seq.*).

**DATES:** Submit comments on or before November 29, 2012.

**ADDRESSES:** A copy of this ICR with applicable supporting documentation; including a description of the likely respondents, proposed frequency of response, and estimated total burden may be obtained from the RegInfo.gov Web site, <http://www.reginfo.gov/public/do/PRAMain>, on the day following publication of this notice or by contacting Michel Smyth by telephone at 202-693-4129 (this is not a toll-free number) or sending an email to [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

Submit comments about this request to the Office of Information and

Regulatory Affairs, Attn: OMB Desk Officer for DOL-ETA, Office of Management and Budget, Room 10235, 725 17th Street NW., Washington, DC 20503, Fax: 202-395-6881 (this is not a toll-free number), email: [OIRA\\_submission@omb.eop.gov](mailto:OIRA_submission@omb.eop.gov).

**FOR FURTHER INFORMATION CONTACT:**

Michel Smyth by telephone at 202-693-4129 (this is not a toll-free number) or by email at [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

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

**SUPPLEMENTARY INFORMATION:** The Social Security Act authorizes the DOL to prescribe standard definitions, methods and procedures, and reporting requirements for the collection of information on benefit payment accuracy and the reemployment of unemployment insurance benefit recipients to ensure the verification of these data. The DOL uses information collected on Forms ETA-9128, 9128U, and ETA-9129 to evaluate State performance in terms of service delivery and to report on the REAs, including the number of scheduled in-person reemployment and eligibility assessments, the number of individuals who failed to appear for scheduled assessments, actions taken as a result of individuals not appearing for an assessment (e.g., benefits termination), results of assessments (e.g., referral to reemployment services, found in compliance with program requirements), estimated savings resulting from cessation of benefits, and estimated savings as a result of accelerated reemployment. Information collected on Form ETA-9128U is required by the Middle Class Tax Relief and Job Creation Act of 2012, Public Law 112-96.

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 it is approved by the OMB under the PRA 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 if it does not display a valid Control Number. See 5 CFR 1320.5(a) and 1320.6. The DOL obtains OMB approval for this information collection under Control Number 1205-0456. The current approval is scheduled to expire on October 31, 2012; however, it should be noted that existing information collection requirements submitted to the OMB receive a month-to-month extension while they undergo review.

For additional information, see the related notice published in the **Federal Register** on August 13, 2012 (77 FR 48172).

Interested parties are encouraged to send comments to the OMB, Office of Information and Regulatory Affairs at the address shown in the **ADDRESSES** section within 30 days of publication of this notice in the **Federal Register**. In order to help ensure appropriate consideration, comments should mention OMB Control Number 1205-0456. The OMB 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; 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 submission of responses.

*Agency:* DOL-ETA.

*Title of Collection:* Reemployment and Eligibility Assessment Program.

*OMB Control Number:* 1205-0456.

*Affected Public:* State, Local, and Tribal Governments.

*Total Estimated Number of Respondents:* 53.

*Total Estimated Number of Responses:* 548.

*Total Estimated Annual Burden Hours:* 274.

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

Dated: October 24, 2012.

**Michel Smyth,**

*Departmental Clearance Officer.*

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## DEPARTMENT OF LABOR

### Office of the Secretary

#### Agency Information Collection Activities; Submission for OMB Review; Comment Request; Reemployment Services and Outcomes Collection for Unemployment Insurance Claimants in Federal Programs

**ACTION:** Notice.

**SUMMARY:** The Department of Labor (DOL) is submitting the Employment and Training Administration (ETA) sponsored information collection request (ICR) titled, "Reemployment Services and Outcomes Collection for Unemployment Insurance Claimants in Federal Programs," to the Office of Management and Budget (OMB) for review and approval for continued use in accordance with the Paperwork Reduction Act (PRA) of 1995 (44 U.S.C. 3501 *et seq.*).

**DATES:** Submit comments on or before November 29, 2012.

**ADDRESSES:** A copy of this ICR with applicable supporting documentation, including a description of the likely respondents, proposed frequency of response, and estimated total burden may be obtained from the RegInfo.gov Web site, <http://www.reginfo.gov/public/do/PRAMain>, on the day following publication of this notice or by contacting Michel Smyth by telephone at 202-693-4129 (this is not a toll-free number) or sending an email to [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

Submit comments about this request to the Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for DOL-ETA, Office of Management and Budget, Room 10235, 725 17th Street NW., Washington, DC 20503, Fax: 202-395-6881 (this is not a toll-free number), email: [OIRA\\_submission@omb.eop.gov](mailto:OIRA_submission@omb.eop.gov).

**FOR FURTHER INFORMATION CONTACT:**

Contact Michel Smyth by telephone at 202-693-4129 (this is not a toll-free number) or by email at [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

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

**SUPPLEMENTARY INFORMATION:** This ICR describes reemployment activities for Unemployment Insurance (UI) claimants in Federal programs to comply with the Middle Class Tax Relief and Job Creation Act of 2012, Public Law 112-96. The basic report format is very similar to reporting Form ETA-9002 (see OMB Control Number 1205-0240), which covers quarterly performance data for the Wagner-Peyser