

in Federal court in the Northern District of Florida, Pensacola Division, against the Department and an order was issued on April 26, 2012 by the court enjoining the Department 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.) Therefore, the Department sought and received an emergency extension of the two older ICRs that were in effect prior to the rulemaking so that these forms could continue to be used.

The emergency extension of the old forms and information collections expires October 31, 2012. Emergency extensions require agencies to publish a **Federal Register** Notice and seek comments during the extended validity period. The Department is utilizing this opportunity to make these ICRs more manageable and more transparent to the regulated community by dividing 1205-0466 into several ICRs and once again merging the information contained in 1205-0404 into 1205-0466.

The information collections are required by sections 203(b)(3); 212(a)(5)(A); 212(m), (n), (t); 214(c); and 218 of the INA (8 U.S.C. 1153(b)(3); 1182(a)(5)(A); 1182(m), (n), (t); 1184(c); and 1188); 8 CFR 214.2(h); and 20 CFR 655.135(c) and (d). The INA and applicable DHS regulations require the Secretary of Labor (Secretary) to certify, among other things, that any foreign worker seeking to enter the United States (U.S.) for the purpose of performing certain skilled or unskilled labor will not, by doing so, adversely affect wages and working conditions of U.S. workers similarly employed. The Secretary must also certify that there are not sufficient U.S. workers able, willing, and qualified to perform such skilled or unskilled labor. Before an employer may petition for temporary or permanent skilled or unskilled foreign workers, it must submit a request for certification to the Secretary containing the elements prescribed by the INA and regulations, which differ depending on the visa program under which the labor is sought. In addition, before the Secretary can certify that wages for U.S. workers have not been adversely affected, she must ensure that the employer offers the required wage to the foreign workers in accordance with the Department's applicable labor certification regulations. To ensure that U.S. workers are given as much time as possible to apply for agricultural work, the agricultural employer is required to inform the SWA if the H-2A workers will be leaving their home country later than the third day preceding the employer's first date of need.

## II. Review Focus

The Department 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 Department'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, 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

*Type of Review:* New Collections and Extension with revisions.

*Title(s):* ETA Form 9141, *Application for Prevailing Wage Determination*; ETA Form 9142A, *H-2A Application for Temporary Employment Certification*; ETA Form 9142B, *H-2B Application for Temporary Employment Certification*; and ETA-9144, *H-2A Certification Letter with Notification*.

*OMB Control Number:* 1205-0466; 1205-0404; 1205-NEW1; 1205-NEW2.

*Affected Public:* Businesses or other for-profits, not-for-profits, farms, States, local governments, and tribal governments.

*Form(s):* Forms ETA-9141, ETA-9142A, ETA-9142B, and ETA-9144.

*Total Annual Respondents:* 474,181.

*Annual Frequency:* On occasion.

*Total Annual Responses:* 1,071,442.

*Average Time per Response:* 25 minutes.

*Estimated Total Annual Burden Hours:* 458,350.

*Total Annual Burden Cost for Respondents:* \$1,529,370.

Comments submitted in response to this comment request will be summarized and/or included in the request for OMB approval of the ICR; they will also become a matter of public record.

Dated: Signed on this 3rd day of August 2012.

**Jane Oates,**

*Assistant Secretary for Employment and Training.*

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**BILLING CODE 4510-FP-P**

## NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

### Arts Advisory Panel Meeting

**AGENCY:** National Endowment for the Arts, National Foundation on the Arts and Humanities.

**ACTION:** Notice of meeting.

**SUMMARY:** Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub. L. 92-463), as amended, notice is hereby given that one meeting of the Arts Advisory Panel to the National Council on the Arts will be held at the Nancy Hanks Center, 1100 Pennsylvania Avenue NW., Washington, DC 20506, as follows (ending times are approximate):

*Literature* (application review): In room 716. This meeting will be closed.

**DATES:** September 11-13, 2012.

September 11th—9 a.m. to 6:30 p.m.

EDT; September 12th and 13th, 9 a.m.—5 p.m. EDT.

### FOR FURTHER INFORMATION CONTACT:

Further information with reference to these meetings can be obtained from Ms. Kathy Plowitz-Worden, Office of Guidelines & Panel Operations, National Endowment for the Arts, Washington, DC, 20506, or call 202/682-5691.

**SUPPLEMENTARY INFORMATION:** The closed portions of meetings are for the purpose of Panel review, discussion, evaluation, and recommendations on financial assistance under the National Foundation on the Arts and the Humanities Act of 1965, as amended, including information given in confidence to the agency. In accordance with the determination of the Chairman of February 15, 2012, these sessions will be closed to the public pursuant to subsection (c)(6) of section 552b of Title 5, United States Code.

Dated: August 10, 2012.

**Kathy Plowitz-Worden**

*Panel Coordinator, National Endowment for the Arts.*

[FR Doc. 2012-20003 Filed 8-14-12; 8:45 am]

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## NATIONAL SCIENCE FOUNDATION

### Agency Information Collection Activities: Comment Request

**AGENCY:** National Science Foundation.

**ACTION:** Submission for OMB Review; Comment Request.

**SUMMARY:** The National Science Foundation (NSF) has submitted the following information collection requirement to OMB for review and clearance under the Paperwork