

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.

Dated: August 10, 2001.

**Margaret J. Sherrill,**

*Chief, Branch of Management Review and Internal Control, Division of Financial Management, Office of Management, Administration and Planning, Employment Standards Administration.*

[FR Doc. 01-21483 Filed 8-23-01; 8:45 am]

BILLING CODE 4510-CF-P

## DEPARTMENT OF LABOR

### Employment Standards Administration

#### Proposed Collection; Comment Request

**ACTION:** Notice.

**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 (PRA95) (44 U.S.C. 3506(c)(2)(A)). 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. Currently, the Employment Standards Administration is soliciting comments concerning the proposed extension of two information collections: (1) Provider Enrollment Form and (2) Request for Information on Earnings, Dual Benefits, Dependents, and Third Party Settlements.

**DATES:** Written comments must be submitted to the office listed in the **ADDRESSES** section below on or before October 23, 2001.

**ADDRESSES:** Ms. Patricia A. Forkel, U.S. Department of Labor, 200 Constitution Ave., NW., Room S-3201, Washington, DC 20210, telephone (202) 693-0339 (this is not a toll-free number), fax (202) 693-1451.

#### SUPPLEMENTARY INFORMATION:

##### Provider Enrollment Form

##### I. Background

Two programs in the Office of Workers' Compensation Programs are responsible for maintaining a list of

authorized treating physicians and medical facilities in the area of the claimant's residence and for payment of certain medical bills for services and supplies, provided to miners under the Black Lung Benefits Act (30 U.S.C. 901 *et seq.*, 20 CFR 725.703(a) and 725.704(b)) and claimants under the Division of Energy Employees Occupational Illness Compensation Program Act (Pub.L. 106-398 and 20 CFR 30.701). Both of these programs maintain a list of registered providers who wish to participate in rendering services and supplies for the Program beneficiaries. Provider information on the form is used to carry out the payment process and to ensure that claimants can be referred to approved providers upon request.

##### 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 this information collection in order to carry out a wide range of full automated medical bill edits, such as, cross-checks of provider specialty against type of service, status of case reporting, and compilation of historical data on selected providers. This information is also utilized to furnish timely and detailed reports to providers on the status of previous bills. The form is also used to up-date provider billing information.

*Type of Review:* Extension.

*Agency:* Employment Standards Administration.

*Title:* Provider Enrollment Form.

*OMB Number:* 1215-0137.

*Agency Number:* OWCP-1168.

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

*Frequency:* Annual.

*Total Respondents:* 9,000.

*Total Annual Responses:* 9,000.

*Average Time per Response:* 6 minutes.

*Estimated Total Burden Hours:* 1,017.

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

*Total Burden Cost (operating/maintenance):* \$3,330.00.

#### Request for Information on Earnings, Dual Benefits, Dependents, and Third Party Settlements

##### I. Background

The collection of this information is necessary under provisions of the Federal Employees' Compensation Act (FECA) which states: (1) Compensation must be adjusted to reflect a claimant's earnings while in receipt of benefits (5 U.S.C. 8106); (2) compensation is payable at the augmented rate of 75 percent only if the claimant has one or more dependents as defined by the FECA (5 U.S.C. 8110); (3) compensation may not be paid concurrently with certain benefits from other Federal Agencies, such as the Office of Personnel Management, Social Security, and the Veterans Administration (5 U.S.C. 8116); (4) compensation must be adjusted to reflect any settlement from a third party responsible for the injury for which the claimant is being paid compensation (5 U.S.C. 8132); (5) an individual convicted of any violation related to fraud in the application for, or receipt of, any compensation benefit, forfeits (as of the date of such conviction) any entitlement to such benefits, for any injury occurring on or before the date of conviction (5 U.S.C. 8148 (a)); and, (6) no Federal compensation benefit can be paid to any individual for any period during which such individual is incarcerated for any felony offense (5 U.S.C. 8148 (b)(1)). The information collected through Form CA-1032 is used to ensure that compensation being paid on the periodic roll is correct.

##### 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 this information collection in order to ensure that compensation being paid on the periodic roll is correct.

*Type of Review:* Extension.

*Agency:* Employment Standards Administration.

*Title:* Request for Information on Earnings, Dual Benefits, Dependents, and Third Party Settlements.

*OMB Number:* 1215-0151.

*Agency Number:* CA-1032.

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

*Frequency:* Annual.

*Total Respondents:* 50,000.

*Total Annual Responses:* 50,000.

*Time per Response:* 20 minutes.

*Estimated Total Burden Hours:* 16,667.

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

*Total Burden Cost (operating/maintenance):* \$18,500.00.

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.

Dated: August 16, 2001.

**Margaret J. Sherrill,**

*Chief, Branch of Management Review and Internal Control, Division of Financial Management, Office of Management, Administration and Planning, Employment Standards Administration.*

[FR Doc. 01-21484 Filed 8-23-01; 8:45 am]

BILLING CODE 4510-CH-P

## DEPARTMENT OF LABOR

### Employment Standards Administration Wage and Hour Division

#### Minimum Wages for Federal and Federally Assisted Construction; General Wage Determination Decisions

General Wage determination decisions of the Secretary of Labor are

issued in accordance with applicable law and are based on the information obtained by the Department of Labor from its study of local wage conditions and data made available from other sources. They specify the basic hourly wage rates and fringe benefits which are determined to be prevailing for the described classes of laborers and mechanics employed on construction projects of a similar character and in the localities specified therein.

The determinations in these decisions of prevailing rates and fringe benefits have been made in accordance with 29 CFR Part 1, by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR part 1, appendix, as well as such additional statutes as may from time to time be enacted containing provisions for the payment of wages determined to be prevailing by the Secretary of Labor in accordance with the Davis-Bacon Act. The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wages payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public comment procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 553 and not providing for delay in the effective date as prescribed in that section, because the necessity to issue current construction industry wage determinations frequently and in large volume causes procedures to be impractical and contrary to the public interest.

General wage determination decisions, and modifications and supersede as decisions thereto, contain no expiration dates and are effective from their date of notice in the **Federal Register**, or on the date written notice is received by the agency, whichever is earlier. These decisions are to be used in accordance with the provisions of 29 CFR Parts 1 and 5. Accordingly, the applicable decision, together with any modifications issued, must be made a part of every contract for performance of the described work within the geographic area indicated as required by an applicable Federal prevailing wage law and 28 CFR Part 5. The wage rates and fringe benefits, notice of which is published therein, and which are contained in the Government Printing

Office (GPO) document entitled "General Wage Determinations Issued Under The Davis-Bacon And Related Acts," shall be the minimum paid by contractors and subcontractors to laborers and mechanics.

Any person, organization, or governmental agency having an interest in the rates determined as prevailing is encouraged to submit wage rate and fringe benefit information for consideration by the Department.

Further information and self-explanatory forms for the purpose of submitting this data may be obtained by writing to the U.S. Department of Labor, Employment Standards Administration, Wage and Hour Division, Division of Wage Determinations, 200 Constitution Avenue, NW., Room S-3014, Washington, DC 20210.

#### Withdrawn General Wage Determination Decision

This is to advise all interested parties that the Department of Labor is withdrawing, from the date of this notice, General Wage Determination No. WV010010. See WV010009.

Contracts for which bids have been opened shall not be effected by this notice. Also, consistent with 29 CFR 1.6(c)(2)(i)(A), when the opening of bids is less than ten (10) days from the date of this notice, this action shall be effective unless the agency finds that there is insufficient time to notify bidders of the change and the finding is documented in the contract file.

#### Modification to General Wage Determination Decisions

The number of decisions listed to the Government Printing Office document entitled "General Wage determinations Issued Under the Davis-Bacon and related Acts" being modified are listed by Volume and State. Dates of publication in the **Federal Register** are in parentheses following the decisions being modified.

#### Volume I

##### New Hampshire

NH010001 (Mar. 2, 2001)

NH010005 (Mar. 2, 2001)

NH010007 (Mar. 2, 2001)

##### New Jersey

NJ10001 (Mar. 2, 2001)

NJ10002 (Mar. 2, 2001)

NJ10003 (Mar. 2, 2001)

##### New Jersey

NJ010004 (Mar. 02, 2001)

##### New Jersey

NJ010005 (Mar. 02, 2001)

##### New Jersey

NJ010007 (Mar. 02, 2001)

##### New Jersey

NJ010009 (Mar. 02, 2001)