

Reduction Act of 1995 (PRA), 44 U.S.C. 3501 *et seq.* Public comments on the ICR are invited.

**DATES:** The OMB will consider all written comments that agency receives on or before April 27, 2015.

**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 free of charge from the RegInfo.gov Web site at [http://www.reginfo.gov/public/do/PRAViewICR?ref\\_nbr=201501-1218-008](http://www.reginfo.gov/public/do/PRAViewICR?ref_nbr=201501-1218-008) (this link will only become active on the day following publication of this notice) or by contacting Michel Smyth by telephone at 202-693-4129, TTY 202-693-8064, (these are not toll-free numbers) or by email at [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

Submit comments about this request by mail or courier to the Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for DOL-OSHA, Office of Management and Budget, Room 10235, 725 17th Street NW., Washington, DC 20503; by Fax: 202-395-5806 (this is not a toll-free number); or by email: [OIRA\\_submission@omb.eop.gov](mailto:OIRA_submission@omb.eop.gov). Commenters are encouraged, but not required, to send a courtesy copy of any comments by mail or courier to the U.S. Department of Labor-OASAM, Office of the Chief Information Officer, Attn: Departmental Information Compliance Management Program, Room N1301, 200 Constitution Avenue NW., Washington, DC 20210; or by email: [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

**FOR FURTHER INFORMATION CONTACT:** Michel Smyth by telephone at 202-693-4129, TTY 202-693-8064, (these are not toll-free numbers) 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 seeks to extend PRA authority for the Inorganic Arsenic Standard information collection requirements codified in regulations 29 CFR 1910.1018. The Inorganic Arsenic Standard protects workers from the adverse health effects associated with occupational exposure to inorganic arsenic. The Standard affects primarily copper smelters and some chemical facilities. The Standard requires employers to monitor workers' exposure to inorganic arsenic, to monitor worker health, to develop and maintain worker exposure monitoring and medical records, to establish and implement written compliance programs, and to provide workers with information about their exposures and the health effects of exposure to

inorganic arsenic. Occupational Safety and Health Act of 1970 sections 2(b)(9), 6, and 8(c) authorize this information collection. See 29 U.S.C. 651(b)(9), 655, and 657.

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 that 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 1218-0104.

OMB authorization for an ICR cannot be for more than three (3) years without renewal, and the current approval for this collection is scheduled to expire on March 31, 2015. The DOL seeks to extend PRA authorization for this information collection for three (3) more years, without any change to existing requirements. The DOL notes that existing information collection requirements submitted to the OMB receive a month-to-month extension while they undergo review. For additional substantive information about this ICR, see the related notice published in the **Federal Register** on January 14, 2015 (80 FR 1970).

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 thirty (30) days of publication of this notice in the **Federal Register**. In order to help ensure appropriate consideration, comments should mention OMB Control Number 1218-0104. 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-OSHA.

*Title of Collection:* Inorganic Arsenic Standard.

*OMB Control Number:* 1218-0104.

*Affected Public:* Private Sector—businesses or other for-profits.

*Total Estimated Number of Respondents:* 691.

*Total Estimated Number of Responses:* 24,764.

*Total Estimated Annual Time Burden:* 15,365 hours.

*Total Estimated Annual Other Costs Burden:* \$1,078,069.

Dated: March 23, 2015.

**Michel Smyth,**

*Departmental Clearance Officer.*

[FR Doc. 2015-07023 Filed 3-26-15; 8:45 am]

**BILLING CODE 4510-26-P**

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## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Workforce Innovation and Opportunity Act; Lower Living Standard Income Level

**AGENCY:** Employment and Training Administration (ETA), Labor.

**ACTION:** Notice.

**SUMMARY:** Title I of WIOA requires the U.S. Secretary of Labor (Secretary) to update and publish the LLSIL tables annually, for uses described in the law (including determining eligibility for youth). WIOA defines the term "low income individual" as one who qualifies under various criteria, including an individual who receives, or received for a prior six-month period, income that does not exceed the higher level of the poverty line or 70 percent of the LLSIL. This issuance provides the Secretary's annual LLSIL for 2015 and references the current 2015 Health and Human Services "Poverty Guidelines." These provisions in WIOA pertaining to LLSIL reflect no change from the prior language under the Workforce Investment Act of 1998, as amended.

**DATES:** This notice is effective *March 27, 2015*.

*For Further Information or Questions on LLSIL:* Please contact Samuel Wright, Department of Labor, Employment and Training Administration, 200 Constitution Avenue NW., Room C-4526, Washington, DC 20210; Telephone: 202-693-2870; Fax: 202-693-3015 (these are not toll-free

numbers); Email address: [wright.samuel.e@dol.gov](mailto:wright.samuel.e@dol.gov). Individuals with hearing or speech impairments may access the telephone number above via Text Telephone (TTY/TDD) by calling the toll-free Federal Information Relay Service at 1-877-889-5627 (TTY/TDD).

*For Further Information or Questions on Federal Youth Employment Programs:* Please contact Jennifer Kemp, Department of Labor, Employment and Training Administration, 200 Constitution Avenue NW., Room N-4464, Washington, DC 20210; Telephone: 202-693-3377; Fax: 202-693-3113 (these are not toll-free numbers); Email: [kemp.jennifer.n@dol.gov](mailto:kemp.jennifer.n@dol.gov). Individuals with hearing or speech impairments may access the telephone number above via TTY by calling the toll-free Federal Information Relay Service at 1-877-889-5627 (TTY/TDD).

**SUPPLEMENTARY INFORMATION:** The purpose of WIOA is to provide workforce investment activities through statewide and local workforce investment systems that increase the employment, retention, and earnings of participants. WIOA programs are intended to increase attainment of recognized postsecondary credentials by participants and the quality of the workforce, thereby reducing welfare dependency, increase economic self-sufficiency, meet the skill requirements of employers, and enhance the productivity and competitiveness of the Nation.

LLSIL is used for several purposes under WIOA. Specifically, WIOA Section 3(36) defines the term “low income individual” for eligibility purposes, and Sections 127(b)(2)(C) and 132(b)(1)(B)(v)(IV) define the terms “disadvantaged youth” and “disadvantaged adult” in terms of the poverty line or LLSIL for State formula allotments. The governor and state/local workforce development boards (WDBs) use the LLSIL for determining eligibility for youth and adults for certain services. The U.S. Department of Health and Human Services (HHS) published the most current poverty-level guidelines in the **Federal Register** on January 22, 2015 (Volume 80, Number 14), pp. 3236–3237. The HHS 2015 Poverty guidelines may also be found on the Internet at <http://aspe.hhs.gov/poverty/15poverty.cfm>. ETA plans to have the 2015 LLSIL available on its Web site at <http://www.doleta.gov/llsil/2015/>.

WIOA Section 3(36)(B) defines LLSIL as “that income level (adjusted for regional, metropolitan, urban and rural differences and family size) determined

annually by the Secretary [of Labor] based on the most recent lower living family budget issued by the Secretary.” The most recent lower living family budget was issued by the Secretary in fall 1981. The four-person urban family budget estimates, previously published by the U.S. Bureau of Labor Statistics (BLS), provided the basis for the Secretary to determine the LLSIL. BLS terminated the four-person family budget series in 1982, after publication of the fall 1981 estimates. Currently, BLS provides data to ETA, which ETA then uses to develop the LLSIL tables, as provided in the Appendices to this **Federal Register** notice.

ETA published the 2014 updates to the LLSIL in the **Federal Register** of March 27, 2014, at Vol. 79, No. 59 pp. 17184–17188. This notice again updates the LLSIL to reflect cost of living increases for 2015, by using the percentage change in the most recent 2014 Consumer Price Index for All Urban Consumers (CPI-U) for an area, and then applying this calculation to each of the March 27, 2014 LLSIL figures. The updated figures for a four-person family are listed in Appendix A, Table 1, by region for both metropolitan and non-metropolitan areas. Numbers in all of the Appendix tables are rounded up to the nearest dollar. Since program eligibility for “low-income individuals,” “disadvantaged adults,” and “disadvantaged youth” may be determined by family income at 70 percent of the LLSIL, pursuant to WIOA Sections 3(36), 127(b)(2)(C), and 132(b)(1)(B)(v)(IV), respectively, those figures are listed as well.

### I. Jurisdictions

Jurisdictions included in the various regions, based generally on the Census Regions of the U.S. Department of Commerce, are as follows:

#### A. Northeast

Connecticut, Maine, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, Virgin Islands.

#### B. Midwest

Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, Wisconsin.

#### C. South

Alabama, American Samoa, Arkansas, Delaware, District of Columbia, Florida, Georgia, Kentucky, Louisiana, Marshall Islands, Maryland, Micronesia, Mississippi, North Carolina, Northern Marianas, Oklahoma, Palau, Puerto

Rico, South Carolina, Tennessee, Texas, Virginia, West Virginia.

#### D. West

Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, Wyoming.

Additionally, separate figures have been provided for Alaska, Hawaii, and Guam as indicated in Appendix B, Table 2.

For Alaska, Hawaii, and Guam, the year 2015 figures were updated from the 2014 “State Index” based on the ratio of the urban change in the state (using Anchorage for Alaska and Honolulu for Hawaii and Guam) compared to the West regional metropolitan change, and then applying that index to the West regional metropolitan change.

Data on 23 selected Metropolitan Statistical Areas (MSAs) are also available. These are based on annual and semiannual CPI-U changes for a 12-month period ending in December 2014. The updated LLSIL figures for these MSAs and 70 percent of LLSIL are reported in Appendix C, Table 3.

Appendix D, Table 4 lists each of the various figures at 70 percent of the updated 2014 LLSIL for family sizes of one to six persons. Because Tables 1–3 only list the LLSIL for a family of four, Table 4 can be used to separately determine the LLSIL for families of between one and six persons. For families larger than six persons, an amount equal to the difference between the six-person and the five-person family income levels should be added to the six-person family income level for each additional person in the family. Where the poverty level for a particular family size is greater than the corresponding 70 percent of the LLSIL figure, the figure is shaded. A modified Microsoft Excel version of Appendix D, Table 4, with the area names, will be available on the ETA LLSIL Web site at <http://www.doleta.gov/llsil/2015/>. Appendix E, Table 5, indicates 100 percent of LLSIL for family sizes of one to six.

### II. Use of These Data

Governors should designate the appropriate LLSILs for use within the State from Appendices A, B, and C, containing Tables 1 through 3. Appendices D and E, which contain Tables 4 and 5, which adjust a family of four figure for larger and smaller families, may be used with any LLSIL designated area. The governor’s designation may be provided by disseminating information on MSAs and metropolitan and non-metropolitan areas within the state or it may involve further calculations. For example, the

State of New Jersey may have four or more LLSIL figures for Northeast metropolitan, Northeast non-metropolitan, portions of the state in the New York City MSA, and those in the Philadelphia MSA. If a workforce investment area includes areas that would be covered by more than one LLSIL figure, the governor may determine which is to be used.

**III. Disclaimer on Statistical Uses**

It should be noted that publication of these figures is only for the purpose of meeting the requirements specified by WIOA as defined in the law and in any subsequent guidance or regulations. BLS has not revised the lower living family budget since 1981, and has no plans to do so. The four-person urban family budget estimates series has been terminated. The CPI-U adjustments used to update LLSIL for this publication are not precisely comparable, most notably because certain tax items were included in the 1981 LLSIL, but are not in the CPI-U. Thus, these figures should not be used for any statistical purposes, and are valid only for those purposes under WIOA as defined in the law.

**Appendix A**

**TABLE 1—LOWER LIVING STANDARD INCOME LEVEL (FOR A FAMILY OF FOUR PERSONS) BY REGION<sup>1</sup>**

Region <sup>2</sup>	2015 Adjusted LLSIL	70 Percent LLSIL
<b>Northeast:</b>		
Metro .....	\$41,954	\$29,368
Non-Metro <sup>3</sup> ...	41,994	29,396
<b>Midwest:</b>		
Metro .....	37,014	25,910
Non-Metro .....	35,711	24,998
<b>South:</b>		
Metro .....	38,485	26,939
Non-Metro .....	35,533	24,873
<b>West:</b>		
Metro .....	42,887	30,021
Non-Metro <sup>4</sup> ...	42,727	29,909

<sup>1</sup> For ease of use, these figures are rounded to the next highest dollar.

<sup>2</sup> Metropolitan area measures were calculated from the weighted average CPI-U's for city size classes A and B/C. Non-metropolitan area measures were calculated from the CPI-U's for city size class D.

<sup>3</sup> Non-metropolitan area percent changes for the Northeast region are no longer available. The Non-metropolitan percent change was calculated using the U.S. average CPI-U for city size class D.

<sup>4</sup> Non-metropolitan area percent changes for the West region are based on unpublished BLS data.

**Appendix B**

**TABLE 2—LOWER LIVING STANDARD INCOME LEVEL (FOR A FAMILY OF FOUR PERSONS), FOR ALASKA, HAWAII AND GUAM<sup>1</sup>**

Region	2015 Adjusted LLSIL	70 Percent LLSIL
<b>Alaska:</b>		
Metro .....	\$48,043	\$33,630
Non-Metro <sup>2</sup> ...	51,152	35,806
<b>Hawaii, Guam:</b>		
Metro .....	51,810	36,267
Non-Metro <sup>2</sup> ...	54,609	38,226

<sup>1</sup> For ease of use, these figures are rounded to the next highest dollar.

<sup>2</sup> Non-metropolitan percent changes for Alaska, Hawaii and Guam were calculated from the CPI-U's for all urban consumers for city size class D in the Western Region. Generally the non-metro areas LLSIL is lower than the LLSIL in metro areas. This year the non-metro area LLSIL incomes were larger because the change in CPI-U was smaller in the metro areas compared to the change in CPI-U in the non-metro areas of Alaska, Hawaii and Guam.

**Appendix C**

**TABLE 3—LOWER LIVING STANDARD INCOME LEVEL (FOR A FAMILY OF FOUR PERSONS), FOR 23 SELECTED MSAS<sup>1</sup>**

Metropolitan statistical areas (MSAs)	2015 Adjusted LLSIL	70 Percent LLSIL
Anchorage, AK .....	\$49,244	\$34,471
Atlanta, GA .....	34,612	24,228
Boston-Brockton-Nashua, MA/NH/ME/CT .....	44,808	31,366
Chicago-Gary-Kenosha, IL/IN/WI .....	38,019	26,613
Cincinnati-Hamilton, OH/KY/IN .....	36,218	25,353
Cleveland-Akron, OH .....	37,538	26,276
Dallas-Ft. Worth, TX .....	34,141	23,899
Denver-Boulder-Greeley, CO .....	38,300	26,810
Detroit-Ann Arbor-Flint, MI .....	35,521	24,865
Honolulu, HI .....	52,741	36,919
Houston-Galveston-Brazoria, TX .....	34,462	24,124
Kansas City, MO/KS .....	34,915	24,440
Los Angeles-Riverside-Orange County, CA .....	42,615	29,830
Milwaukee-Racine, WI .....	36,595	25,617
Minneapolis-St. Paul, MN/WI .....	36,540	25,578
New York-Northern NJ-Long Island, NY/NJ/CT/PA .....	45,053	31,537
Philadelphia-Wilmington-Atlantic City, PA/NJ/DE/MD .....	40,652	28,457
Pittsburgh, PA .....	44,495	31,147
St. Louis, MO/IL .....	34,317	24,022
San Diego, CA .....	46,274	32,392
San Francisco-Oakland-San Jose, CA .....	44,850	31,395
Seattle-Tacoma-Bremerton, WA .....	44,928	31,450
Washington-Baltimore, DC/MD/VA/WV <sup>2</sup> .....	45,460	31,822

<sup>1</sup> For ease of use, these figures are rounded to the next highest dollar.

<sup>2</sup> Baltimore and Washington are calculated as a single metropolitan statistical area.

**Appendix D****Table 4: 70 Percent of Updated 2015 Lower Living Standard Income Level (LLSIL), by Family Size**

To use the 70 percent LLSIL value, where it is stipulated for WIOA programs, begin by locating the region or metropolitan area where the program applicant resides. These are listed in Tables 1, 2 and 3. After locating the appropriate region or metropolitan statistical area, find the 70 percent LLSIL amount for that location. The 70 percent LLSIL figures are listed in the last column to

the right on each of the three tables. These figures apply to a family of four. Larger and smaller family eligibility is based on a percentage of the family of four. To determine eligibility for other size families consult Table 4 and the instructions below.

To use Table 4, locate the 70 percent LLSIL value that applies to the individual's region or metropolitan area from Tables 1, 2 or 3. Find the same number in the "family of four" column of Table 4. Move left or right across that row to the size that corresponds to the individual's family unit. That figure is the maximum household income the individual

is permitted in order to qualify as economically disadvantaged under WIOA.

Where the HHS poverty level for a particular family size is greater than the corresponding LLSIL figure, the LLSIL figure appears in a shaded block. For individuals from these size families, consult the 2015 HHS poverty guidelines found on the Health and Human Services Web site at <http://aspe.hhs.gov/poverty/15poverty.cfm> to find the higher eligibility standard. For individuals from Alaska and Hawaii, consult the HHS guidelines for the generally higher poverty levels that apply in those States.

Table 4.

Family Of One	Family of Two	Family of Three	Family of Four	Family of Five	Family of Six
8,609	14,107	19,363	23,899	28,207	32,985
8,655	14,179	19,462	24,022	28,350	33,151
8,692	14,240	19,544	24,124	28,470	33,295
8,724	14,297	19,633	24,228	28,593	33,437
8,799	14,423	19,803	24,440	28,843	33,733
8,954	14,671	20,144	24,865	29,342	34,313
8,961	14,681	20,149	24,873	29,353	34,327
9,006	14,752	20,252	24,998	29,505	34,504
9,129	14,964	20,542	25,353	29,920	34,990
9,212	15,095	20,723	25,578	30,188	35,304
9,222	15,116	20,753	25,617	30,232	35,354
9,328	15,291	20,988	25,910	30,574	35,763
9,462	15,510	21,287	26,276	31,011	36,262
9,581	15,708	21,556	26,613	31,408	36,733
9,656	15,823	21,722	26,810	31,638	37,002
9,703	15,898	21,821	26,939	31,795	37,186
10,250	16,794	23,053	28,457	33,586	39,273
10,576	17,334	23,790	29,368	34,660	40,530
10,585	17,350	23,818	29,396	34,693	40,567
10,740	17,600	24,164	29,830	35,201	41,172
10,769	17,649	24,232	29,909	35,299	41,284
10,808	17,712	24,319	30,021	35,426	41,434
11,219	18,384	25,235	31,147	36,760	42,988
11,294	18,509	25,413	31,366	37,017	43,286
11,308	18,530	25,432	31,395	37,050	43,332

Family Of One	Family of Two	Family of Three	Family of Four	Family of Five	Family of Six
11,329	18,557	25,478	31,450	37,114	43,403
11,355	18,612	25,546	31,537	37,214	43,529
11,461	18,782	25,780	31,822	37,557	43,923
11,667	19,113	26,242	32,392	38,227	44,708
12,113	19,843	27,245	33,630	39,687	46,417
12,415	20,345	27,925	34,471	40,683	47,571
12,896	21,126	29,006	35,806	42,254	49,413
13,063	21,400	29,382	36,267	42,798	50,055
13,296	21,784	29,904	36,919	43,566	50,955
13,766	22,559	30,966	38,226	45,109	52,754

**Appendix E****Table 5: Updated 2015 LLSIL (100 percent),  
by Family Size**

To use the LLSIL to determine the minimum level for establishing self-

sufficiency criteria at the State or local level, begin by locating the metropolitan area or region from Table 1, 2 or 3. Then locate the appropriate region or metropolitan statistical area and then find the 2015 adjusted LLSIL amount for that location. These figures apply

to a family of four. Locate the corresponding number in the family-of-four column in the table below. Move left or right across that row to the size that corresponds to the individual's family unit.

TABLE 5.

Family of one	Family of two	Family of three	Family of four	Family of five	Family of six
12,298	20,153	27,662	34,141	40,296	47,121
12,364	20,255	27,803	34,317	40,500	47,359
12,417	20,342	27,920	34,462	40,671	47,564
12,462	20,424	28,046	34,612	40,847	47,767
12,569	20,604	28,290	34,915	41,205	48,190
12,792	20,958	28,777	35,521	41,917	49,018
12,802	20,972	28,784	35,533	41,932	49,038
12,866	21,074	28,931	35,711	42,150	49,291
13,042	21,377	29,346	36,218	42,744	49,986
13,160	21,564	29,605	36,540	43,126	50,434
13,175	21,595	29,646	36,595	43,188	50,506
13,326	21,844	29,983	37,014	43,677	51,090
13,517	22,157	30,409	37,538	44,301	51,803
13,687	22,440	30,794	38,019	44,869	52,476
13,794	22,604	31,031	38,300	45,196	52,860
13,861	22,711	31,172	38,485	45,422	53,122
14,643	23,991	32,933	40,652	47,979	56,104
15,109	24,763	33,986	41,954	49,514	57,900
15,121	24,786	34,026	41,994	49,562	57,952
15,343	25,143	34,520	42,615	50,287	58,817
15,384	25,213	34,617	42,727	50,427	58,977
15,441	25,303	34,741	42,887	50,608	59,192
16,027	26,263	36,050	44,495	52,514	61,411
16,134	26,441	36,305	44,808	52,881	61,838
16,155	26,471	36,331	44,850	52,929	61,904
16,184	26,510	36,397	44,928	53,020	62,004
16,222	26,588	36,494	45,053	53,163	62,184
16,373	26,831	36,829	45,460	53,653	62,747
16,668	27,304	37,488	46,274	54,609	63,868
17,304	28,348	38,922	48,043	56,696	66,310
17,736	29,065	39,893	49,244	58,118	67,959
18,423	30,181	41,438	51,152	60,363	70,590

TABLE 5.—Continued

Family of one	Family of two	Family of three	Family of four	Family of five	Family of six
18,662	30,571	41,974	51,810	61,140	71,508
18,994	31,120	42,721	52,741	62,237	72,794
19,666	32,227	44,237	54,609	64,441	75,363

**Portia Wu,**

*Assistant Secretary for Employment and Training Administration.*

[FR Doc. 2015-07031 Filed 3-26-15; 8:45 am]

**BILLING CODE 4510-FT-P**

**DEPARTMENT OF LABOR**

**Office of the Secretary**

**Agency Information Collection Activities; Submission for OMB Review; Comment Request; Labor Condition Application for H-1B, H-1B1, and E-3 Non-Immigrants**

**ACTION:** Notice.

**SUMMARY:** On March 31, 2015, the Department of Labor (DOL) will submit the Employment and Training Administration (ETA) sponsored information collection request (ICR) titled, “Labor Condition Application for H-1B, H-1B1, and E-3 Non-Immigrants,” to the Office of Management and Budget (OMB) for review and approval for continued use, without change, in accordance with the Paperwork Reduction Act of 1995 (PRA), 44 U.S.C. 3501 *et seq.* Public comments on the ICR are invited.

**DATES:** The OMB will consider all written comments that agency receives on or before April 30, 2015.

**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 free of charge from the RegInfo.gov Web site at [http://www.reginfo.gov/public/do/PRAViewICR?ref\\_nbr=201503-1205-016](http://www.reginfo.gov/public/do/PRAViewICR?ref_nbr=201503-1205-016) (this link will only become active on April 1, 2015) or by contacting Michel Smyth by telephone at 202-693-4129, TTY 202-693-8064, (these are not toll-free numbers) or by email at [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

Submit comments about this request by mail or courier 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; by Fax: 202-395-5806 (this is not a toll-free number); or by email: [OIRA\\_](mailto:OIRA_)

[submission@omb.eop.gov](mailto:submission@omb.eop.gov). Commenters are encouraged, but not required, to send a courtesy copy of any comments by mail or courier to the U.S.

Department of Labor—OASAM, Office of the Chief Information Officer, Attn: Departmental Information Compliance Management Program, Room N1301, 200 Constitution Avenue NW., Washington, DC 20210; or by email: [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

**FOR FURTHER INFORMATION CONTACT:** Contact Michel Smyth by telephone at 202-693-4129, TTY 202-693-8064, (these are not toll-free numbers) 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 seeks to extend PRA authority for the Labor Condition Application for H-1B, H-1B1, and E-3 Non-Immigrants information collection. Immigration and Nationality Act (INA) sections 212(n) and (t) and 214(c) require this information collection. *See* 8 U.S.C. 1182(n) and (t) and 1184(c). The DOL and Department of Homeland Security have promulgated regulations to implement the INA. Specifically for this collection, 20 CFR 655 Subparts H and I and 8 CFR 214.2(h)(4) are applicable. The INA mandates that no alien may enter the U.S. for the purpose of performing professional work on a temporary basis unless the U.S. employer has attested to the Secretary of Labor that the working conditions for the alien will not adversely affect the working conditions of similarly employed U.S. workers; that the salary will be at least the prevailing wage for the occupational classification in the area of employment or the actual wage paid by the employer to all other individuals with similar experience and qualifications for the specific employment in question, whichever is higher; that there is no strike or lockout in the course of a labor dispute in the occupational classification at the place of employment; and that the employer has met all other requirements of the program as specified in the regulations. The information collection instruments are used by employers seeking to use non-immigrants (H-1B, H-1B1, E-3) in specialty occupations and as fashion models or by interested parties who want to report violations. The

information permits the DOL to meet its statutory responsibilities for program administration, management, and oversight.

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 that 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 1205-0310.

OMB authorization for an ICR cannot be for more than three (3) years without renewal, and the current approval for this collection is scheduled to expire on March 31, 2015. The DOL seeks to extend PRA authorization for this information collection for three (3) more years, without any change to existing requirements. The DOL notes that existing information collection requirements submitted to the OMB receive a month-to-month extension while they undergo review. For additional substantive information about this ICR, see the related notice published in the **Federal Register** on December 31, 2014 (79 FR 78910).

Interested parties are encouraged to send comments to the OMB, Office of Information and Regulatory Affairs at the address shown in the **ADDRESSES** section by April 30, 2015. In order to help ensure appropriate consideration, comments should mention OMB Control Number 1205-0310. 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;