

This revision to the MSFW program reporting system identifies a minimum level of information collection that is necessary to comply with Equal Opportunity requirements, holds grantees appropriately accountable for the Federal funds they receive, assesses progress against a set of common performance measures, and allows the Department to fulfill its oversight and management responsibilities.

The Employment and Training Administration is proposing similar changes to the reporting requirements for the WIA Title 1B, Wagner-Peyser Act, and Trade Adjustment Assistance programs. Please note that ETA will seek comments regarding changes to information collection for these programs in separate **Federal Register** notices.

The following three adult common performance measures apply to grantees of the MSFW program:

- Entered Employment.
- Employment Retention.
- Six Months Earnings Increase.

Grantees are currently required to submit data according to measures established under the Government Performance and Results Act (GPRA), which include entered employment, retention, and earnings increase. While the GPRA measures for the MSFW program are similar to the common measures, the data elements that are needed to do the calculations are slightly different, requiring modifications to the definitions and record layout of the WIASPR. Important changes to note on the WIASPR include the following:

- Elimination of all fields that collect information on youth served by the

MSFW program due to recent budgetary actions.

- Elimination of data collection fields associated with the current MSFW performance standards system to incorporate data for calculating common performance measures.

- A change in the field that tracks the reason the participant exited the MSFW program, because participants who exited due to certain reasons, such as becoming institutionalized, are excluded from calculations of common measures.

- Addition of three fields to track whether the participant was employed in the first, second, and third quarters after program exit, which are used to calculate the common measures.

- Addition of fields to capture wages earned by the participant in the 1st quarter after program exit and over a six-month period covering the 2nd and 3rd quarters after program exit to calculate the earnings increase measure.

## II. Desired Focus of Comments

Currently, the Department is soliciting comments concerning the revised information collection request for the MSFW program in order to:

- 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.

A copy of the proposed ICR can be obtained by contacting the office listed above in the addressee section of this notice.

## III. Current Actions

*Type of Review:* Revision.

*Agency:* Department of Labor, Employment and Training Administration.

*Title:* Reporting and Performance Standards System for the Migrant and Seasonal Farm Worker Program under Title I, Section 167 of the Workforce Investment Act (WIA).

*OMB Number:* 1205-0425.

*Recordkeeping:* Three years for States and grantees.

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

*Cite/Reference/Form/etc:* Section 167, Workforce Investment Act of 1998 (Pub. L. 105-220), see table below for list of forms.

*Total Respondents:* 53 States and grantees.

*Frequency:* Annually and quarterly.

*Total Responses:* 159 submissions annually and 29,712 quarterly—grantees submits an ETA 9095 form and WIASPR files each quarter.

*Estimated Total Burden Hours:*

Form/activity	Total respondents	Frequency	Total responses	Average time per response	Total annual burden hours
Plan Narrative .....	53	Annual .....	53	20	1,060
ETA 9093 .....	53	Annual .....	53	15	795
ETA 9094 .....	53	Annual .....	53	16	848
ETA 9095 .....	53	Quarterly .....	212	7	1,484
WIASPR Data .....	53	Quarterly .....	29,500	2.25	66,375
Totals .....	53	.....	29,871	60.25	70,562

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

*Total Burden Cost (operating/maintaining):* \$0.

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

Signed in Washington, DC, on August 3, 2005.

**Emily Stover DeRocco,**

*Assistant Secretary for Employment and Training.*

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## 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 collection: Requirements of a Bona Fide Thrift or Savings Plan (29 CFR part 547) and Requirements of a Bona Fide Profit-Sharing Plan or Trust (29 CFR part 549). A copy of the proposed information collection request can be obtained by contacting the office listed below in the **ADDRESSES** section of this notice.

**DATES:** Written comments must be submitted to the office listed in the **ADDRESSES** section below on or before October 11, 2005.

**ADDRESSES:** Ms. Hazel M. Bell, U.S. Department of Labor, 200 Constitution Ave., NW., Room S-3201, Washington, DC 20210, telephone (202) 693-0418, fax (202) 693-1451, e-mail [bell.hazel@dol.gov](mailto:bell.hazel@dol.gov). Please use only one method of transmission for comments (mail, fax, or e-mail).

#### **SUPPLEMENTARY INFORMATION:**

#### **I. Background**

Section 7(e)(3)(b) of the Fair Labor Standards Act permits the exclusion from an employee's regular rate of pay, payments on behalf of an employee to a "bona fide" thrift or savings plan, profit-sharing plan or trust. Regulations, 29 CFR Parts 547 and 549 set forth the requirements for a "bona fide" thrift or savings plan, profit-sharing plan or trust. The maintenance of the records required by the regulations enables the Department of Labor (DOL) investigators to determine whether a given thrift or savings plan, profit-sharing plan or trust, is in compliance with Section 7(e)(3)(b) of the FLSA. Without these records, such a determination could not be made. This information collection is currently approved for use through March 31, 2006.

#### **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 extension of approval to collect this information in order to determine whether a given thrift or savings plan or profit-sharing plan or trust is in compliance with section (7)(e)(3)(b) of the FLSA.

*Type of Review:* Extension.

*Agency:* Employment Standards Administration.

*Title:* Requirements of a Bona Fide Thrift or Savings Plan (29 CFR part 547) and Requirements of a Bona Fide Profit-Sharing Plan or Trust (29 CFR part 549).

*OMB Number:* 1215-0119.

*Frequency:* On occasion.

*Affected Public:* Business or other for-profit; not-for-profit institutions; farms; State, local, or tribal government.

*Total Respondents:* 716,000.

*Total Annual Responses:* 716,000.

*Estimated Total Burden Hours (Recordkeeping):* 2.

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

*Total Burden Cost (operating/maintenance):* \$0.

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 4, 2005.

**Sue Blumenthal,**

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

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## **NATIONAL AERONAUTICS AND SPACE ADMINISTRATION**

### **Notice of Information Collection**

**AGENCY:** National Aeronautics and Space Administration (NASA).

**ACTION:** Notice of information collection.

**SUMMARY:** The National Aeronautics and Space Administration, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. 3506(c)(2)(A)).

**DATES:** All comments should be submitted within 60 calendar days from the date of this publication.

**ADDRESSES:** All comments should be addressed to Ms. Kathy Shaeffer, Mail Suite 6M70, National Aeronautics and Space Administration, Washington, DC 20546-0001.

**FOR FURTHER INFORMATION CONTACT:** Requests for additional information or copies of the information collection instrument(s) and instructions should be directed to Ms. Kathy Shaeffer, Acting NASA Reports Officer, NASA Headquarters, 300 E Street, SW., Mail Suite 6M70, Washington, DC 20546, (202) 358-1230, [kathleen.shaeffer-1@nasa.gov](mailto:kathleen.shaeffer-1@nasa.gov).

#### **SUPPLEMENTARY INFORMATION:**

#### **I. Abstract**

The National Aeronautics and Space Administration (NASA) is requesting approval for a new collection that will be used to assess the safety culture of employees associated with simulation and flight-test activities at NASA Langley Research Center.

#### **II. Method of Collection**

NASA uses electronic methods to collect information from collection respondents.

#### **III. Data**

*Title:* Behavioral Science Technology (BST) Cultural Assessment of the Flight Research Services Directorate (FRSD) at NASA Langley.

*OMB Number:* 2700-.

*Type of Review:* New collection.

*Affected Public:* Business or other for-profit; Federal government.

*Estimated Number of Respondents:* 75.

*Estimated Time Per Response:* Approximately 30 minutes.

*Estimated Total Annual Burden Hours:* 37.5.