

Dated: March 4, 2013.

**Audrey Rowe,**

*Administrator, Food and Nutrition Service.*

[FR Doc. 2013-05781 Filed 3-12-13; 8:45 am]

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## CHEMICAL SAFETY AND HAZARD INVESTIGATION BOARD

### Sunshine Act Meeting; Request for Comments on Draft Evaluation of Recommended Practice on Fatigue Risk Management Systems for Personnel in the Refining and Petrochemical Industries

**TIME AND DATE:** April 24, 2013; 9:30 a.m. EDT.

**PLACE:** Ronald Reagan Building and International Trade Center, Horizon Room, 1300 Pennsylvania Avenue NW., Washington, DC 20004.

**STATUS:** Open to the public.

**MATTERS TO BE CONSIDERED:** The Chemical Safety and Hazard Investigation Board (CSB) will convene a public meeting on Wednesday, April 24, 2013, starting at 9:30 a.m. EDT at the Ronald Reagan Building and International Trade Center, Horizon Room, 1300 Pennsylvania Avenue NW., Washington, DC 20004. At the meeting, CSB will consider and vote on the status of Recommendation No. 2005-04-I-TX-7 issued to the American Petroleum Institute (API) and the United Steelworkers International Union (USW) in March 2007. This recommendation urged API and USW to jointly lead the development of an ANSI consensus standard with guidelines for fatigue prevention. The CSB based this recommendation on its investigation of explosions and fires that occurred at BP's Texas City Refinery on March 23, 2005.

In addition the Board intends to consider status designations for the following recommendations to the U.S. Occupational Safety and Health Administration: 2001-05-I-DE-1 (Process Safety Management coverage of atmospheric storage tanks); 2005-04-I-TX-9 (Process Safety Management requirement for organizational management of change reviews); 2010-07-I-CT-1 (Regulations addressing fuel gas safety). Subject to the call of the chairperson, the Board may consider other recommendations-related items that have been calendared for consideration at a public meeting.

**SUPPLEMENTARY INFORMATION:** On March 23, 2005, explosions and fires in an isomerization unit (ISOM) at BP's Texas City Refinery caused 15 deaths, 180 injuries, and significant economic

losses. The CSB's investigation found that the incident was caused by multiple technical, system, and organizational deficiencies. For detailed information on the incident and the CSB's investigation, please refer to the CSB's investigation report on the CSB's Web site, [www.csb.gov](http://www.csb.gov).

Among its most important findings, the CSB concluded that the ISOM operators were likely fatigued from working 12-hour shifts, some working as many as 29 consecutive days during the turnaround of the unit prior to startup, and that, as a result, the operators' judgment and problem-solving skills were likely degraded, hindering their ability to determine that a distillation tower in the ISOM unit was overflowing with hydrocarbons and to take prompt corrective steps. Accordingly, the CSB issued Recommendation No. 2005-04-I-TX-7 to API and the USW which reads in pertinent part as follows:

[D]evelop fatigue prevention guidelines for the refining and petrochemical industries that, at a minimum, limit hours and days of work and address shift work.

Both API and USW initially accepted the recommendation. The API, formed an ANSI committee that the USW joined. In August 2009, however, the USW withdrew from the committee in protest of what it perceived to be an imbalance in voting members (management vs. union and other representatives). The API proceeded with the committee's work and issued an ANSI-approved Recommended Practice (RP 755) in April 2010.

After review, the CSB staff found that RP 755 makes a contribution to chemical safety by explicitly stating that "workplace fatigue is a risk to safe operations" and also by suggesting various measures to manage fatigue risks. However, the staff determined that RP 755 does not fully meet the intent of the CSB recommendation in multiple important respects, and therefore has urged the Board to vote designating the status of Recommendation No. 2005-04-I-TX-7 as "Open-Unacceptable Action."

At the meeting on April 24, 2013, the staff will present its analysis to the Board. Following the staff presentation, the Board will hear comments from the public. Following the conclusion of the public comment period, the Board will consider whether to approve the proposed evaluation and to change the status of Recommendation No. 2005-04-I-TX-7 to "Open-Unacceptable Action" or to some other status in accordance with Board Order 22.

**REQUEST FOR COMMENTS:** The Board welcomes public comment on the staff

evaluation and proposed disposition of Recommendation No. 2005-04-I-TX-7. The detailed draft evaluation will be posted on the CSB Web site by March 11, 2013, and will be available for review and comment until 5 p.m. E.D.T. on April 12, 2013. CSB encourages electronic submission of comments. Comments should be submitted by email to [fatiguecomments@csb.gov](mailto:fatiguecomments@csb.gov). Comments may also be submitted by mail to Chemical Safety and Hazard Investigation Board, Attn: Amy McCormick, 2175 K Street, NW., Suite 650, Washington, DC 20037.

Comments may be submitted in the body of the email message or as an attached PDF, MS Word, or plain text ASCII file. Files must be virus-free and unencrypted. Include CSB-13-01 in the subject line of the message. Please ensure that the comments themselves, whether in the subject line, the body of the email or in attached files, include the docket number (CSB-13-01), the agency name, and your full name and address.

All comment and submissions must include the agency name and docket number. All comments received, including any personal information provided, will be made available to the public without modifications or deletions. While the public comments submitted before and during the meeting will be carefully analyzed by CSB staff and the Board, the Board does not assume any obligation to respond to comments individually or during the public meeting. Comments received by the CSB will be posted online in the Open Government section of the CSB Web site, <http://www.csb.gov/open.aspx>.

To ask any question regarding the submission of comments or to establish times to review these documents at CSB headquarters, please call Amy McCormick, Board Affairs Specialist, at (202) 261-7630.

No factual analyses, conclusions, or findings presented by staff should be considered final. Only after the Board has considered the staff presentations, listened to public comments, and voted to approve a change in status of the recommendation should that status be considered final.

The meeting will be free and open to the public. If you require a translator or interpreter, please notify the individual listed below as the "Contact Person for Further Information," at least five business days prior to the meeting.

The CSB is an independent Federal agency charged with investigating serious accidents that result in the release of extremely hazardous substances. The agency's Board

Members are appointed by the President and confirmed by the Senate. CSB investigations look into all aspects of accidents, including physical causes such as equipment failure as well as inadequacies in regulations, industry standards, and safety management systems.

**CONTACT PERSON FOR FURTHER**

**INFORMATION:** Hillary J. Cohen, Communications Manager, [hillary.cohen@csb.gov](mailto:hillary.cohen@csb.gov) or (202) 446-8094. General information about the CSB can be found on the agency Web site at: [www.csb.gov](http://www.csb.gov).

Dated: March 8, 2013.

**Daniel M. Horowitz,**

*Managing Director.*

[FR Doc. 2013-05854 Filed 3-11-13; 8:45 am]

**BILLING CODE 6350-01-P**

## DEPARTMENT OF COMMERCE

### Submission for OMB Review; Comment Request

The Department of Commerce will submit to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

*Agency:* National Oceanic and Atmospheric Administration (NOAA).

*Title:* Northeast Multispecies Amendment 16.

*OMB Control Number:* 0648-0605.

*Form Number(s):* NA.

*Type of Request:* Regular submission (revision and extension of a current information collection).

*Number of Respondents:* 1,482.

*Average Hours per Response:* Pre-trip notification, trip start hail, trip forward hail, 48-hour notification for all multispecies vessels and provision of weigh-out slips to monitoring providers, 2 minutes each; monitoring system for discards and database entry, 3 minutes; transfer of annual catch entitlement, call-in for vessel monitoring system (VMS) unit confirmation, area and days-at-sea declaration, notification of monitor emergency, relay catch/discard data, days-at-sea transfers, 5 minutes each; VMS certification form, reporting of monitor deployments, Northwest Atlantic Fisheries Organization reporting, 10 minutes each; catch-reporting requirements, vessel trip-end hails, 15 minutes; notification of ejection from sector, monitoring reporting requirements for safety, copies of contracts and supporting documents, 30 minutes; Office of Law Enforcement debrief of monitor, 2 hours; sector

manager weekly catch reports; 4 hours; sector manager annual catch reports, 12 hours; monitoring and reporting service provider's application, and response to denial, 10 hours each; submission of proposed special access programs; 20 hours; operations plan and NEPA analysis, 640 hours total.

*Burden Hours:* 80,637.

*Needs and Uses:* This request is for revision and extension of a current information collection. Under the Magnuson-Stevens Fishery Conservation and Management Act (Magnuson-Stevens Act), the Secretary of Commerce has the responsibility for the conservation and management of marine fishery resources. We, National Oceanic and Atmospheric Administration's (NOAA) National Marine Fisheries Service (NMFS), and the Regional Fishery Management Councils are delegated the majority of this responsibility. The New England Fishery Management Council (Council) develops management plans for fishery resources in New England.

In 2010, we implemented a new suite of regulations for the Northeast (NE) multispecies fishery through Amendment 16 to the Multispecies Fishery Management Plan (Amendment 16). This action updated status determination criteria for all regulated NE multispecies or ocean pout stocks; adopted rebuilding programs for NE multispecies stocks newly classified as being overfished and subject to overfishing; revised management measures, including significant revisions to the sector management measures, necessary to end overfishing, rebuild overfished regulated NE multispecies and ocean pout stocks, and mitigate the adverse economic impacts of increased effort controls. It also implemented new requirements under Amendment 16 for establishing acceptable biological catch (ABC), annual catch limits (ACLs), and accountability measures (AMs) for each stock managed under the FMP, pursuant to the Magnuson-Stevens Act.

*Revisions:* The Restricted Gear Requirements have been removed from the regulations. Therefore the requirement to declare into these areas via VMS, or to receive an LOA are also removed from this information collection.

Also, percentages of trip monitoring, planned to change after the first three years, are changed.

In an attempt to consolidate reporting requirements that are mandated by the NE multispecies regulation, we propose moving some requirements out of OMB Control No. 0648-0202, Northeast Region Permit Family of Forms, and

into this collection, including: The Days-at-Sea Transfer Program, Expedited Submission of Proposed Special Access Programs, and North Atlantic Fisheries Organization Reporting Requirements.

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

*Frequency:* Annually, weekly, on occasion.

*Respondent's Obligation:* Mandatory.

*OMB Desk Officer:*

*OIRA\_Submission@omb.eop.gov.*

Copies of the above information collection proposal can be obtained by calling or writing Jennifer Jessup, Departmental Paperwork Clearance Officer, (202) 482-0336, Department of Commerce, Room 6616, 14th and Constitution Avenue NW., Washington, DC 20230 (or via the Internet at [JJessup@doc.gov](mailto:JJessup@doc.gov)).

Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to

*OIRA\_Submission@omb.eop.gov.*

Dated: March 7, 2013.

**Gwellnar Banks,**

*Management Analyst, Office of the Chief Information Officer.*

[FR Doc. 2013-05720 Filed 3-12-13; 8:45 am]

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## DEPARTMENT OF COMMERCE

### Submission for OMB Review; Comment Request

The Department of Commerce will submit to the Office of Management and Budget (OMB) for clearance the following proposal for collection of information under the provisions of the Paperwork Reduction Act (44 U.S.C. Chapter 35).

*Agency:* National Institute of Standards and Technology (NIST).

*Title:* Malcolm Baldrige National Quality Award and Examiner Applications.

*OMB Control Number:* 0693-0006.

*Form Number(s):* None.

*Type of Request:* Regular submission (revision of a currently approved information collection).

*Number of Respondents:* 850 (50—Awardees; 800—Examiners).

*Average Hours per Response:* Award Applications, 74 hours; Examiner Applications, 1 hour.

*Burden Hours:* 4,500.

*Needs and Uses:* Public Law 100-107, the Malcolm Baldrige Quality Improvement Act of 1987, established an annual U.S. National Quality Award. The Secretary of Commerce leads and