

**DEPARTMENT OF LABOR****Occupational Safety and Health Administration**

[Docket No. ICR-98-16]

**Crane- or Derrick-Suspended Personnel Platforms Used in Construction****AGENCY:** Occupational Safety and Health Administration, Labor.**ACTION:** Notice of proposed information collection; opportunity for public comment.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and information collection burdens, is conducting a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on both current and proposed collections of information in accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3506(c)(2)(A)). This program helps to ensure that reporting burden (time and financial resources) is minimized, collection materials are clearly understood, impact of collection requirements on respondents can be accurately assessed, and requested data can be provided in the desired format. Currently, the Occupational Safety and Health Administration is soliciting comments concerning the proposed extension of the information collection requirement contained in 29 CFR 1926.550(g)(4)(ii)(I) (Crane- or derrick-suspended personnel platforms). The Agency is particularly interested in comments that:

- Evaluate whether the proposed collection of information is necessary for the proper performance of OSHA's responsibilities, 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 (for example, permitting electronic submissions of responses).

**DATES:** Written comments must be submitted on or before August 18, 1998.**ADDRESSES:** Comments are to be submitted to the Docket Office, Docket

No. ICR-98-16, Occupational Safety and Health Administration, U.S. Department of Labor, Room N-3621, 200 Constitution Avenue, NW., Washington, DC 20210. Telephone: (202) 219-7894. Written comments limited to 10 pages or less in length may also be transmitted by facsimile to (202) 219-5046.

**FOR FURTHER INFORMATION CONTACT:** Mr. Laurence Davey, Directorate of Construction, Occupational Safety and Health Administration, U.S. Department of Labor, Room N-3621, 200 Constitution Avenue, NW., Washington, DC 20210. Telephone: (202) 219-7207 ext. 131. Copies of the referenced information collection request are available for inspection and copying in the Docket Office and will be mailed to persons who request copies by telephoning Laurence Davey at (202) 219-7207 ext. 131 or Barbara Bielaski at (202) 219-8076, ext. 142. For electronic copies of the information collection request, contact OSHA's Web Page on the Internet at <http://www.osha-slc.gov> (click on *Information Collection Requests*).

**SUPPLEMENTARY INFORMATION:****Background**

In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3506(c)(2)(A)), the Occupational Safety and Health Administration (OSHA) currently has approval from the Office of Management and Budget (OMB) for the information collection (record) requirements contained in 20 CFR 1926.550(g)(4)(ii)(I). That approval will expire on September 30, 1998, unless OSHA applies for an extension of the OMB approval. This notice initiates the process for OSHA to request an extension of the current OMB approval.

Section 1926.550(g)(4)(ii)(I) requires that personnel platforms suspended from cranes or derricks have information posted on plates or other permanent markings indicating the weight of the platform and its rated load capacity or maximum intended load.

*Type of Review:* Extension.*Agency:* U.S. Department of Labor, Occupational Safety and Health Administration.*Title:* Crane- or Derrick-Suspended Personnel Platforms Used in Construction.*OMB Number:* 1218-0151.*Agency Number:* ICR-98-16.*Frequency:* On Occasion.*Affected Public:* Business or other for profit.*Number of Respondents:* 2,750.*Average time per Response:* 5 minutes.*Estimated Total Burden Hours:* 229.*Total Annualized Capital/Startup Costs:* \$0.

Signed at Washington, DC, this 15th day of June, 1998.

**Charles N. Jeffress,***Assistant Secretary of Labor.*

[FR Doc. 98-16385 Filed 6-18-98; 8:45 am]

BILLING CODE 4510-26-M

**DEPARTMENT OF LABOR****Occupational Safety and Health Administration**

[Docket No. ICR-98-15]

**Construction Oxygen and Toxic Gas Test; Agency Information Collection Activities: Proposed Collection; Comment Request****AGENCY:** Occupational Safety and Health Administration, Labor.**ACTION:** Notice of proposed information collection; opportunity for public comment.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and information collection burdens, is conducting a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on both current and proposed collections of information in accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3506(c)(2)(A)). This program helps to ensure that reporting burden (time and financial resources) is minimized, collection materials are clearly understood, impact of collection requirements on respondents can be accurately assessed, and requested data can be provided in the desired format. Currently, the Occupational Safety and Health Administration is soliciting comments on the collection of information requirements contained in 29 CFR 1926.550(a)(11). Under that provision, records of oxygen and toxic gas tests must be made whenever internal combustion engines of construction cranes or derricks exhaust into enclosed workspaces.

The Agency is particularly interested in comments that:

- Evaluate whether the proposed collection of information is necessary for the proper performance of OSHA's responsibilities, including whether the information will have practical utility;
- Evaluate the accuracy of the Agency's estimates 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 the use of appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology (for example, permitting electronic submissions of responses).

**DATES:** Written comments must be submitted on or before August 18, 1998.

**ADDRESSES:** Comments are to be submitted to the Docket Office, Docket ICR-98-15, U.S. Department of Labor, Room N-2625, 200 Constitution Avenue, NW, Washington, DC 20210, (202) 219-7894. Written comments limited to 10 pages or less may be transmitted by facsimile to (202) 219-5046.

**FOR FURTHER INFORMATION CONTACT:** Mr. Laurence Davey, Directorate of Construction, Occupational Safety and Health Administration, U.S. Department of Labor, Room N3621, 200 Constitution Avenue, NW., Washington, DC 20210, (202) 219-7207. A copy of the referenced information collection request is available for inspection and copying in the Docket Office and will be mailed to persons who request copies by telephoning Mr. Davey at (202) 219-7207 or Barbara Bielaski at (202) 219-8076. For electronic copies of the information collection request, contact OSHA's Web Page on Internet at <http://www.osha-slc.gov> (click on *Information Collection Requests*).

**SUPPLEMENTARY INFORMATION:**

**Background**

The Occupational Safety and Health Administration (OSHA) currently has approval from the Office of Management and Budget (OMB) for the information collection requirement contained in 29 CFR 1926.550(a)(11). That approval will expire on September 30, 1998, unless OSHA applies for an extension of the OMB approval. This notice initiates the process for OSHA to request an extension of the current OMB approval. The provision requires employees to keep a record of oxygen and toxic gas tests made when internal combustion engines of construction cranes or derricks exhaust into enclosed workspaces.

**Current Action**

The notice requests an extension of the current OMB approval of the

paperwork requirements in 29 CFR 1926.550(a)(11).

*Type of Review:* Extension of existing approval.

*Agency:* Occupational Safety and Health Administration, U.S. Department of Labor.

*Title:* Construction Oxygen and Toxic Gas Test.

*OMB Number:* 1218-0054.

*Agency Number:* Docket No. ICR-98-15.

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

*Number of Respondents:* 50.

*Frequency:* Daily.

*Average Time Per Response:* 2 minutes.

*Total Burden Hours:* 100.

Comments submitted in response to this notice will be summarized and included in the request of Office of Management and Budget approval of the information collection (record) request; they will also become a matter of public record.

Signed this 15th day of June 1998.

**Charles N. Jeffress,**

*Assistant Secretary of Labor.*

[FR Doc. 98-16386 Filed 6-18-98; 8:45 am]

BILLING CODE 4510-26-M

**DEPARTMENT OF LABOR**

**Pension and Welfare Benefits Administration**

[Application No. D-10327, et al.]

**Proposed Exemptions; Lehman Brothers, Inc.**

**AGENCY:** Pension and Welfare Benefits Administration, Labor.

**ACTION:** Notice of proposed exemptions.

**SUMMARY:** This document contains notices of pendency before the Department of Labor (the Department) of proposed exemptions from certain of the prohibited transaction restrictions of the Employee Retirement Income Security Act of 1974 (the Act) and/or the Internal Revenue Code of 1986 (the Code).

*Written comments and hearing requests:* All interested persons are invited to submit written comments or request for a hearing on the pending exemptions, unless otherwise stated in the Notice of Proposed Exemption, within 45 days from the date of publication of this **Federal Register** Notice. Comments and requests for a hearing should state: (1) the name, address, and telephone number of the person making the comment or request,

and (2) the nature of the person's interest in the exemption and the manner in which the person would be adversely affected by the exemption. A request for a hearing must also state the issues to be addressed and include a general description of the evidence to be presented at the hearing.

**ADDRESS:** All written comments and request for a hearing (at least three copies) should be sent to the Pension and Welfare Benefits Administration, Office of Exemption Determinations, Room N-5649, U.S. Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C. 20210. *Attention:* Application No. \_\_\_\_\_, stated in each Notice of Proposed Exemption. The applications for exemption and the comments received will be available for public inspection in the Public Documents Room of Pension and Welfare Benefits Administration, U.S. Department of Labor, Room N-5507, 200 Constitution Avenue, N.W., Washington, D.C. 20210.

*Notice to interested persons:* Notice of the proposed exemptions will be provided to all interested persons in the manner agreed upon by the applicant and the Department within 15 days of the date of publication in the **Federal Register**. Such notice shall include a copy of the notice of proposed exemption as published in the **Federal Register** and shall inform interested persons of their right to comment and to request a hearing (where appropriate).

**SUPPLEMENTARY INFORMATION:** The proposed exemptions were requested in applications filed pursuant to section 408(a) of the Act and/or section 4975(c)(2) of the Code, and in accordance with procedures set forth in 29 CFR Part 2570, Subpart B (55 FR 32836, 32847, August 10, 1990). Effective December 31, 1978, section 102 of Reorganization Plan No. 4 of 1978 (43 FR 47713, October 17, 1978) transferred the authority of the Secretary of the Treasury to issue exemptions of the type requested to the Secretary of Labor. Therefore, these notices of proposed exemption are issued solely by the Department.

The applications contain representations with regard to the proposed exemptions which are summarized below. Interested persons are referred to the applications on file with the Department for a complete statement of the facts and representations.