

Labor, 200 Constitution Ave., NW., Washington, DC directed the preparation of this notice. This notice is issued under the authority specified by Section 6(d) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 655), Secretary of Labor's Order No. 5-2007 (72 FR 31160), and 29 CFR part 1905.

Signed at Washington, DC, on January 15, 2009.

**Thomas M. Stohler,**

*Acting Assistant Secretary of Labor for Occupational Safety and Health.*

[FR Doc. E9-1291 Filed 1-22-09; 8:45 am]

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## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

[Docket No. OSHA-2006-0048]

#### NSF International; Expansion of Recognition

**AGENCY:** Occupational Safety and Health Administration (OSHA), Labor.

**ACTION:** Notice.

**SUMMARY:** This notice announces the Occupational Safety and Health Administration's final decision expanding the recognition of NSF International (NSF) as a Nationally Recognized Testing Laboratory under 29 CFR 1910.7.

**DATES:** The expansion of recognition becomes effective on January 23, 2009.

**FOR FURTHER INFORMATION CONTACT:** MaryAnn Garrahan, Director, Office of Technical Programs and Coordination Activities, NRTL Program, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue, NW., Room N-3655, Washington, DC 20210, or phone (202) 693-2110.

#### SUPPLEMENTARY INFORMATION:

##### Notice of Final Decision

The Occupational Safety and Health Administration (OSHA) hereby gives notice of the expansion of recognition of NSF International (NSF), as a Nationally Recognized Testing Laboratory (NRTL). NSF's expansion covers the use of additional test standards. OSHA's current scope of recognition for NSF may be found in the following informational Web page: <http://www.osha.gov/dts/otpca/nrtl/nsf.html>.

OSHA recognition of an NRTL signifies that the organization has met the legal requirements in Section 1910.7 of Title 29, Code of Federal Regulations (29 CFR 1910.7). Recognition is an acknowledgment that the organization

can perform independent safety testing and certification of the specific products covered within its scope of recognition and is not a delegation or grant of government authority. As a result of recognition, employers may use products approved by the NRTL to meet OSHA standards that require testing and certification.

The Agency processes applications by an NRTL for initial recognition, or for expansion or renewal of this recognition, following requirements in Appendix A to 29 CFR 1910.7. This appendix requires that the Agency publish two notices in the **Federal Register** in processing an application. In the first notice, OSHA announces the application and provides its preliminary finding and, in the second notice, the Agency provides its final decision on the application. These notices set forth the NRTL's scope of recognition or modifications of that scope. We maintain an informational Web page for each NRTL that details its scope of recognition. These pages can be accessed from our Web site at <http://www.osha.gov/dts/otpca/nrtl/index.html>.

In an earlier action involving NSF, OSHA issued a **Federal Register** notice to grant NSF's previous application, which was for an expansion of recognition (71 FR 70431, December 4, 2006).

NSF submitted another application, dated October 23, 2007 (see Exhibit 18-1, as cited in the preliminary notice), to expand its recognition to include one additional test standard. The NRTL Program staff determined that the standard was an "appropriate test standard" within the meaning of 29 CFR 1910.7(c). In connection with this request, OSHA did not perform an on-site review of NSF's NRTL testing facilities. However, NRTL Program assessment staff reviewed information pertinent to the request and recommended that NSF's recognition be expanded to include the additional test standard listed below (see Exhibit 18-2, as cited in the preliminary notice). Therefore, OSHA is approving this one test standard for the expansion.

Based on this review, OSHA published a preliminary notice announcing the expansion application in the **Federal Register** on August 29, 2008 (73 FR 51008). Comments were requested by September 15, 2008, but no comments were received in response to this notice. OSHA is now proceeding with this final notice to grant NSF's expansion application.

You may obtain or review copies of all public documents pertaining to the NSF application by accessing <http://www.regulations.gov>,

which is the Federal eRulemaking Portal, or by contacting the Docket Office, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue, NW., Room N-2625, Washington, DC 20210. Docket No. OSHA-2006-0048 contains all materials in the record concerning NSF's recognition.

The current address of the NSF facility (site) already recognized by OSHA is: NSF International, 789 Dixboro Road, Ann Arbor, MI 48105.

#### Final Decision and Order

NRTL Program staff has examined the application, the assessor's recommendation, and other pertinent information. Based on this examination and the assessor's recommendation, OSHA finds that NSF meets the requirements of 29 CFR 1910.7 for expansion of its recognition, subject to the limitation and conditions listed below. Pursuant to the authority in 29 CFR 1910.7, OSHA hereby expands the recognition of NSF, subject to this limitation and these conditions.

#### Limitation

OSHA limits the expansion of NSF's recognition to testing and certification of products for demonstration of conformance to the following test standard, OSHA determined is an appropriate test standard within the meaning of 29 CFR 1910.7(c): UL 1285 Pipe and Couplings, Polyvinyl Chloride (PVC), for Underground Fire Service.

The designation and title of this test standard was current at the time of the preparation of the preliminary notice.

OSHA's recognition of NSF, or any NRTL, for a particular test standard is limited to equipment or materials (i.e., products) for which OSHA standards require third-party testing and certification before use in the workplace. Consequently, if a test standard also covers any product(s) for which OSHA does not require such testing and certification, an NRTL's scope of recognition does not include that product(s).

The test standard listed above may be approved as an American National Standard by the American National Standards Institute (ANSI). However, for convenience, we use the designation of the standards-developing organization for the standard, as opposed to the ANSI designation. You may contact ANSI to find out whether a test standard is currently ANSI approved.

#### Conditions

NSF also must abide by the following conditions of the recognition, in

addition to those conditions already required by 29 CFR 1910.7:

1. NSF must allow OSHA access to its facilities and records to ascertain continuing compliance with the terms of its recognition and to perform investigations, as OSHA deems necessary;

2. If NSF has reason to doubt the efficacy of any test standard it is using under this program, it must promptly inform the test standard-developing organization of this concern and provide that organization with appropriate relevant information on which its concern is based;

3. NSF must not engage in, or permit others to engage in, any misrepresentation of the scope or conditions of its recognition. As part of this condition, NSF agrees that it will allow no representation that it is either a recognized or an accredited Nationally Recognized Testing Laboratory (NRTL) without clearly indicating the specific equipment or material to which this recognition applies, and also clearly indicating that its recognition is limited to certain products;

4. NSF must inform OSHA as soon as possible, in writing, of any change of ownership, facilities, or key personnel, and of any major changes in its operations as an NRTL, including details of these changes;

5. NSF will meet all the terms of its recognition and will comply with all OSHA policies pertaining to this recognition; and

6. NSF will continue to meet the requirements for recognition in all areas where it has been recognized.

#### Authority and Signature

Thomas M. Stohler, Acting Assistant Secretary of Labor for Occupational Safety and Health, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210, directed the preparation of this notice. Accordingly, the Agency is issuing this notice pursuant to Sections 6(b) and 8(g) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 655 and 657), Secretary of Labor's Order 5-2007 (72 FR 31160), and 29 CFR 1911.

Signed at Washington, DC, on January 15, 2009.

#### Thomas M. Stohler

*Acting Assistant Secretary of Labor for Occupational Safety and Health.*

[FR Doc. E9-1290 Filed 1-22-09; 8:45 am]

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## NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[NOTICE (09-009)]

### 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 Dr. Walter Kit, 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 Dr. Walter Kit, NASA Clearance Officer, NASA Headquarters, 300 E Street SW., JE0000, Washington, DC 20546, (202) 358-1350, *Walter.Kit-1@nasa.gov*.

#### SUPPLEMENTARY INFORMATION:

##### I. Abstract

The subject information collection involves the collection of data to support the operation of the Lewis' Educational and Research Collaborative Internship Program (LERCIP). The purpose of this undergraduate and graduate scholarship program is to develop the future STEM (Science, Technology, Engineering and Mathematics) workforce in the United States. LERCIP is a NASA Center unique program that provides paid 10-week internships to graduating high school students through PhD candidates.

##### II. Method of Collection

Respondents will complete an online application form hosted on an LERCIP Web site. Applicants will be asked to establish a unique login and password on their initial visit to the Web site. The applicants may use the login and password to return to the Web site and complete their application in multiple sessions, if needed. All applicant data will be collected online using database technologies.

### III. Data

*Title:* LERCIP Student Application.  
*OMB Number:* 2700-XXXX.  
*Type of Review:* New Collection.  
*Affected Public:* Individuals or households.

*Estimated Number of Respondents:* 300.

*Estimated Number of Responses per Respondent:* 1.

*Estimated Time Per Response:* 0.067 hour.

*Estimated Total Annual Burden Hours:* 20 hours.

*Estimated Annual Cost for Respondents:* \$0.00.

### IV. Request for Comments

Comments are invited on: (1) Whether the proposed collection of information is necessary for the proper performance of the functions of NASA, including whether the information collected has practical utility; (2) the accuracy of NASA's estimate of the burden (including hours and cost) of the proposed collection of information; (3) ways to enhance the quality, utility, and clarity of the information to be collected; and (4) ways to minimize the burden of the collection of information on respondents, including automated collection techniques or the use of other forms of information technology.

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

**Dr. Walter Kit,**

*NASA Clearance Officer.*

[FR Doc. E9-1503 Filed 1-22-09; 8:45 am]

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## NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice 09-008]

### Notice of Intent To Grant Exclusive License

**AGENCY:** National Aeronautics and Space Administration.

**ACTION:** Notice of intent to grant exclusive license.

**SUMMARY:** This notice is issued in accordance with 35 U.S.C. 209(c)(1) and 37 CFR 404.7(a)(1)(i). NASA hereby gives notice of its intent to grant an exclusive license in the United States to practice the inventions described and claimed in U.S. Patent Application Serial No. 11/543,284 "Fiber Optic Liquid Mass Flow Sensor and Method" to Triad Technologies, Inc., having its