

- Conduct research for developing prevention strategies.

In addition, States use the data to publish State reports, to identify State-specific hazards, to allocate resources for promoting safety in the workplace, and to evaluate the quality of work life in the State.

**II. Desired Focus of Comments**

The Bureau of Labor Statistics 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 submissions of responses.

**III. Current Action**

In 2002, 5,534 workers lost their lives as a result of injuries received on the job. This official systematic, verifiable count mutes controversy over the various counts from different sources. The CFOI count has been adopted by the National Safety Council and other organizations as the sole source of a comprehensive count of fatal work injuries for the U.S. If this information were not collected, the confusion over the number and patterns in fatal occupational injuries would continue, thus hampering prevention efforts. By providing timely occupational fatality data, the CFOI program provides safety and health managers the information necessary to respond to emerging workplace hazards.

During 2002, the BLS Washington staff responded to over 1,000 requests for CFOI data from various organizations. (This figure excludes requests received by the States for State-specific data.) In addition, the BLS Website averaged about 4,500 users per month.

Washington staff also responded to numerous requests from safety organizations for staff members to participate in safety conferences and seminars. The CFOI research file, made available to safety and health groups, is being used by 15 organizations to conduct studies on specific topics, such as fatalities involving forklifts, powerline electrocutions, homicides, falls from scaffolds, highway construction fatalities, fatalities to Hispanics, fatalities to young workers, and safety and health program effectiveness. (A current list of research articles and reports that include CFOI data can be found in the BLS Report 970, dated September 2003, Appendix I. Copies of this report are available upon request.)

*Type of Review:* Extension of a currently approved collection.

*Agency:* Bureau of Labor Statistics.

*Title:* Census of Fatal Occupational Injuries.

*OMB Number:* 1220-0133.

*Affected Public:* Business or other for-profit; Individuals or households; Not-for-profit institutions; Farms; Federal Government; State, Local or Tribal Government.

*Frequency:* On occasion.

Form	Total respondents	Total responses	Estimated time per response (minutes)	Estimated total burden (hours)
BLS CFOI-1 .....	1,125	1,125	20	375
Source Documents .....	220	26,625	10	4,438
Totals .....	1,345	27,750	10	4,813

*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 also will become a matter of public record.

Signed at Washington, DC, this 19th day of August, 2004.

**Cathy Kazanowski,**  
Chief, Division of Management Systems,  
Bureau of Labor Statistics.

[FR Doc. 04-19513 Filed 8-25-04; 8:45 am]

BILLING CODE 4510-24-P

**DEPARTMENT OF LABOR**

**Occupational Safety and Health Administration**

[Docket No. ICR-1218-0095(2004)]

**Concrete and Masonry Construction; Extension of the Office of Management and Budget's (OMB) Approval of Information Collection Requirements (Paperwork)**

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

**ACTION:** Request for public comment.

**SUMMARY:** OSHA solicits comments concerning its request for an extension of the information collection requirements contained in the Standard on Concrete and Masonry Construction (29 CFR part 1926, subpart Q).

**DATES:** Comments must be submitted by the following dates:

*Hard Copy:* Your comments must be submitted (postmarked or received) by October 25, 2004.

*Facsimile and electronic transmission:* Your comments must be received by October 25, 2004.

**ADDRESSES:** You may submit comments, identified by OSHA Docket No. ICR-1218-0095(2004), by any of the following methods:

*Regular mail, express delivery, hand-delivery, and messenger service:* Submit your comments and attachments to the OSHA Docket Office, Room N-2625, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210; telephone (202) 693-2350 (OSHA's TTY number is (877) 889-5627). The OSHA Docket Office and Department of Labor hours of operation are 8:15 a.m. to 4:45 p.m., e.t.

*Facsimile:* If your comments, including any attachments, are 10 pages or fewer, you may fax them to the OSHA Docket Office at (202) 693-1648.

*Electronic:* You may submit comments through the Internet at <http://ecomments.osha.gov/>. Follow instructions on the OSHA Webpage for submitting comments.

*Docket:* For access to the docket to read or download comments or background materials, such as the complete Information Collection Request (ICR) (containing the Supporting Statement, OMB-83-I Form, and attachments), go to OSHA's Web page at <http://OSHA.gov>. Comments, submissions and the ICR are available for inspection and copying at the OSHA Docket Office at the address above. You may also contact Todd Owen at the address below to obtain a copy of the ICR.

(For additional information on submitting comments, please see the "Public Participation" heading in the **SUPPLEMENTARY INFORMATION** section of this document.)

**FOR FURTHER INFORMATION CONTACT:** Todd Owen, Directorate of Standards and Guidance, OSHA, Room N-3609, U.S. Department of Labor, 200 Constitution Avenue, NW., Washington, DC 20210; telephone (202) 693-2222.

#### **SUPPLEMENTARY INFORMATION:**

#### **I. Submission of Comments on This Notice and Internet Access to Comments and Submissions**

You may submit comments and supporting materials in response to this document by (1) hard copy, (2) FAX transmission (facsimile), or (3) electronically through the OSHA Web page.

Because of security related problems, there may be a significant delay in the receipt of comments by regular mail. Please contact the OSHA Docket Office at (202) 693-2350 (TTY (877) 889-5627) for information about security procedures concerning the delivery of materials by express delivery, hand delivery and messenger service.

All comments, submissions and background documents are available for inspection and copying at the OSHA Docket Office at the above address. Comments and submissions posted on OSHA's Web page are available at <http://www.OSHA.gov>. Contact the OSHA Docket Office for information about materials not available through the OSHA Web page and for assistance using the Web page to locate docket submissions.

Electronic copies of this **Federal Register** notice as well as other relevant documents are available on OSHA's Web page.

#### **II. Background**

The Department of Labor, as part of its continuing effort to reduce paperwork and respondent (i.e., employer) burden, conducts a preclearance consultation program to provide the public with an opportunity to comment on proposed and continuing information-collection requirements in accordance with the Paperwork Reduction Act of 1995 (PRA-95) (44 U.S.C. 3506(c)(2)(A)).

This program ensures that information is in the desired format, reporting burden (time and costs) is minimal, collection instruments are clearly understood, and OSHA's estimate of the information collection burden is accurate. The Occupational Safety and Health Act of 1970 (the Act) (29 U.S.C. 651 *et seq.*) authorizes information collection by employers as necessary or appropriate for enforcement of the Act or for developing information regarding the causes and prevention of occupational injuries, illnesses, and accidents (29 U.S.C. 657). The information-collection requirements, and their rational, contained in 29 CFR Part 1926, subpart Q Concrete and Masonry Construction are listed below.

Paragraph (c)(2) of § 1926.701 requires signs and barriers be erected to limit employee access to the post-tensioning area during tensioning operations. Paragraphs (a)(2) and (j)(1) are two general requirements to use lockout/tagout measures to protect workers from injury associated with equipment and machinery.

Paragraph (a)(2) of § 1926.703 requires employers to make available, at the jobsite, drawings or plans for: the jack layout, formwork (including shoring equipment), working decks, and scaffolds, as well as any revisions to these documents. Paragraph (a) of § 1926.705 requires employers engaged in lift-slab operations to have specific designs and plans detailing the lift-slab operation. Drawings, plans and/or designs are developed and kept available at the jobsite as a usual and customary business practice to be used by the various contractors during construction; therefore, OSHA assumes there are no burden hours or costs associated with preparing drawings, plans or designs and having them on the jobsite.

Section 1926.705(b) requires that jacks used for lifting operations be marked to indicate their rated capacity. Manufacturers of jacks rated the equipment as a usual and customary practice; therefore, OSHA assumes there are no burden hours or costs to

employers for these marking requirements.

#### **III. Special Issues for Comment**

OSHA has a particular interest in comments on the following issues:

- Whether the information collection requirements are necessary for the proper performance of the Agency's functions, including whether the information is useful;
- The accuracy of the Agency's estimate of the burden (time and costs) of the information collection requirements, including the validity of the methodology and assumptions used;
- The quality, utility, and clarity of the information collected; and
- Ways to minimize the burden on employers who must comply; for example, by using automated or other technological information collection and transmission techniques.

#### **IV. Proposed Actions**

OSHA is proposing to extend the information-collection requirements contained in the Standard on Concrete and Masonry Construction (28 CFR 1926, Subpart Q).

The Agency will summarize the comments submitted in response to this notice and will include this summary in the request to OMB to extend the approval of the information collection requirements contained in the Standard.

*Type of Review:* Extension of currently approved information-collection requirements.

*Title:* Concrete and Masonry Construction (29 CFR part 1926, Subpart Q).

*OMB Number:* 1218-0095.

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

*Number of Respondents:* 280,000.

*Frequency of Response:* On occasion.

*Total Responses:* 280,000.

*Average Time per Response:* Five minutes (.08 hours) to post or place warning signs, locks or tags.

*Estimated Total Burden Hours:* 22,400 hours.

*Estimated Cost (Operation and Maintenance):* \$0.

#### **V. Authority and Signature**

John L. Henshaw, Assistant Secretary of Labor for Occupational Safety and Health, directed the preparation of this notice. The authority for this notice is the Paperwork Reduction Act of 1995 (44 U.S.C. 3506), and Secretary of Labor's Order No. 5-2002 (67 FR 65008).

Signed at Washington, DC, on August 20, 2004.

**John L. Henshaw,**

*Assistant Secretary of Labor.*

[FR Doc. 04-19532 Filed 8-25-04; 8:45 am]

**BILLING CODE 4510-26-M**

## MEDICARE PAYMENT ADVISORY COMMISSION

### Commission Meeting

**AGENCY:** Medicare Payment Advisory Commission.

**ACTION:** Notice of meeting.

**SUMMARY:** The Commission will hold its next public meeting on Thursday, September 9, 2004, and Friday, September 10, 2004, at the Ronald Reagan Building, International Trade Center, 1300 Pennsylvania Avenue, NW., Washington, DC. The meeting is tentatively scheduled to begin at 10 a.m. on September 9, and at 9 a.m. on September 10.

Topics for discussion include initial findings on congressionally mandated studies including: specialty hospitals; certified registered nurse first assistants; physician practice expenses; risk adjustment and other issues related to the adjusted average per capita cost (AAPCC); and beneficiary cost sharing in private plans. Additional presentations will include analysis on post-acute care outcomes and state lessons from the Medicare prescription drug card program. The Commission will also discuss work plans for a study on skilled nursing facility quality measures and home health quality.

Agendas will be e-mailed approximately one week prior to the meeting. The final agenda will be available on the Commission's Web site ([www.MedPAC.gov](http://www.MedPAC.gov)).

**ADDRESSES:** MedPAC's address is: 601 New Jersey Avenue, NW., Suite 9000, Washington, DC 20001. The telephone number is (202) 220-3700.

**FOR FURTHER INFORMATION CONTACT:** Diane Ellison, Office Manager, (202) 220-3700.

**Mark E. Miller,**

*Executive Director.*

[FR Doc. 04-19528 Filed 8-25-04; 8:45 am]

**BILLING CODE 6820-BW-M**

## NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

### National Endowment for the Arts; Arts Advisory Panel

Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (Pub.

L. 92-463), as amended, notice is hereby given that a meeting of the Fellowships Advisory Panel, Literature section (Poetry Fellowships category) to the National Council on the Arts announced for September 21-23, 2004 in Room 716 at the Nancy Hanks Center, 1100 Pennsylvania Avenue, NW., Washington, DC, 20506, will be held as a meeting of the Arts Advisory Panel. All other information regarding this meeting remains unchanged.

Dated: August 19, 2004.

**Kathy Plowitz-Worden,**

*Panel Coordinator, Panel Operations, National Endowment for the Arts.*

[FR Doc. 04-19497 Filed 8-25-04; 8:45 am]

**BILLING CODE 7537-01-P**

## NUCLEAR REGULATORY COMMISSION

[Docket No. 50-313]

### Entergy Operations, Inc.; Notice of Withdrawal of Application for Amendment to Facility Operating License

The U.S. Nuclear Regulatory Commission (the Commission) has granted the request of Entergy Operations, Inc., (the licensee) to withdraw its April 2, 2003, application as supplemented by letters dated November 21 and December 31, 2003, for proposed amendment to Renewed Facility Operating License No. DPR-51 for the Arkansas Nuclear One, Unit No. 1, located in Pope County, Arkansas.

The proposed amendment would have revised the technical specifications pertaining to the fuel enrichment, the spent fuel pool (SFP) boron concentration and criticality analysis, the SFP regions (including the use of Metamic poison panels in a portion of the SFP) and loading restrictions, and the loading patterns in the new fuel storage racks.

The Commission had previously issued a Notice of Consideration of Issuance of Amendment published in the **Federal Register** on May 13, 2003 (68 FR 25651). However, by letter dated June 24, 2004, the licensee withdrew the proposed change.

For further details with respect to this action, see the application for amendment dated April 2, 2003, as supplemented by letters dated November 21 and December 31, 2003, and the licensee's letter dated June 24, 2004, which withdrew the application for license amendment. Documents may be examined, and/or copied for a fee, at the NRC's Public Document Room (PDR), located at One White Flint North,

Public File Area O1 F21, 11555 Rockville Pike (first floor), Rockville, Maryland. Publicly available records will be accessible electronically from the Agencywide Documents Access and Management Systems (ADAMS) Public Electronic Reading Room on the Internet at the NRC Web site, <http://www.nrc.gov/reading-rm/adams/html>. Persons who do not have access to ADAMS or who encounter problems in accessing the documents located in ADAMS, should contact the NRC PDR Reference staff by telephone at 1-800-397-4209, or 301-415-4737 or by email to [pdr@nrc.gov](mailto:pdr@nrc.gov).

Dated at Rockville, Maryland, this 19th day of August 2004.

For the Nuclear Regulatory Commission.

**Thomas W. Alexion,**

*Project Manager, Section 1, Project Directorate IV, Division of Licensing Project Management, Office of Nuclear Reactor Regulation.*

[FR Doc. 04-19506 Filed 8-25-04; 8:45 am]

**BILLING CODE 7590-01-P**

## NUCLEAR REGULATORY COMMISSION

### Advisory Committee on Reactor Safeguards; Meeting Notice

In accordance with the purposes of Sections 29 and 182b. of the Atomic Energy Act (42 U.S.C. 2039, 2232b), the Advisory Committee on Reactor Safeguards (ACRS) will hold a meeting on September 9-11, 2004, 11545 Rockville Pike, Rockville, Maryland. The date of this meeting was previously published in the **Federal Register** on Monday, November 21, 2003 (68 FR 65743).

### Thursday, September 9, 2004, Conference Room T-2B3, Two White Flint North, Rockville, Maryland

*8:30 a.m.-8:35 a.m.: Opening Remarks by the ACRS Chairman* (Open)—The ACRS Chairman will make opening remarks regarding the conduct of the meeting.

*8:35 a.m.-10:30 a.m.: Final Review of the License Renewal Application for the Dresden and Quad Cities Nuclear Plants* (Open)—The Committee will hear presentations by and hold discussions with representatives of the Exelon Generation Company, LLC and the NRC staff regarding the license renewal application for the Dresden Nuclear Power Station, Units 2 and 3 and Quad Cities Nuclear Power Station, Units 1 and 2, as well as the associated final Safety Evaluation Report prepared by the NRC staff.