

deportation that became final before June 13, 1995, may be eligible to apply for suspension of deportation pursuant to section 244 of the Immigration and Nationality Act, 8 U.S.C. 1254, if they: (1) Have been present in the United States for at least 7 years; (2) are persons of good moral character; (3) are persons whose deportation would impose an extreme hardship to themselves or to their spouse, parent, or child who is either a United States citizen or a lawful, permanent resident. The INS further advised that to apply for such relief, aliens with final orders must file a motion to reopen with the Immigration Court pursuant to 8 CFR 3.23 and 242.22 or the Board of Immigration Appeals (BIA) pursuant to 8 CFR 3.2 and 3.8.

The INS also announced certain transitional criteria for the processing of work authorization requests filed by Nicaraguans affected by the termination of the NRP and whose employment authorization no longer would be extended automatically. Specifically, the INS provided that it would treat the filing of a motion to reopen deportation proceedings accompanied by an application for suspension of deportation as a sufficient basis upon which such a person may apply for work authorization. In such cases, work authorization may be granted upon a finding that the alien has met the physical presence requirement for suspension of deportation.

In an effort to moderate any lingering disruptive effects that the termination of the NRP may cause, the transitional criteria for suspension-based work authorization applications filed by Nicaraguans subject to orders of deportation that became final before June 13, 1995, will be extended for one year, through June 12, 1997. This extension will afford Nicaraguans affected by the termination of the NRP who have yet to file a motion to reopen their deportation proceedings to apply for suspension of deportation as well as those who will not have met the seven-years physical presence requirement for suspension of deportation by June 12, 1996, the opportunity to benefit from these transitional criteria.

Dated: May 24, 1996.

Doris Meissner,

Commissioner, Immigration and Naturalization Service.

[FR Doc. 96-14031 Filed 6-4-96; 8:45 am]

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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 revision collection of the Application of the Employee Polygraph Protection Act (EPPA) of 1988.

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 August 8, 1996. 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.

ADDRESSES: Mr. Rich Elman, U.S. Department of Labor, 200 Constitution Ave., NW., Room S-3201, Washington,

DC 20201, telephone (202) 219-6375 (this is not a toll-free number), fax 202-219-6592.

SUPPLEMENTARY INFORMATION:

I. Background

EPPA prohibits most private employers (Federal, State and local governments are exempted from this Act) from using any lie detector tests either for preemployment screening or during the course of employment. The law contains certain limited exceptions which authorize polygraph tests under certain conditions, including (1) Testing of employees who are reasonably suspected of involvement in a workplace incident that results in economic loss or injury to the employer's business; (2) testing by the Federal government of experts, consultants, or employees of Federal contractors engaged in national security intelligence or counterintelligence functions; (3) testing of some prospective employees of private armored car, security alarm, and security guard firms; and (4) the testing of some current and prospective employees in firms authorized to manufacture, distribute or dispense controlled substances. Employers who violate any of the Act's provisions may be assessed civil monetary penalties up to \$10,000. This information collection is necessary to carry out this Act and require the keeping of records necessary or appropriate for administration of the Act. In addition to recordkeeping requirements which were previously cleared under OMB 1215-0170, this information collection contains a third party notification which was not previously subject to PRA.

II. Current Actions

The Department of Labor seeks the revision approval to collect this information in order to carry out its responsibility to ensure that individuals subjected to polygraph testing are afforded the rights and protections contained in EPPA. Failure to collect this information would make it extremely difficult for the Wage and Hour Division to enforce the provisions of the Act. Hours for third party notification not previously in the information collection are now included.

Type of Review: Revision.

Agency: Employment Standards Administration.

Title: Application of the Employee Polygraph Protection Act of 1988.

OMB Number: 1215-0170.

Affected Public: Individuals or households; Businesses or other for-profit; Not-for-profit institutions.

Total Respondents: 328,000.

Frequency: On occasion.

Total Responses: 328,000.

Average Time Per Response for Reporting: 1/2 hour.

Average Time For Recordkeeping Per Record: 1 to 5 minutes.

Estimated Total Burden Hours: 82,406.

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: May 31, 1996.

Cecily A. Rayburn,

Director, Division of Financial Management, Office of Management, Administration and Planning, Employment Standards Administration.

[FR Doc. 96-14091 Filed 6-4-96; 8:45 am]

BILLING CODE 4510-27-M

Mine Safety and Health Administration

Advisory Committee on the Elimination of Pneumoconiosis Among Coal Mine Workers; Meeting

AGENCY: Mine Safety and Health Administration, Labor.

ACTION: Notice of advisory committee meeting.

SUMMARY: This notice announces the date, time, place, and agenda summary for the fourth meeting of the Mine Safety and Health Administration's Advisory Committee on the Elimination of Pneumoconiosis Among Coal Mine Workers.

FOR FURTHER INFORMATION CONTACT:

Patricia W. Silvey, Director, Office of Standards, Regulations, and Variances, Mine Safety and Health Administration, 4015 Wilson Boulevard, room 631, Arlington, Virginia 22203; phone 703-235-1910.

SUPPLEMENTARY INFORMATION: A public meeting of the advisory committee will be held as follows:

(1) Date and Time

a. June 20, 1996, in Salt Lake City, Utah. The meeting will begin at 8:00 a.m. and end at 9:00 p.m.

b. June 21, 1996, in Salt Lake City, Utah. The meeting will begin at 8:00 a.m. and end at 3:30 p.m.

(2) Location

The meeting will be held on both days at the Ramada Inn Downtown (Beehive North & South Room), 230 West, 600 South, Salt Lake City, Utah 84101. Phone: 801-364-5200.

The Secretary of Labor established this advisory committee (60 FR 5947) to develop recommendations for improved standards or other appropriate actions addressing: permissible exposure limits to eliminate black lung disease and silicosis; the means to control respirable coal mine dust levels; improved monitoring of respirable coal dust levels and the role of the miner in that monitoring; and the adequacy of operator sampling programs to determine the actual levels of dust concentrations to which miners are exposed. The advisory committee is chartered through September 30, 1996 (60 FR 55284), but must complete its deliberations by August 19, 1996.

The agenda for the fourth meeting will include discussions on:

- (1) Ventilation plans.
- (2) Permissible exposure limits.
- (3) The application of the Respirable Dust Program to surface mines and surface miners.
- (4) Medical surveillance, including the use of medical records.
- (5) Role of miners.

A presentation will be made regarding the University of Utah's study on air-stream helmets.

The public is invited to attend. The chairperson will provide one hour during the afternoon of the meeting on June 20, 1996, to allow interested persons to make comments. Official records of the meeting will be available for public inspection at the above MSHA address.

Dated: May 31, 1996.

J. Davitt McAteer,

Assistant Secretary for Mine Safety and Health.

[FR Doc. 96-14108 Filed 5-31-96; 3:53 pm]

BILLING CODE 4510-43-P

Occupational Safety and Health Administration

National Advisory Committee on Occupational Safety and Health; Full Committee Meeting

Notice is hereby given that the National Advisory Committee on Occupational Safety and Health (NACOSH), established under section 7(a) of the Occupational Safety and Health Act of 1970 (29 U.S.C. 656) to advise the Secretary of Labor and the

Secretary of Health and Human Services on matters relating to the administration of the Act, will meet on June 26, 1996, in Room N4437 B-D of the Department of Labor Building located at 200 Constitution Avenue NW, Washington, DC. The meeting is open to the public and will begin at 9 a.m. lasting until approximately 4 p.m.

Agenda items for the morning will include a brief overview of current activities in the Occupational Safety and Health Administration (OSHA) and the National Institute of Occupational Safety and Health (NIOSH), as well as an extensive planning session to determine issues and topics for future committee action. The afternoon will be devoted to a discussion of current "partnership initiatives" and how they fit into the overall mix of OSHA interventions.

Written data, views or comments for consideration by the committee may be submitted, preferably with 20 copies, to Joanne Goodell at the address provided below. Any such submissions received prior to the meeting will be provided to the members of the Committee and will be included in the record of the meeting. Anyone wishing to make an oral presentation should notify Ms. Goodell before the meeting. The request should state the amount of time desired, the capacity in which the person will appear and a brief outline of the content of the presentation. Persons who request the opportunity to address the Advisory Committee may be allowed to speak to the extent time permits, at the discretion of the Chair of the Advisory Committee. Individuals with disabilities who need special accommodations should contact Tom Hall one week before the meeting at the address indicated below.

An official record of the meeting will be available for public inspection in the OSHA Technical Data Center (TDC) located in Room N2625 of the Department of Labor Building (202-219-7500).

For additional information contact: Joanne Goodell, Directorate of Policy, Occupational Safety and Health Administration, Room N-3641, 200 Constitution Avenue NW, Washington, DC 20210, telephone (202) 219-8021, ext. 107.

Signed at Washington, DC this 30th day of May, 1996.

Joseph A. Dear,

Assistant Secretary of Labor.

[FR Doc. 96-14089 Filed 6-4-96; 8:45 am]

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