



BILLING CODE: 4510-26-P

DEPARTMENT OF LABOR

Occupational Safety and Health Administration

[Docket No. OSHA-2009-0025]

UL LLC: Application for Expansion of Recognition

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

ACTION: Notice.

SUMMARY: In this notice, OSHA announces the application of UL LLC, for expansion of the scope of recognition as a Nationally Recognized Testing Laboratory (NRTL) and presents the agency's preliminary finding to grant the application.

DATES: Submit comments, information, and documents in response to this notice, or requests for an extension of time to make a submission, on or before [INSERT DATE 15 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER].

ADDRESSES: Comments may be submitted as follows:

Electronically: You may submit comments, including attachments, electronically at: <http://www.regulations.gov>, the Federal eRulemaking Portal. Follow the online instructions for submitting comments.

Instructions: All submissions must include the agency's name and the docket number for this rulemaking (Docket No. OSHA-2009-0025). All comments, including any personal information you provide, are placed in the public docket without change and may be made available online at <https://www.regulations.gov>. Therefore, OSHA cautions commenters about submitting information they do not want made available to the public, or submitting materials that contain personal information (either about themselves or others), such as Social Security numbers and birthdates.

Docket: To read or download comments or other material in the docket, go to <http://www.regulations.gov>. Documents in the docket (including this *Federal Register* notice) are listed in the <http://www.regulations.gov> index; however, some information (e.g., copyrighted material) is not publicly available to read or download through the website. All submissions, including copyrighted material, are available for inspection through the OSHA Docket Office. Contact the OSHA Docket Office at (202) 693-2350 (TTY (877) 889-5627) for assistance in locating docket submissions.

Extension of comment period: Submit requests for an extension of the comment period on or before [INSERT DATE 15 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER] to the Office of Technical Programs and Coordination Activities, Directorate of Technical Support and Emergency Management, Occupational Safety and Health Administration, U.S. Department of Labor, 200 Constitution Avenue, NW, Room N-3653, Washington, DC 20210.

FOR FURTHER INFORMATION CONTACT: Information regarding this notice is available from the following sources:

Press inquiries: Contact Mr. Frank Meilinger, Director, OSHA Office of Communications, U.S. Department of Labor, telephone: (202) 693-1999; email: meilinger.francis2@dol.gov.

General and technical information: Contact Mr. Kevin Robinson, Director, Office of Technical Programs and Coordination Activities, Directorate of Technical Support and Emergency Management, Occupational Safety and Health Administration, U.S. Department of Labor, phone: (202) 693-2300 or email: robinson.kevin@dol.gov.

SUPPLEMENTARY INFORMATION:

I. Notice of the Application for Expansion

OSHA is providing notice that UL LLC (UL), is applying for an expansion of current recognition as a NRTL. UL requests the addition of 42 test sites to its NRTL scope of recognition.

OSHA recognition of a NRTL signifies that the organization meets the requirements specified in 29 CFR 1910.7. Recognition is an acknowledgment that the organization can perform independent safety testing and certification of the specific products covered within the scope of recognition. Each NRTL's scope of recognition includes (1) the type of products the NRTL may test, with each type specified by the applicable test standard and (2) the recognized site(s) that has/have the technical capability to perform the product-testing and product-certification activities for test standards within the NRTL's scope. Recognition is not a delegation or grant of government authority; however, recognition enables employers to use products approved by the NRTL to meet OSHA standards that require product testing and certification.

The agency processes applications by a NRTL for initial recognition, as well as for an expansion or renewal of 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 the preliminary finding. In the second notice, the agency provides the final decision on the application. These notices set forth the NRTL's scope of recognition or modifications of that scope. OSHA maintains an informational webpage for each NRTL, including UL, which details that NRTL's scope of recognition. These pages are available from the OSHA website at <http://www.osha.gov/dts/otpca/nrtl/index.html>.

UL currently has 13 facilities (sites) recognized by OSHA for product testing and certification, with the headquarters located at: UL LLC, 333 Pfingsten Road, Northbrook,

Illinois 60062. A complete list of UL's scope of recognition is available at <https://www.osha.gov/nationally-recognized-testing-laboratory-program/ul>.

II. General Background on the Application

UL submitted an application, dated January 20, 2021 (OSHA-2009-0025-0050), requesting the conversion of 42 existing Satellite Notification Acceptance Program (SNAP) sites to recognized sites under the NRTL Policy for Transitioning to Satellite Notification and Acceptance Program Termination (SNAP Transition Policy) published in the *Federal Register* on November 24, 2020 (85 FR 75042), as amended by a June 22, 2022 Memorandum from James S. Frederick, Deputy Assistant Secretary for Occupational Safety and Health, to Regional Administrators and Executive Staff, titled "Second Revision to the Nationally Recognized Testing Laboratory (NRTL) Policy for Transitioning to Satellite Notification and Acceptance Program (SNAP) Termination."

Table 1 below, lists the 42 sites that UL's application requested for inclusion in the NRTL's expanded scope of recognition:

Table 1**List of Test Sites to be Included in UL's****NRTL Scope of Recognition**

UL Site Name	Address	Country
Auckland	54 Tarndale Grove, 106 Bush Road Unit 1 Block 1, Albany Auckland, New Zealand 0632	New Zealand
Bangalore	3 rd Floor, Block 1, No. 24, Kalyani Platina, EPIP Zone, Phase II Bangalore, Karnataka 560066 India	India
Barcelona	C/Caravel-la la Nina 12, 3 Planta 08017 Barcelona, Spain 08017	Spain
Milan	Via Europa 5/7/9 & 28, Cabiato-CO Milan, Italy 22060	Italy
Changzhou	No. 21 Longmen Road, National High-Tech Industrial Development District, Wujin Changzhou, Jiangsu China 213614	China
Plano	801 Klein Road, Suite 200 Plano, Texas 75074	United States
Dubai	Premises 222-224, 2 nd Floor, DSP Laboratory Complex, Dubai Science Park, Al Barsha Dubai, 345831 United Arab Emirates	United Arab Emirates
Edmonton	1040 Parsons Road SW, Edmonton, Alberta Canada T6X 0J4	Canada
Fremont	47173 Benicia Street Fremont, California 94538	United States
Holland	3480 Windquest Drive Holland, Michigan 49424	United States

Gurugram	A-12 Section 34, Infocity-1 Gurugram, Haryana India 122001	India
Istanbul	Gursel Mah. Yesiltepe Sok No. 34, ERG Is Merkezi 80260 Kat 3&6 Istanbul, Turkey 34400	Turkey
Singapore	20 Kian Teck Lane Singapore 627 854	Singapore
Basingstoke	Units 1-4, Horizons, Wade Road Kingsland Business Park Basingstoke, Hampshire, United Kingdom RG24 8AH	United Kingdom
Brea	1075 West Lambert Road Suite B Brea, California 92821	United States
Subang Jaya	Suite 9.01, Level 9, Menara Summit, Persiaran Kewajipan USJ 1, UEP Subang Jaya, Selangor, Malaysia	Malaysia
Mexico City	Blas Pascal 205 Piso 3 Polanco I Seccion, Mexico City, Mexico 11510	Mexico
Mounds View	2222 Woodale Drive Mounds View, Minnesota 55112	United States
Montreal	6505 Trans-Canada Highway Suite 330 St. Laurent, Quebec, Canada H4T1S3	Canada
Mumbai	Patina Block no 102, 1 st Floor, C-59, G-Block Mumbai, India 400 051	India
Munich	Hopfenstrasse 6 Munich, Germany 80335	Germany
Guangzhou	1-3F, Building 2 (R&D Building A1), No. 25 South Huanshi Avenue, Nansha District Guangzhou,	China

	Guangdong Sheng China 511458	
Guangzhou	Block B, Electronic Building, No. 8, Nanyun Er Road, Hangpu District Guangzhou, China 510670	China
Warsaw	Rownolegla 4 Warsaw, Poland 02-235	Poland
Queretaro	Module K1 Unit 6 & 7, Kaizen Industrial Park, State Road 100, KM 8+820, Colonia Galeras Colon Municipality, Queretaro 76295 Mexico	Mexico
Rosenheim	Am Oberfeld 19 Rosenheim, Germany 83026	Germany
Saint Aubin	Espace Technologique De Saint-Aubins, Baitmont Explorer, Route de L'Orme des Mersies Saint Aubin, France 91190	France
Sao Paulo	Av. Engenheiro Luis Carlos Berrini, 105 23th Floor, Brooklin Sao Paulo, Brazil 0451-010	Brazil
Shanghai	29 F, Wheelock Square, No. 1717 West Nanjing Road Shanghai, China 200040	China
Suzhou	No. 2, Chengwan Road, Suzhou Industrial Park Suzhou, Jiangsu China 215122	China
Taoyuan	No. 2 Wenming 1 st Street, Guishan District Taoyuan, Taiwan 333	Taiwan
Samutprakarn	888 Moo 5, Srinakarin Road, Tambol Samrong Nua Amphur Muang Samutprakarn, 10270	Thailand
Tokyo	6F, Marunouchi Trust Tower 1-8-3 Marunouchi, Chiyoda-ku Tokyo, Japan 100-0005	Japan

Krefeld-Uerdingen	Rheinufestr. 7 – 9 Building R33 Krefeld-Uerdingen, Germany 47829	Germany
Bayrakli – Izmir	Adlet Mah. Sehit Polis Fethi Sekin Cad. Ventus Tower No:6 Ic Kapi No: 241 Bayrakli-Izmir Turkey 35530	Turkey
Beijing	11/F, Tower W3, Oriental Plaza, No. 1, East Chang’an Avenue, Dongcheng District Beijing, China 100738	China
Richmond	#130-137775 Commerce Parkway Richmond, British Columbia V6V2V4 Canada	Canada
Vancouver	14301 SE 1 st Street, Suite 140 Vancouver, Washington 98684	United States
Warrington	220 Cygnet Court, Centre Park Warrington, Chesire WA1 1PP United Kingdom	United Kingdom
Kwai Chung N.T.	19F, Watson Centre, 16-22 Kung Yip Street Kwai Chung N.T. Hong Kong	Hong Kong
Xiamen	17/F, The Bank Centre, No. 189 Xxiahe Road Xiamen, China 361004	China
Zhongshan	Block C, C101-102 & C202 -202, No.8 Jinsan Avenue East, Sanjiao Town, Zhongshan China 528445	China

OSHA has preliminarily determined that it is appropriate to review this application under the SNAP Transition Policy. UL’s application was timely submitted under that policy, and OSHA preliminarily finds that the SNAP sites in UL’s application met all other preconditions of eligibility for conversion to recognized sites under the policy (See SNAP Transition Policy, part III 1.a-g, 85 FR at 75047). OSHA also preliminarily decided that it was not necessary to conduct on-site reviews in connection

with UL's expansion application, based on historical assessment records and supporting documentation submitted by UL. Moreover, OSHA staff performed assessments of several UL facilities included in the SNAP conversion application from June 2020 to November 2022, and, while assessors found some nonconformances with the requirements of 29 CFR 1910.7, UL addressed these issues sufficiently. OSHA staff has preliminarily determined that OSHA should grant the application and grant recognition to the 42 sites requested in the application.

III. Preliminary Finding on the Application

UL submitted an acceptable application for expansion of its scope of recognition. OSHA's review of the application file and pertinent documentation indicates that UL can meet the requirements prescribed by 29 CFR 1910.7 for expanding its recognition to include the addition of the 42 additional test sites for NRTL testing and certification. This preliminary finding does not constitute an interim or temporary approval of UL's application.

OSHA seeks public comment on this preliminary determination.

IV. Public Participation

OSHA welcomes public comment as to whether UL meets the requirements of 29 CFR 1910.7 for expansion of recognition as a NRTL. Comments should consist of pertinent written documents and exhibits.

Commenters needing more time to comment must submit a request in writing, stating the reasons for the request by the due date for comments. OSHA will limit any extension to 10 days unless the requester justifies a longer time period. OSHA may deny a request for an extension if it is not adequately justified.

To review copies of the exhibit identified in this notice, as well as comments submitted to the docket, contact the Docket Office, Occupational Safety and Health Administration, U.S. Department of Labor. These materials also are generally available

online at <https://www.regulations.gov> under Docket No. OSHA-2009-0025 (for further information, see the “*Docket*” heading in the section of this notice titled **ADDRESSES**).

OSHA staff will review all comments to the docket submitted in a timely manner. After addressing the issues raised by these comments, staff will make a recommendation to the Assistant Secretary of Labor for Occupational Safety and Health on whether to grant UL’s application for expansion of the scope of recognition. The Assistant Secretary will make the final decision on granting the application. In making this decision, the Assistant Secretary may undertake other proceedings prescribed in Appendix A to 29 CFR 1910.7.

OSHA will publish a public notice of the final decision in the *Federal Register*.

IV. Authority and Signature

James S. Frederick, Deputy Assistant Secretary of Labor for Occupational Safety and Health, 200 Constitution Avenue, NW, Washington, DC 20210, authorized the preparation of this notice. Accordingly, the agency is issuing this notice pursuant to 29 U.S.C. 657(g)(2), Secretary of Labor’s Order No. 8-2020 (85 FR 58393; Sept. 18, 2020), and 29 CFR 1910.7.

Signed at Washington, DC, on August 9, 2023.

James S. Frederick,

Deputy Assistant Secretary of Labor for Occupational Safety and Health.

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