



DEPARTMENT OF LABOR

Employment and Training Administration

Agency Information Collection Activities; Comment Request; Nonmonetary

Determination Activity Report

ACTION: Notice.

SUMMARY: The Department of Labor’s (DOL) Employment and Training Administration (ETA) is soliciting comments concerning proposed revisions and extension for the authority to conduct the information collection request (ICR) titled, “Nonmonetary Determination Activities Report.” This comment request is part of continuing Departmental efforts to reduce paperwork and respondent burden in accordance with the Paperwork Reduction Act of 1995 (PRA).

DATES: Consideration will be given to all written comments received by [INSERT DATE 60 DAYS AFTER THE DATE OF PUBLICATION IN THE FEDERAL REGISTER].

ADDRESSES: A copy of this ICR with applicable supporting documentation, including a description of the likely respondents, proposed frequency of response, and estimated total burden, may be obtained free by contacting Kristen Santos by telephone at 617-788-0148 (this is not a toll-free number). For persons with a hearing or speech disability who need assistance to use the telephone system, please dial 711 to access telecommunications relay services.

Submit written comments about, or requests for a copy of, this ICR by mail or courier to the U.S. Department of Labor, Employment and Training Administration, Room S-4524, 200 Constitution Avenue, N.W., Washington, D.C. 20210; by email: OUI-PRA@dol.gov; or by fax: 202-693-3975.

FOR FURTHER INFORMATION CONTACT: Eric Congious by telephone at 202-693-0763 (this is not a toll-free number) or by email at OUI-PRA@dol.gov.

SUPPLEMENTARY INFORMATION: DOL, as part of continuing efforts to reduce paperwork and respondent burden, conducts a pre-clearance consultation program to provide the general public and Federal agencies an opportunity to comment on proposed and/or continuing collections of information before submitting them to the Office of Management and Budget (OMB) for final approval. This program helps to ensure 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 can be properly assessed.

The Secretary of Labor, under the Social Security Act, title III, section 302 (42 U.S.C. 502), funds the necessary cost of proper and efficient administration of each state Unemployment Insurance (UI) law. The ETA 207, Nonmonetary Determination Activities Report, contains State data on the number and types of adjudicated issues concerning UI benefits eligibility determined by the states. It also has data on the number of disqualifications that are issued for reasons associated with a claimant's separation from employment and reasons related to a claimant's continuing eligibility for benefits.

These data are used by ETA's Office of Unemployment Insurance (OUI) to determine workload counts for the allocation of administrative funds, to analyze the ratio of disqualifications to determinations, and to examine and evaluate the program effect of nonmonetary activities.

DOL is proposing revisions to the ETA 207 Report and considers these proposed revisions to be "provisions...necessary to assure the correctness and verification" of the reports submitted by states. These proposed changes include creating new definitions (e.g., alien benefit year availability, work search), delineating issues previously grouped together (e.g., able and available, actively seeking work), delineating issues previously

reported in the “Other” category (e.g., reasonable assurance, alien able and available, unemployment status, seasonal work, removal of all or part of a disqualification, etc.), and expanding terms and definitions to promote accuracy of and visibility into state adjudication reporting activities. Requiring states to report these issues in separate categories should have minimal additional impact as the information is already maintained and reported by the states per prior ICRs for the ETA 207 report.

The revised 207 report also proposes the collection of demographic information on each determination issued, which includes the claimant’s race or ethnicity, sex and/or gender, and level of educational attainment, following the definitions established in ETA 203 Report titled “Distributions of Characteristics of the Insured Unemployed” under OMB control number 1205-0009.

Section 303(a)(6) of the Social Security Act specifies that for State UI programs to be certified to receive administrative funding, the State’s law must include provisions for “making of such reports...as the Secretary of Labor may from time to time require, and compliance with such provisions as the Secretary may from time to time find necessary to assure the correctness and verification of such reports.” 42 U.S.C. 503(a)(6) of the Social Security Act authorizes this information collection.

This information collection is subject to the PRA. A Federal agency generally cannot conduct or sponsor a collection of information, and the public is generally not required to respond to an information collection, unless it is approved by OMB under the PRA and displays a currently valid OMB Control Number. In addition, notwithstanding any other provisions of law, no person shall generally be subject to penalty for failing to comply with a collection of information that does not display a valid OMB Control. *See* 5 CFR 1320.5(a) and 1320.6.

Interested parties are encouraged to provide comments to the contact shown in the ADDRESSES section. Comments must be written to receive consideration, and they will

be summarized and included in the request for OMB approval of the final ICR. In order to help ensure appropriate consideration, comments should mention OMB 1205-0150.

Submitted comments will also be a matter of public record for this ICR and posted on the Internet, without redaction. DOL encourages commenters not to include personally identifiable information, confidential business data, or other sensitive statements/information in any comments.

DOL 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 submission of responses).

Agency: DOL- ETA.

Type of Review: Revision.

Title of Collection: Nonmonetary Determination Activities Report.

Forms: ETA 207, Regular and Extended Benefits reports.

OMB Control Number: 1205-0150.

Affected Public: State Workforce Agencies.

Estimated Number of Respondents: 53.

Frequency: Quarterly.

Total Estimated Annual Responses: 424.

Estimated Average Time per Response: 4 hours per response.

Estimated Total Annual Burden Hours: 1696.

Total Estimated Annual Other Cost Burden: \$0.

Authority: 44 U.S.C. 3506(c)(2)(A).

José Javier Rodríguez,

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