

regulations and to publish annually a list of labor surplus areas. Pursuant to those regulations, ETA is hereby publishing the annual list of labor surplus areas.

In addition, the regulations provide exceptional circumstance criteria for classifying labor surplus areas when catastrophic events, such as natural disasters, plant closings, and contract cancellations are expected to have a long-term impact on labor market area conditions, discounting temporary or seasonal factors.

#### Eligible Labor Surplus Areas

A Labor Surplus Area (LSA) is a civil jurisdiction that has a civilian average annual unemployment rate during the previous two calendar years of 20 percent or more above the average annual civilian unemployment rate for all states during the same 24-month reference period. Only official unemployment estimates provided to ETA by the Bureau of Labor Statistics are used in making these classifications. The average unemployment rate for all states includes data for the Commonwealth of Puerto Rico. The basic LSA classification criteria include a "floor unemployment rate." A civil jurisdiction must have an unemployment rate of 6.0% or higher to be classified a LSA and a "ceiling unemployment rate" (10.0%). Any civil jurisdiction that has an unemployment rate of 10% or higher is classified a LSA.

Civil jurisdictions are defined as follows:

(a) A city of at least 25,000 population on the basis of the most recently available estimates from the Bureau of the Census; or

(b) A town or township in the States of Michigan, New Jersey, New York, or Pennsylvania of 25,000 or more population and which possess powers and functions similar to those of cities; or

(c) A county, except those counties which contain any type of civil jurisdictions defined in A or B above and a county in the States of Connecticut, Massachusetts, and Rhode Island; or

(d) A "balance of county" consisting of a county less any component cities and townships identified in paragraphs A or B above; or

(e) A county equivalent which is a town in the States of Connecticut, Massachusetts, and Rhode Island, or a municipio in the Commonwealth of Puerto Rico.

#### Procedures for Classifying Labor Surplus Areas

The Department of Labor (DOL) issues the labor surplus area list on a fiscal year basis. The list becomes effective each October 1 and remains in effect through the following September 30. The reference period used in preparing the current list was January 2010 through December 2011. The national average unemployment rate (including Puerto Rico) during this period was rounded to 9.4 percent. Twenty percent higher than the national unemployment rate is 11.2 percent. Since the ceiling unemployment rate is 10.0 percent, the qualifying rate for LSA classification is 10.0 percent. Therefore, areas included on the FY 2013 labor surplus area list had an average unemployment rate of 10.0 percent or above during the reference period. When a city (that is a civil jurisdiction) is part of a county and meets the unemployment qualifier as a labor surplus area, then the balance of county, not the county, will be used if the balance of county also meets the unemployment criteria of a labor surplus area. The FY 2013 labor surplus area list and the list of labor surplus areas in Puerto Rico can be accessed, once the 2013 LSA list is published, at ETA's LSA Web site <http://www.doleta.gov/programs/lisa.cfm>.

#### Petition for Exceptional Circumstance Consideration

The classification procedures also provide for the designation of labor surplus areas under exceptional circumstance criteria. These procedures permit the regular classification criteria to be waived when an area experiences a significant increase in unemployment which is not temporary or seasonal and which was not reflected in the data for the 2-year reference period. Under the program's exceptional circumstance procedures, labor surplus area classifications can be made for civil jurisdictions, Metropolitan Statistical Areas or Combined Statistical Areas, as defined by the Office of Management and Budget. In order for an area to be classified as a labor surplus area under the exceptional circumstance criteria, the state workforce agency must submit a petition requesting such classification to the Department of Labor's ETA. The current criteria for an exceptional circumstance classification are: An area's unemployment rate is at least 10.0 percent for each of the three most recent months; a projected unemployment rate of at least 10.0 percent for each of the next 12 months; and documentation that the exceptional circumstance event has already occurred. The state workforce

agency may file petitions on behalf of civil jurisdictions, as well as Metropolitan Statistical Areas or Micropolitan Statistical Areas. The addresses of state workforce agencies are available on the ETA Web site at: <http://www.doleta.gov/programs/lisa.cfm>. State Workforce Agencies may submit petitions in electronic format to [wright.samuel.e@dol.gov](mailto:wright.samuel.e@dol.gov), or in hard copy to the U.S. Department of Labor, Employment and Training Administration, Office of Workforce Investment, 200 Constitution Avenue NW, Room S-4231, Washington, DC 20210 Attention Samuel Wright. Data collection for the petition is approved under OMB 1205-0207, expiration date March 31, 2013.

Signed at Washington, DC, this 21st day of September, 2012.

**Jane Oates,**

*Assistant Secretary for Employment and Training Administration.*

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**BILLING CODE 4510-FT-P**

#### DEPARTMENT OF LABOR

##### Employment and Training Administration

##### Workforce Investment Act; Native American Employment and Training Council Meeting

**AGENCY:** Employment and Training Administration, U.S. Department of Labor.

**ACTION:** Notice of meeting.

**SUMMARY:** Pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (FACA) (Pub. L. 92-463), as amended, and Section 166(h)(4) of the Workforce Investment Act (WIA) [29 U.S.C. 2911(h)(4)], notice is hereby given of the next meeting of the Native American Employment and Training Council (Council), as constituted under WIA.

**DATES:** The meeting will begin at 9:00 a.m. (Eastern Time) on Tuesday, October 16, 2012, and continue until 3:00 p.m. that day. The meeting will reconvene at 9:00 a.m. on Wednesday, October 17, 2012, and adjourn at 4:30 p.m. that day. The period from 2:00 p.m. to 4:00 p.m. on October 17, 2012, will be reserved for participation and presentations by members of the public. The meeting will reconvene at 9:00 a.m. on Thursday, October 18, 2012, and adjourn at 12:00 p.m. that day.

**ADDRESSES:** On October 16-17, 2012 the meeting will be held at the U.S. Bureau of Labor Statistics, Postal Square Building, 2 Massachusetts Avenue, Northeast, Washington, DC 20212. On

October 18, 2012 the meeting will be held at the U.S. Department of Labor, Francis Perkins Building, 200 Constitution Avenue, Northwest, Room S-2322, Washington, DC 20210.

**SUPPLEMENTARY INFORMATION:** The meeting is open to the public. Members of the public not present may submit a written statement on or before October 12, 2012, to be included in the record of the meeting. Submit written statements to Mrs. Evangeline M. Campbell, Designated Federal Official (DFO), U.S. Department of Labor, 200 Constitution Avenue, Northwest, Room S-4209, Washington, DC 20210. Persons who need special accommodations should contact Mr. Craig Lewis at (202) 693-3384, at least two business days before the meeting. The formal agenda will focus on the following topics: (1) Program Year 2012 Strategic Planning, (2) U.S. Department of Labor (DOL), Employment and Training Administration Update; (3) DOL, Office of Public Engagement—Tribal Consultation Policy (TCP) Update; (4) DOL, Division of Indian and Native American Program Update; (5) Training and Technical Assistance; and (6) Council Update and Recommendations.

**FOR FURTHER INFORMATION CONTACT:** Mrs. Evangeline M. Campbell, DFO, Division of Indian and Native American Programs, Employment and Training Administration, U.S. Department of Labor, Room S-4209, 200 Constitution Avenue, Northwest, Washington, DC 20210. Telephone number (202) 693-3737 (VOICE) (this is not a toll-free number).

Signed in Washington, DC, this 20th day of September, 2012.

**Jane Oates,**

*Assistant Secretary, Employment and Training Administration.*

[FR Doc. 2012-23952 Filed 9-28-12; 8:45 am]

**BILLING CODE 4510-FR-P**

## DEPARTMENT OF LABOR

### Bureau of Labor Statistics

#### Data Users Advisory Committee; Notice of Meeting and Agenda

The Bureau of Labor Statistics Data Users Advisory Committee will meet on Thursday November 8, 2012. The meeting will be held in the Postal Square Building, 2 Massachusetts Avenue NE., Washington, DC.

The Committee provides advice to the Bureau of Labor Statistics from the points of view of data users from various sectors of the U.S. economy, including the labor, business, research, academic, and government

communities, on technical matters related to the collection, analysis, dissemination, and use of the Bureau's statistics, on its published reports, and on the broader aspects of its overall mission and function.

The meeting will be held in Meeting Rooms 1, 2, and 3 of the Postal Square Building Conference Center. The schedule and agenda for the meeting are as follows:

- 8:30 a.m.—Registration
- 8:45 a.m.—Introductions, welcome, and brief review of agency developments
- 9:15 a.m.—Misunderstood statistics: Helping Users understand the limitations of BLS data
- 10:30 a.m.—Errors and errata—How best to present to the public
- 1:00 p.m.—Documenting BLS methodology—How best to present to the public
- 2 p.m.—Disclosure limitation—is noise better than nothing?
- 3:15 p.m.—Previewing Data Finder: a new LABSTAT data query tool
- 4:15 p.m.—Meeting wrap-up

The meeting is open to the public. Any questions concerning the meeting should be directed to Kathy Mele, Data Users Advisory Committee, on 202.691.6102. Individuals who require special accommodations should contact Ms. Mele at least two days prior to the meeting date.

Signed at Washington, DC, this 26th day of September, 2012.

**Kimberley D. Hill,**

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

[FR Doc. 2012-24083 Filed 9-28-12; 8:45 am]

**BILLING CODE P**

## NATIONAL ARCHIVES AND RECORDS ADMINISTRATION

### Records Schedules; Availability and Request for Comments

**AGENCY:** National Archives and Records Administration (NARA).

**ACTION:** Notice of availability of proposed records schedules; request for comments.

**SUMMARY:** The National Archives and Records Administration (NARA) publishes notice at least once monthly of certain Federal agency requests for records disposition authority (records schedules). Once approved by NARA, records schedules provide mandatory instructions on what happens to records when no longer needed for current Government business. They authorize the preservation of records of

continuing value in the National Archives of the United States and the destruction, after a specified period, of records lacking administrative, legal, research, or other value. Notice is published for records schedules in which agencies propose to destroy records not previously authorized for disposal or reduce the retention period of records already authorized for disposal. NARA invites public comments on such records schedules, as required by 44 U.S.C. 3303a(a).

**DATES:** Requests for copies must be received in writing on or before October 31, 2012. Once the appraisal of the records is completed, NARA will send a copy of the schedule. NARA staff usually prepare appraisal memorandums that contain additional information concerning the records covered by a proposed schedule. These, too, may be requested and will be provided once the appraisal is completed. Requesters will be given 30 days to submit comments.

**ADDRESSES:** You may request a copy of any records schedule identified in this notice by contacting Records Management Services (ACNR) using one of the following means:

Mail: NARA (ACNR), 8601 Adelphi Road, College Park, MD 20740-6001.

Email: [request.schedule@nara.gov](mailto:request.schedule@nara.gov).

FAX: 301-837-3698.

Requesters must cite the control number, which appears in parentheses after the name of the agency which submitted the schedule, and must provide a mailing address. Those who desire appraisal reports should so indicate in their request.

**FOR FURTHER INFORMATION CONTACT:** Margaret Hawkins, Director, Records Management Services (ACNR), National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001. Telephone: 301-837-1799. Email: [request.schedule@nara.gov](mailto:request.schedule@nara.gov).

**SUPPLEMENTARY INFORMATION:** Each year Federal agencies create billions of records on paper, film, magnetic tape, and other media. To control this accumulation, agency records managers prepare schedules proposing retention periods for records and submit these schedules for NARA's approval, using the Standard Form (SF) 115, Request for Records Disposition Authority. These schedules provide for the timely transfer into the National Archives of historically valuable records and authorize the disposal of all other records after the agency no longer needs them to conduct its business. Some schedules are comprehensive and cover all the records of an agency or one of its major subdivisions. Most schedules,