

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 Control Number. See 5 CFR 1320.5(a) and 1320.6.

Interested parties are encouraged to provide comments to the contact shown in the **ADDRESSES** section. Written comments will receive consideration, and be summarized and included in the request for OMB approval of the final ICR. In order to help ensure appropriate consideration, comments should mention 1240-0038.

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

## II. Desired Focus of Comments

OWCP is soliciting comments concerning the proposed information collection related to the Miner's Claim for Benefits Under the Black Lung Benefit's Act and Employment History. OWCP is particularly interested in comments that:

- Evaluate whether the collection of information is necessary for the proper performance of the functions of the Agency, including whether the information has practical utility;
- Evaluate the accuracy of OWCP's estimate of the burden related to the information collection, including the validity of the methodology and assumptions used in the estimate;
- Suggest methods to enhance the quality, utility, and clarity of the information to be collected; and
- Minimize the burden of the information collection 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.

Documents related to this information collection request are available at <https://regulations.gov> and at DOL-OWCP located at 200 Constitution Avenue NW, Room S3524, Washington, DC 20210. Questions about the information collection requirements may be directed to the person listed in the **FOR FURTHER INFORMATION** section of this notice.

## III. Current Actions

This information collection request concerns Miner's Claim for Benefits Under the Black Lung Benefit's Act and Employment History. OWCP has updated the data with respect to the number of respondents, responses, burden hours, and burden costs supporting this information collection request from the previous information collection request.

*Type of Review:* Extension without Change of a Currently Approved Collection.

*Agency:* Office of Workers' Compensation Programs.

*OMB Number:* 1240-0038.

*Affected Public:* Individuals or households.

*Number of Respondents:* 5,400.

*Number of Responses:* 10,800.

*Annual Burden Hours:* 9,450 hours.

*Annual Respondent or Recordkeeper Cost:* \$3,137.

*OWCP Forms:* Miner's Claim for Benefits under the Black Lung Benefits Act CM-911 and Employment History CM-911a.

Comments submitted in response to this notice will be summarized in the request for Office of Management and Budget approval of the proposed information collection request; they will become a matter of public record and will be available at <https://www.reginfo.gov>.

**Anjanette Suggs,**

*Agency Clearance Officer.*

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**BILLING CODE 4510-CR-P**

## DEPARTMENT OF LABOR

### Agency Information Collection Activities; Submission for OMB Review; Comment Request; Death Gratuity

**ACTION:** Notice of availability; request for comments.

**SUMMARY:** The Department of Labor (DOL) is submitting this Office of Workers' Compensation Programs (OWCP)-sponsored information collection request (ICR) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (PRA). Public comments on the ICR are invited.

**DATES:** The OMB will consider all written comments that the agency receives on or before May 18, 2026.

**ADDRESSES:** Written comments and recommendations for the proposed information collection should be sent

within 30 days of publication of this notice to [www.reginfo.gov/public/do/PRAMain](http://www.reginfo.gov/public/do/PRAMain). Find this particular information collection by selecting "Currently under 30-day Review—Open for Public Comments" or by using the search function.

*Comments are invited on:* (1) whether the collection of information is necessary for the proper performance of the functions of the Department, including whether the information will have practical utility; (2) the accuracy of the agency's estimates of the burden and cost of the collection of information, including the validity of the methodology and assumptions used; (3) ways to enhance the quality, utility and clarity of the information collection; and (4) ways to minimize the burden of the collection of information on those who are to respond, including the use of automated collection techniques or other forms of information technology.

**FOR FURTHER INFORMATION CONTACT:** Nicole Bouchet by telephone at 202-693-0213, or by email at [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

**SUPPLEMENTARY INFORMATION:** The National Defense Authorization Act for Fiscal Year 2008, Public Law 110-181, was enacted on January 28, 2008. Section 1105 of Public Law 110-181 amended the Federal Employees' Compensation Act (FECA) creating a new section, 5 U.S.C. 8102a effective upon enactment. This section establishes a FECA death gratuity benefit of up to \$100,000 for eligible beneficiaries of federal employees and Non-Appropriated Fund Instrumentality employees who die from injuries incurred in connection with service with an Armed Force in a contingency operation which also permits agencies to authorize retroactive payment of the death gratuity for employees who died on or after October 7, 2001 in service with an Armed Force in the theater of operations of Operation Enduring Freedom and Operation Iraqi Freedom. It also allows federal employees to vary the order of precedence of beneficiaries or to name alternate beneficiaries and provides that the OWCP Forms CA-40, CA-41, and CA-42 are to be used to designate beneficiaries and initiate the payment process for death gratuity benefits. Form CA-40 is an optional form that requests the information necessary from the employee to accomplish this variance and to name alternate beneficiaries only if the employee wishes to do so. OWCP Form CA-41 provides the means for those named beneficiaries and possible recipients to file claims for those benefits and requests information from

such claimants so that OWCP may determine their eligibility for payment. Further, the statute and regulations require agencies to notify OWCP immediately upon the death of a covered employee. OWCP Form CA-42 provides the means to accomplish this notification and requests information necessary to administer any claim for benefits resulting from such a death.

Form CA-40 is an optional form that requests the information necessary from the employee to accomplish this variance and to name alternate beneficiaries only if the employee wishes to do so. Form CA-41 provides the means for those named beneficiaries and possible recipients to file claims for those benefits and requests information from such claimants so that OWCP may determine their eligibility for payment. Further, the statute and regulations require agencies to notify OWCP immediately upon the death of a covered employee. OWCP Form CA-42 provides the means to accomplish this notification and requests information necessary to administer any claim for benefits resulting from such a death. For additional substantive information about this ICR, see the related notice published in the **Federal Register** on February 3, 2026 (91 FR 4967).

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 the OMB approves it 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 Number. See 5 CFR 1320.5(a) and 1320.6.

DOL seeks PRA authorization for this information collection for three (3) years. OMB authorization for an ICR cannot be for more than three (3) years without renewal. The DOL notes that information collection requirements submitted to the OMB for existing ICRs receive a month-to-month extension while they undergo review.

*Agency:* DOL-OWCP.

*Title of Collection:* Death Gratuity.

*OMB Control Number:* 1240-0017.

*Affected Public:* Individuals or Households, Federal Government.

*Total Estimated Number of Respondents:* 7.

*Total Estimated Number of Responses:* 7.

*Total Estimated Annual Time Burden:* 2 hours.

*Total Estimated Annual Other Costs Burden:* \$0.

(Authority: 44 U.S.C. 3507(a)(1)(D))

**Nicole Bouchet,**

*Senior PRA Analyst.*

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## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

#### Addendum to the Memorandum of Understanding With the Department of Energy (August 28, 1992); Transfers of Regulatory Authority at Certain Privatized Facilities and Operations at the Idaho National Laboratory Site, Hanford Site, Nevada National Security Site and Savannah River Site

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

**ACTION:** Notice.

**SUMMARY:** This is a notice of an addendum to the 1992 interagency Memorandum of Understanding (MOU) between the U.S. Department of Labor (DOL) and the U.S. Department of Energy (DOE) regarding the transfer of occupational safety and health authority for certain privatized facilities and operations from DOE to the Occupational Safety and Health Administration (OSHA), and state agencies operating under State Plans approved by OSHA.

**DATES:** The effective date of the Addendum to the 1992 Memorandum of Understanding is April 17, 2026.

**FOR FURTHER INFORMATION CONTACT:**

*Press inquiries:* Mr. Frank Meilinger, Director, OSHA Office of Communications; telephone: (202) 693-1999; email: [meilinger.francis2@dol.gov](mailto:meilinger.francis2@dol.gov).

*General information:* Ms. Lana Morrison, Director, OSHA Office of Federal Agency Programs; telephone: (202) 693-2100; email: [ofap@dol.gov](mailto:ofap@dol.gov).

*Copies of this Federal Register document:* Electronic copies of this **Federal Register** document are available at <http://www.regulations.gov>. This document, along with news releases and other relevant information, are also available on the OSHA web page at <http://www.osha.gov>.

**SUPPLEMENTARY INFORMATION:**

#### I. Background

DOE and DOL have entered into two MOUs to address occupational safety and health authority of both current and former DOE government-owned or leased, contractor-operated (GOCO) facilities. The first MOU, entered into on August 28, 1992 (1992 MOU), delineates DOE's regulatory authority

over the occupational safety and health of contractor employees at DOE GOCO facilities. Section 4(b)(1) of the Occupational Safety and Health Act of 1970 (OSH Act) (29 U.S.C. 653(b)(1)) exempts from OSHA authority working conditions with respect to which other federal agencies have exercised statutory authority to prescribe or enforce standards or regulations affecting occupational safety and health. DOE has statutory authority to regulate the occupational safety and health of private-sector employees at DOE facilities under section 161.i.(3) [42 U.S.C. 2201(i)(3)] of the Atomic Energy Act of 1954, as amended (Atomic Energy Act), among other statutory authorities, and DOE exercises that authority, with certain limited exceptions. The 1992 MOU acknowledges DOE's extensive program for the regulation of contractor health and safety, which includes requiring contractor compliance with certain OSHA standards along with additional DOE-prescribed requirements, and sets forth an agreement that the provisions of the OSH Act do not apply to GOCO sites for which DOE has exercised authority to regulate occupational safety and health.

OSHA and DOE entered into a second MOU on July 25, 2000 (2000 MOU), to establish interagency procedures addressing regulatory authority for occupational safety and health for specific facilities and operations (1) that were formerly controlled by DOE but have been leased to private business enterprises which are not conducting activities for or on behalf of DOE, and (2) where there is no likelihood that any employee exposure to radiation from DOE sources will be 25 millirems per year (mrem/yr) or more. The 2000 MOU also set forth a process in which OSHA would publish a **Federal Register** notice for privatized facilities or operations for which OSHA assumes regulatory jurisdiction, and that the **Federal Register** notice would serve as an addendum to the 1992 MOU.

#### II. Notice of Transfer

In a letter dated October 21, 2024, DOE notified OSHA that certain parcels of DOE-owned land across certain DOE sites may be utilized by private entities by way of lease or easement (collectively, the "Project Parcels"). DOE has entered into long-term realty agreements (*i.e.*, lease or easement agreements) to repurpose this land for private-sector energy projects that will be owned and operated by independent entities, not under contract with DOE. DOE will not assert or exercise statutory authority to prescribe or enforce