

d. Be cleaned and decontaminated using common cleaning agents such as soap and water or cleaning wipes.

2. For partners interested in respirators, the respirator should have:

a. Current NIOSH approval for a filtering facepiece respirator, elastomeric half mask respirator offering particulate protection, or full facepiece respirators offering particulate protections;

b. Two strap head suspension with one strap that goes on the head of the wearer and the other on the neck. Novel head suspensions will not be accepted; and

c. Ability to fit multiple facial sizes.

3. For partners interested in participating in the study, participants must be able to travel to the Pittsburgh or Morgantown area to participate in the study at their own cost.

This announcement does not obligate HHS, CDC, or NIOSH to enter into a contractual or collaborative agreement with any respondents.

**Background:** The 2019 COVID-19 outbreak highlighted the ongoing need for effective respiratory protective devices for workers especially in healthcare. Fit testing of tight fitting respirators is a component of OSHA respiratory protection programs in workplaces. Respirators should be fit tested using any of the OSHA approved fit test methods before being used in workplaces. The OSHA Respiratory Protection standard, 29 CFR 1910.134(g)(1)(i)(A), states that tight-fitting respirators shall not be worn when facial hair comes between the sealing surface of the facepiece and the face or that interferes with valve function. In this project, an under-respirator cover (beard band) on people with facial hair will be evaluated. In the first phase of this study, respirator fit will be evaluated using the NIOSH Approved® filtering facepiece respirators selected to participate in the study when worn on persons with facial hair. Then respirator fit will be determined for the same individuals wearing a beard band under the respirator.

Follow-on phases of this study may include other types of tight-fitting respirators including particulate-only elastomeric half mask respirators (EHMRs) or full facepiece respirators.

This study may also evaluate the Simulated Workplace Protection Factor (SWPF) afforded by these respirators on users with facial hair. The SWPF refers to the ratio of the concentration of the contaminant in the ambient air to that inside a respirator under conditions that simulate the work environment or various work activities.

This project seeks to support the use of filtering facepiece respirators, EHMRs with particulate protections, or full facepiece elastomeric respirators for workers with facial hair. Results of this project may be used by NIOSH approval holders to seek NIOSH approval for the use of beard bands as part of an approved respirator configuration. The study will provide data useful to support OSHA and NIOSH policy regarding the appropriateness of using beard bands with filtering facepiece respirators and particulate EHMRs or full facepiece respirators. This study may lead to increased means for employers to conform with the OSHA respiratory protection requirements and possibly increase compliance with respiratory protection guidelines and standards among bearded workers in various industries.

**John J. Howard,**

*Director, National Institute for Occupational Safety and Health, Centers for Disease Control and Prevention, Department of Health and Human Services.*

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**BILLING CODE 4163-18-P**

## DEPARTMENT OF HEALTH AND HUMAN SERVICES

### Centers for Medicare & Medicaid Services

[Document Identifiers: CMS-10573]

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

**AGENCY:** Centers for Medicare & Medicaid Services, Health and Human Services (HHS).

**ACTION:** Notice.

**SUMMARY:** The Centers for Medicare & Medicaid Services (CMS) is announcing an opportunity for the public to comment on CMS' intention to collect information from the public. Under the Paperwork Reduction Act of 1995 (PRA), federal agencies are required to publish notice in the **Federal Register** concerning each proposed collection of information, including each proposed extension or reinstatement of an existing collection of information, and to allow a second opportunity for public comment on the notice. Interested persons are invited to send comments regarding the burden estimate or any other aspect of this collection of information, including the necessity and utility of the proposed information collection for the proper performance of the agency's functions, the accuracy of the estimated burden, ways to enhance

the quality, utility, and clarity of the information to be collected, and the use of automated collection techniques or other forms of information technology to minimize the information collection burden.

**DATES:** Comments on the collection(s) of information must be received by the OMB desk officer by *August 26, 2024*.

**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.

To obtain copies of a supporting statement and any related forms for the proposed collection(s) summarized in this notice, please access the CMS PRA website by copying and pasting the following web address into your web browser: <https://www.cms.gov/Regulations-and-Guidance/Legislation/PaperworkReductionActof1995/PRA-Listing>.

**FOR FURTHER INFORMATION CONTACT:** William Parham at (410) 786-4669.

**SUPPLEMENTARY INFORMATION:** Under the Paperwork Reduction Act of 1995 (PRA) (44 U.S.C. 3501-3520), federal agencies must obtain approval from the Office of Management and Budget (OMB) for each collection of information they conduct or sponsor. The term "collection of information" is defined in 44 U.S.C. 3502(3) and 5 CFR 1320.3(c) and includes agency requests or requirements that members of the public submit reports, keep records, or provide information to a third party. Section 3506(c)(2)(A) of the PRA (44 U.S.C. 3506(c)(2)(A)) requires federal agencies to publish a 30-day notice in the **Federal Register** concerning each proposed collection of information, including each proposed extension or reinstatement of an existing collection of information, before submitting the collection to OMB for approval. To comply with this requirement, CMS is publishing this notice that summarizes the following proposed collection(s) of information for public comment:

1. *Type of Information Collection Request:* Revision of a currently approved collection; *Title of Information Collection:* Reform of Requirements for Long-Term Care Facilities; *Use:* The purpose of this package is to request Office of Management and Budget (OMB) approval of the collection of information requirements for the requirements of

participation for Long-Term Care (LTC) facilities that must be met in order to participate in the Medicare and Medicaid Programs. LTC facilities include skilled nursing facilities (SNFs) as defined in section 1819(a) of the Social Security Act in the Medicare program and nursing facilities (NFs) as defined in 1919(a) of the Act in the Medicaid program. SNFs and NFs provide skilled nursing care and related services for residents who require medical or nursing care, or rehabilitation services for the rehabilitation of injured, disabled, or sick persons. In addition, NFs provide health-related care and services to individuals who because of their mental or physical condition require care and services (above the level of room and board) which can be made available to them only through institutional facilities, and is not primarily for the care and treatment of mental diseases. SNFs and NFs must care for their residents in such a manner and in such an environment as will promote maintenance or enhancement of the quality of life of each resident and must provide to residents services to attain or maintain the highest practicable physical, mental, and psychosocial well-being of each resident, in accordance with a written plan of care, which describes the medical, nursing, and psychosocial needs of the resident and how such needs will be met and is updated periodically.

The primary users of this information will be State agency surveyors, CMS, and the LTC facilities for the purposes of ensuring compliance with Medicare and Medicaid requirements as well as ensuring the quality of care provided to LTC facility residents. The ICs specified in the regulations may be used as a basis for determining whether a LTC is meeting the requirements to participate in the Medicare program. In addition, the information collected for purposes of ensuring compliance may be used to inform the data provided on CMS' Nursing Home Compare website and as such used by the public in considering nursing home selections for services.

We are revising this information collection request to include new requirements proposed at 42 CFR 483.35 and 483.71. The proposed requirements

were discussed in detail in the proposed rule that published September 6, 2023 (88 FR 61352). The discussion related to proposed requirements and the associated information collection burden begins on page 61391. Subsequent to publishing the 60-day **Federal Register** (89 FR 26892), the final rule (89 FR 40876) finalized the new requirements. Based upon our analysis of the public comments received on the proposed rule, we revised our burden estimates by adding a burden estimate for LTC facilities to solicit and consider any input received by residents, resident representatives, and family members. *Form Number:* CMS-10573 (OMB control number: 0938-1363); *Frequency:* Occasionally; *Affected Public: Private Sector:* Business or other for-profit and not-for-profit institutions; *Number of Respondents:* 15,600; *Total Annual Responses:* 18,687,318 *Total Annual Hours:* 30,206,846. (For policy questions regarding this collection contact Diane Corning at 410-786-8486.)

**William N. Parham, III**

*Director, Division of Information Collections and Regulatory Impacts, Office of Strategic Operations and Regulatory Affairs.*

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**DEPARTMENT OF HEALTH AND HUMAN SERVICES**

**Administration for Children and Families**

**Proposed Information Collection Activity; Services for Unaccompanied Children With Disabilities (New Collection)**

**AGENCY:** Office of Refugee Resettlement, Administration for Children and Families, U.S. Department of Health and Human Services.

**ACTION:** Request for public comments.

**SUMMARY:** The Office of Refugee Resettlement (ORR), Administration for Children and Families (ACF), U.S. Department of Health and Human Services is inviting public comment on the proposed collection. The request consists of one form that will allow the Unaccompanied Children (UC) Bureau

to provide services to unaccompanied children identified as having a disability.

**DATES:** *Comments due September 23, 2024.* In compliance with the requirements of the Paperwork Reduction Act of 1995, ACF is soliciting public comment on the specific aspects of the information collection described above.

**ADDRESSES:** You can obtain copies of the proposed collection of information and submit comments by emailing [infocollection@acf.hhs.gov](mailto:infocollection@acf.hhs.gov). Identify all requests by the title of the information collection.

**SUPPLEMENTARY INFORMATION:**

*Description:* The ORR UC Bureau is proposing a new form, the *Individualized Section 504 Service Plan* (Form S-25). The proposed information collection is necessary to allow the ORR UC Bureau to comply with a court order and improve service delivery for unaccompanied children identified as having a disability. On June 29, 2018, Plaintiffs filed their federal class action lawsuit in the Central District of California, western division, captioned *Lucas R. et al v. Becerra et al* (Case No. 2:18-CV-05741 DMG PLA), asserting claims under the Flores consent decree, the Trafficking Victims Protection Reauthorization Act, the Due Process clause, and the First Amendment. Plaintiffs allege violation of unaccompanied children rights in decisions regarding family reunification, placement in restrictive facilities, services for children with disabilities, administration of psychotropic medication, and access to legal assistance. On May 3, 2024, the Court granted final approval for the settlement agreements of the Plaintiffs' claims for disabilities, psychotropic medication, and legal assistance. As part of the settlement agreement for the disabilities claim, ORR is required to develop and implement individualized Section 504 service plans for any child identified as having a disability. The disabilities settlement agreement must be fully implemented by May 3, 2025.

*Respondents:* Care provider grantees and contractors

*Annual Burden Estimates:*

Form	Annual number of respondents	Number of responses per respondent	Average burden hours per response	Total annual burden hours
Individual Section 504 Service Plan (Form S-25) .....	300	7	3	6,300