

the Council on Environmental Quality's regulations (40 CFR Parts 1500 through 1508), implementing the National Environmental Policy Act of 1969 (42 U.S.C. 4321, *et al.*). The Methamphetamine/Drug Hot Spots Program addresses a broad array of law enforcement initiatives pertaining to the investigation of methamphetamine trafficking in many heavily impacted areas of the country. For the purposes of this program, law enforcement may include training of law enforcement officers in methamphetamine-related issues; collection and maintenance of intelligence and information relative to methamphetamine trafficking and traffickers; investigation, arrest and prosecution of producers, traffickers and users of methamphetamine; interdiction and removal of laboratories, finished products, and precursor chemicals and other elements necessary to produce methamphetamine; and preventive efforts to reduce the spread and use of methamphetamine. Individual projects will reflect a concentration on program areas consistent with Congressional appropriations.

Among the many challenges faced by law enforcement agencies in the Methamphetamine/Drug Hot Spots Program will be discovery, interdiction, and dismantling of clandestine drug laboratories. These lab sites, as well as other methamphetamine crime venues must be comprehensively dealt with in compliance with a variety of health, safety and environmental laws and regulations. The COPS Office requires that recipients, when encountering illegal drug laboratories, use grant funds to effect the proper removal and disposal of hazardous materials located at those laboratories and directly associated sites in accordance with all applicable laws and regulations.

## Overview

### *Environmental Assessment*

The COPS Office will award grants to State and local criminal justice agencies for the FY 2002 COPS Methamphetamine/Drug Hot Spots Program. The Environmental Assessment concludes that the funding of this program will not have a significant impact on the quality of the human environment. Therefore, an Environmental Impact Statement will not be prepared for the funding of this program.

Dated: February 9, 2003.

### **Carl R. Peed,**

*Director, Office of Community Oriented Policing Services.*

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## DEPARTMENT OF JUSTICE

### **Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response, Compensation, and Liability Act and the Clean Water Act**

Notice is hereby given that on February 19, 2003, a proposed Consent Decree in *United States v. Certus, Inc.*, Civil Action No. 1:02CV00095, was lodged with the United States District Court for the Western District of Virginia.

In this action the United States sought recovery under Section 107 of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9607, and Section 311(f) of the Federal Water Pollution Control Act ("Clean Water Act"), 33 U.S.C. 1321(f), of natural resource damages resulting from the release of hazardous substances from a tanker truck into the Clinch River in Tazewell County, Virginia. The Consent Decree requires Settling Defendant Certus, Inc. to pay \$3,707,432.84 to the United States and the Commonwealth of Virginia, as co-Trustees for natural resources, for use in restoring the natural resources injured by the release. In addition, Certus will pay \$92,567.16 to the United States in reimbursement of outstanding natural resource damages assessment costs. Certus previously reimbursed the United States \$481,967.40 for additional assessment costs.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States v. Certus, Inc.*, D.J. Ref. No. 90-11-2-07004.

The Consent Decree may be examined at the Office of the United States Attorney, Western District of Virginia, 105 Franklin Road, SW., Roanoke, VA 24011, and at U.S. Fish & Wildlife Service, Virginia Field Office, 6669 Short Lane, Gloucester, VA 23061. During the public comment period, the Consent Decree may also be examined on the following Department of Justice Web site, <http://www.usdoj.gov/enrd/open.html>. A copy of the Consent Decree may also be obtained by mail from the Consent Decree Library, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611 or by faxing or e-mailing a request to Tonia

Fleetwood ([tonia.fleetwood@usdoj.gov](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy, please enclose a check in the amount of \$6.50 (25 cents per page reproduction cost) payable to the U.S. Treasury.

### **Robert D. Brook,**

*Assistant Chief, Environmental Enforcement Section, Environment and Natural Resources Division.*

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## DEPARTMENT OF JUSTICE

### **Environment and Natural Resources Division; Notice of Lodging Proposed Consent Decree**

In accordance with Departmental Policy, 28 CFR § 50.7, notice is hereby given that a proposed consent decree in *United States v. Hammond*, No. 01 C 5559, was lodged with the United States District Court for the Northern District of Illinois on February 12, 2003. This proposed Consent Decree concerns a complaint filed by the United States against Danny Hammond, pursuant to the Clean Water Act, to obtain injunctive relief from and impose civil penalties against Hammond for violations of Sections 301(a) and 404 of the Act, 33 U.S.C. 1311(a), 1344.

The proposed Consent Decree requires Hammond to remove the fill material, restore the affected wetland, place a deed restriction on the property, and pay a civil penalty of \$10,000.

The Department of Justice will accept written comments relating to this proposed Consent Decree for thirty (30) days from the date of publication of this notice. Please address comments to Jonathan C. Haile, Assistant United States Attorney, 219 S. Dearborn St., Chicago, Illinois 60604, and refer to *United States v. Hammond*, No. 01 C 5559.

The proposed Consent Decree may be examined at the Clerk's Office, United States District Court for the Northern District of Illinois. In addition, the proposed Consent Decree may be viewed on the World Wide Web at <http://www.usdoj.gov/enrd/enrd-home.html>.

### **Letitia J. Grishaw,**

*Chief, Environmental Defense Section, Environment & Natural Resources Division.*

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