

(Reclamation) and the Yuba County Water Agency (YCWA) have prepared the Final EIR/EIS for the Proposed Lower Yuba River Accord (Yuba Accord). The Final EIR/EIS contains responses to comments received on the Draft EIR/EIS.

The purpose of the Yuba Accord is to resolve instream flow issues associated with operation of the Yuba River Development Project (Yuba Project) in a way that protects and enhances lower Yuba River fisheries and local water-supply reliability. At the same time, it would provide revenues for local flood control and water supply projects, water for the CALFED Program to use for protection and restoration of Sacramento-San Joaquin Delta (Delta) fisheries, and improvements in statewide water supply management, including supplemental water for the Central Valley Project (CVP) and the State Water Project (SWP).

A Notice of Availability of the Draft EIR/EIS was published in the **Federal Register** on Monday, July 2, 2007 (72 FR 36036). The public review period on the Draft EIR/EIS ended on August 24, 2007.

**DATES:** Under NEPA, no Federal decision can be made until at least 30 days after release of the Final EIR/EIS. When Reclamation completes the Record of Decision, it will identify the action to be implemented.

Under CEQA, YCWA certified the Final EIR/EIS on October 23, 2007 and filed a Notice of Determination (NOD) with the State Clearinghouse.

**ADDRESSES:** Send requests for a compact disk or a bound copy of the Final EIR/EIS to Dianne Simodynes, HDR Surface Water Resources, Inc., 1610 Arden Way, Suite 175, Sacramento, CA 95815-4041, telephone: (916) 569-1096. The Yuba Accord Final EIR/EIS will also be available on the Web at: [http://www.usbr.gov/mp/nepa/nepa\\_projdetails.cfm?Project\\_ID=2549](http://www.usbr.gov/mp/nepa/nepa_projdetails.cfm?Project_ID=2549).

**FOR FURTHER INFORMATION CONTACT:** Mr. Tim Rust, Bureau of Reclamation, Division of Resources Management, 2800 Cottage Way, Sacramento, CA 95825, at (916) 978-5516, or by e-mail at [trust@mp.usbr.gov](mailto:trust@mp.usbr.gov); or Mr. Curt Aikens, YCWA, at 1220 F Street, Marysville, CA 95901, at (530) 741-6278, or by e-mail at [caikens@ycwa.com](mailto:caikens@ycwa.com).

**SUPPLEMENTARY INFORMATION:** The Yuba Accord represents an effort on the part of the Yuba River stakeholders to find a solution to the challenges of competing interests by providing water for fisheries, developing new tools to ensure local reliable water supply, crafting a revenue stream to pay for the

Yuba Accord, and providing additional water for out-of-county environmental and consumptive uses. These various objectives would be met through implementation of the Yuba Accord, which includes the "Principles of Agreement for Proposed Lower Yuba River Fisheries Agreement" (Fisheries Agreement), the "Principles of Agreement for Proposed Conjunctive Use Agreements" (Conjunctive Use Agreements), and the "Principles of Agreement for Proposed Long-term Transfer Agreement" (Water Purchase Agreement).

The Yuba Accord agreements are:

- A Fisheries Agreement among YCWA, California Department of Fish and Game, and the collective non-governmental organizations, with the U.S. Fish and Wildlife Service and the National Oceanic and Atmospheric Administration, National Marine Fisheries Service supporting the agreement. Under the Yuba Accord Fisheries Agreement, YCWA would revise the operation of the Yuba Project to provide instream flows in the lower Yuba River to protect and enhance fisheries and to increase downstream water supplies.

- Conjunctive Use Agreements between YCWA and water districts within Yuba County for the implementation of a comprehensive program of conjunctive use of surface water and groundwater supplies and actions to improve water use efficiencies.

- A Water Purchase Agreement among YCWA, the California Department of Water Resources (DWR), and Reclamation. Under this agreement, Reclamation and DWR would purchase water for the CALFED Environmental Water Account and for the CVP and SWP project uses.

All three of these agreements need to be in place for the Yuba Accord to be implemented.

The Final EIR/EIS analyzes the impacts of implementing the Yuba Accord on surface water hydrology, groundwater hydrology, water supply, hydropower, flood control, water quality, fisheries, wildlife, vegetation, special-status species, recreation, visual, cultural resources, Indian Trust Assets, air quality, land use, socioeconomic, growth inducement, and environmental justice resources and conditions. Alternatives evaluated in the Final EIR/EIS include the No Action Alternative, No Project Alternative, Proposed Project/Action Alternative (Yuba Accord Alternative), and Modified Flow Alternative. In addition, the Final EIR/EIS addresses other past, present, and

reasonably foreseeable actions in conjunction with the implementation of the Yuba Accord, thus analyzing cumulative impacts. The Final EIR/EIS contains the comments received on the Draft EIR/EIS and responses to those comments.

Copies of the Final EIR/EIS are available for public review at the following locations:

- Bureau of Reclamation Library, 2800 Cottage Way, Sacramento, CA 95825.
- Yuba County Water Agency, 1220 F Street, Marysville, CA 95901.
- Department of Water Resources, Division of Environmental Services, 1416 Ninth Street, Sacramento, CA 95814.
- Sacramento Public Library, 828 I Street, Sacramento, CA 95814.
- Yuba County Library, 303 2nd Street, Marysville, CA 95901.

Dated: October 19, 2007.

**Michael Jackson,**

*Acting Regional Director, Mid-Pacific Region.*  
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## DEPARTMENT OF LABOR

### Proposed Collection for Workforce Information Grants to States Application Instructions for Program Year (PY) 2008; Comment Request

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

**ACTION:** Notice.

**SUMMARY:** The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden conducts a pre-clearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95) [44 U.S.C. 3506(c)(2)(A)]. This program helps to ensure that 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 on respondents can be properly assessed. Currently, the Employment and Training Administration is soliciting comments concerning a revision to a currently approved collection for Workforce Information Grants to States under OMB Control Number 1205-0417.

A copy of the proposed information collection request (ICR) can be obtained

by contacting the office listed below in the addressee section of this notice or by accessing: <http://www.doleta.gov/OMBControlNumber.cfm>.

**DATES:** Written comments must be submitted to the office listed in the addressee's section below on or before February 12, 2008.

**ADDRESSES:** Submit written comments to the Employment and Training Administration, Room S-4231, 200 Constitution Avenue, NW., Washington, DC 20210, Attention: Anthony Dais, Telephone number: 202-693-2784 (this is not a toll-free number). Fax: 202-693-3015. E-mail: [dais.anthony@dol.gov](mailto:dais.anthony@dol.gov).

**SUPPLEMENTARY INFORMATION:**

**I. Background**

In May 2005, The Employment and Training Administration (ETA) received three year approval from the Office of Management and Budget (OMB) to publish without change the annual planning guidance for the Workforce Information Grants to States under OMB Control Number 1205-0417. This approval is scheduled to expire on May 31, 2008.

This **Federal Register** Notice is to request public comments and recommendations regarding the revision of the information collection.

The purpose of the information collection is to strengthen and support state workforce and economic information integration, analysis and distribution; retain a high level of state flexibility; and reduce the state reporting burden. It is ETA's goal to continue the transformation of workforce information and services to support regional economies. Therefore, ETA expects states to participate in

regionally-focused economic and workforce activities; actively collaborate with economic development, business and education partners to create and utilize an array of current and real-time workforce and economic data; integrate workforce information and economic data in a manner that results in accessible, user-friendly tools and products; assist economic development project teams assess and identify asset gaps; and help develop integrated economic development strategies that unify workforce and economic development systems. The data/information collection required from each grantee includes:

(a) Submission of an annual state certification of a statement of work attesting to the planned accomplishment of expected grant deliverables signed by the Governor, or by both the Administrator of the State Workforce Agency (SWA) and the Chair of the State Workforce Investment Board (SWIB).

(b) A published detailed state economic analysis report for use by the Governor and the SWIB.

(c) Submission of an annual grant performance report signed by the Governor, or by both the Administrator of the SWA and Chair of the SWIB.

**II. Review Focus**

The Department of Labor is particularly interested in comments which:

- 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 submissions of responses.

**III. Current Actions**

Notice—Proposed collection; comment request.

*Type of Review:* Revision.

*Agency:* Employment and Training Administration.

*Title:* Workforce Information Grants to States Application Instructions for Program Year (PY) 2008.

*OMB Number:* 1205-0417.

*Recordkeeping:* N/A.

*Affected Public:* State, Local, or Tribal Government.

*Form:* N/A.

*Total Respondents:* 54.

*Frequency:* Annual.

*Total Responses:* 162.

*Average Time per Response:* Grant Prep & Certification—63 hours; State Economic Analysis Report—434 hours; and Annual Report (on state grant performance)—80 hours;

*Estimated Total Burden Hours:* 31,158.

*Total Burden Cost:* \$0.

Activity	Number of respondents	Responses per year	Total responses	Hour per response	Total burden hours
Grant Prep & Certification .....	54	1	54	63	3,402
State Economic Analysis Report .....	54	1	54	434	23,436
Annual Report .....	54	1	54	80	4,320
<b>Totals .....</b>	<b>54</b>	<b>3</b>	<b>162</b>	<b>577</b>	<b>31,158</b>

Comments submitted in response to this comment request will be summarized and/or included in the request for Office of Management and Budget approval of the information collection request; they will also become a matter of public record.

Dated: December 7, 2007.

**Gay M. Gilbert,**

*Administrator, Office of Workforce Investment, Employment and Training Administration.*

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## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

[Docket No. OSHA-2007-0085]

#### Underground Construction Standard; Extension of the Office of Management and Budget's (OMB) Approval of Information Collection (Paperwork) Requirements

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

**ACTION:** Request for public comment.

**SUMMARY:** OSHA solicits public comment concerning its proposal to extend OMB approval of the information collection requirements specified in the Underground Construction Standard (29 CFR 1926.800).

**DATES:** Comments must be submitted (postmarked, sent, or received) by February 12, 2008.

**ADDRESSES:** *Electronically:* You may submit comments and attachments electronically at <http://www.regulations.gov>, which is the Federal eRulemaking Portal. Follow the instructions online for submitting comments.

*Facsimile:* If your comments, including attachments, are not longer than 10 pages, you may fax them to the OSHA Docket Office at (202) 693-1648.

*Mail, hand delivery, express mail, messenger, or courier service:* When using this method, you must submit three copies of your comments and attachments to the OSHA Docket Office, OSHA Docket No. OSHA-2007-0085, U.S. Department of Labor, Occupational Safety and Health Administration, Room N-2625, 200 Constitution Avenue, NW., Washington, DC 20210. Deliveries (hand, express mail, messenger, and courier service) are accepted during the Department of Labor's and Docket Office's normal

business hours, 8:15 a.m. to 4:45 p.m., ET.

*Instructions:* All submissions must include the Agency name and OSHA docket number for the ICR (OSHA-2007-0085). All comments, including any personal information you provide, are placed in the public docket without change, and may be made available online at <http://www.regulations.gov>. For further information on submitting comments see the "Public Participation" heading in the section of this notice titled **SUPPLEMENTARY INFORMATION**.

*Docket:* To read or download comments or other material in the docket, go to <http://www.regulations.gov> or the OSHA Docket Office at the address above. All documents in the docket (including this **Federal Register** notice) are listed in the <http://www.regulations.gov> index; however, some information (e.g., copyrighted material) is not publicly available to read or download through the Web site. All submissions, including copyrighted material, are available for inspection and copying at the OSHA Docket Office. You may also contact Stewart Burkhammer at the address below to obtain a copy of the ICR.

**FOR FURTHER INFORMATION CONTACT:** Stewart Burkhammer, Directorate of Construction, OSHA, U.S. Department of Labor, Room N-3468, 200 Constitution Avenue, NW., Washington, DC 20210; telephone (202) 693-2020.

#### **SUPPLEMENTARY INFORMATION:**

##### **I. Background**

The Department of Labor, as part of its continuing effort to reduce paperwork and respondent (i.e., employer) burden, conducts a preclearance consultation program to provide the public with an opportunity to comment on proposed and continuing information collection requirements in accordance with the Paperwork Reduction Act of 1995 (PRA-95) (44 U.S.C. 3506(c)(2)(A)).

This program ensures that information is in the desired format, reporting burden (time and costs) is minimal, collection instruments are clearly understood, and OSHA's estimate of the information collection burden is accurate. The Occupational Safety and Health Act of 1970 (the OSH Act) (29 U.S.C. 651 *et seq.*) authorizes information collection by employers as necessary or appropriate for enforcement of the Act or for developing information regarding the causes and prevention of occupational injuries, illnesses, and accidents (29 U.S.C. 657). The OSH Act also requires that OSHA obtain such information with minimum

burden upon employers, especially those operating small businesses, and to reduce to the maximum extent feasible unnecessary duplication of efforts in obtaining information (29 U.S.C. 657).

*Posting warning signs or notices.* Seven paragraphs in the Underground Construction Standard ("the Standard"), 29 CFR 1926.800, require employers to post warning signs or notices during underground construction; these paragraphs are (b)(3), (i)(3), (j)(1)(vi)(A), (m)(2)(ii), (o)(2), (q)(11), and (t)(1)(iv)(B). The warning signs and notices required by these paragraphs enable employers to effectively alert employees to the presence of hazards or potential hazards at the job site, thereby preventing employee exposure to hazards or potential hazards associated with underground construction that could cause death or serious harm.

*Certification of inspection records for hoists.* Paragraph (t)(3)(xxi) of the Standard requires employers to inspect and load test hoists when they install them, and at least annually thereafter; they must also inspect and load test a hoist after making any repairs or alterations to it that affect its structural integrity, and after tripping a safety device on the hoist. Employers must also prepare a certification record of each inspection and load test that includes specified information, and maintain the most recent certification record until they complete the construction project.

Establishing and maintaining a written record of the most recent inspection and load test alerts equipment mechanics to problems identified during the inspection. Prior to returning the equipment to service, employers can review the records to ensure that the mechanics performed the necessary repairs and maintenance. Accordingly, by using only equipment that is in safe working order, employers will prevent severe injury and death to the equipment operators and other employees who work near the equipment. In addition, these records provide the most efficient means for OSHA compliance officers to determine that an employer performed the required inspections and load tests, thereby assuring that the equipment is safe to operate.

*Developing and maintaining records for air quality tests.* Paragraph (j)(3) of the Standard mandates that employers develop records for air quality tests performed under paragraph (j), including air quality tests required by paragraphs (j)(1)(ii)(A) through (j)(1)(iii)(A), (j)(1)(iii)(B), (j)(1)(iii)(C), (j)(1)(iii)(D), (j)(1)(iv), (j)(1)(v)(A), (j)(1)(v)(B), and (j)(2)(i) through (j)(2)(v).