

**SUPPLEMENTARY INFORMATION:** The Office of Management and Budget (OMB) regulations at 5 CFR 1320, which implement provisions of the Paperwork Reduction Act of 1995 (Pub. L. 104-13), require that interested members of the public and affected agencies have an opportunity to comment on information collection and recordkeeping activities (see 5 CFR 1320.8(d)). This notice identifies information collections that OSM will be submitting to OMB for extension. These collections are contained in 30 CFR part 773 (Requirements for permits and permit processing), part 774 (Revision; Renewal; and Transfer, Assignment, or Sale of Permit Rights), and part 778 (Permit Applications—Minimum Requirements for Legal, Financial, Compliance, and Related Information).

OSM has revised burden estimates, where appropriate, to reflect current reporting levels or adjustments based on reestimates of burden of respondents. OSM will request a 3-year term of approval for each information collection activity.

Comments are invited on: (1) The need for the collection of information for the performance of the functions of the agency; (2) the accuracy of the agency's burden estimates; (3) ways to enhance the quality, utility and clarity of the information collection; and (4) ways to minimize the information collection burden on respondents, such as use of automated means of collection of the information. A summary of the public comments will be included in the OSM's submissions of the information collection requests to OMB.

The following information is provided for each information collection; (1) Title of the information collection; (2) OMB control number; (3) summary of the information collection activity; and (4) frequency of collection, description of the respondents, estimated total annual responses, and the total annual reporting and recordkeeping burden for the collection of information.

*Title:* Requirements for Permits and Permit Processing, 30 CFR 773.

*OMB Control Number:* 1029-0115.

*Summary:* The collection activities for this part ensure that the public has the opportunity of review permit applications period to their approval, and that applicants for permanent program permits or their associates who are in violation of the Surface Mining Control and Reclamation Act do not receive surface coal mining permits pending resolution of their violations.

*Bureau Form Number:* None.

*Frequency of Collection:* Once.

*Description of Respondents:*

Applicants for surface coal mining and

reclamation permits and State governments and Indian Tribes.

*Total Annual Respondents:* 4,434.

*Total Annual Burden Hours:* 34,650.

*Title:* Revisions; Renewals; and Transfer, Assignment, or Sale of Permit Rights—30 CFR 774.

*OMB Control Number:* 1029-0116.

*Summary:* Sections 506 and 511 of Public Law 95-87 provide that persons seeking permit revisions, renewals, transfer, assignment, or sale of their permit rights for coal mining activities submit relevant information to the regulatory authority to allow the regulatory authority to determine whether the applicant meets the requirements for the action anticipated.

*Bureau Form Number:* None.

*Frequency of Collection:* On occasion.

*Description of Respondents:* Surface coal mining permit applicants and State regulatory authorities.

*Total Annual Responses:* 7,989.

*Total Annual Burden Hours:* 63,905.

*Title:* Permit Applications—Minimum Requirements for Legal, Financial, Compliance, and Related Information—30 CFR 778.

*OMB Control Number:* 1029-0117.

*Summary:* Section 507(b) of Public Law 95-87 provides that persons conducting coal mining activities submit to the regulatory authority all relevant information regarding ownership and control of the property affected, their compliance status and history. This information is used to insure all legal, financial and compliance requirements are satisfied prior to issuance or denial of a permit.

*Bureau Form Number:* None.

*Frequency of Collection:* Once.

*Description of Respondents:* Surface coal mining permit applicants and State regulatory authorities.

*Total Annual Responses:* 3,085.

*Total Annual Burden Hours:* 7,974.

Dated: September 5, 2006.

**John R. Craynon,**

Chief, Division of Regulatory Support.

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Partial Consent Decree Under the Clean Water Act

Notice is hereby given that on August 15, 2006, a proposed Second Partial Consent Decree in *United States v. City of San Diego*, Civil Action No. 03-CV-1349K (POR), was lodged with the United States District Court for the Southern District of California. The United States' action is consolidated

with *San Diego Baykeeper, et al. v. City of San Diego*, Civil Action No. 01-CV-0550B (POR), and *State of California v. City of San Diego*, Civil Action No. 03-CV-1381J (POR).

In this action the United States seeks penalties and injunctive relief to address sanitary sewer overflows and other violations of the Clean Water Act ("Act") and the City of San Diego's National Pollutant Discharge Elimination System Permit.

Under this Second Partial Consent Decree, the City will, among other requirements: (1) Inspect, rehabilitate, and replace portions of the sewer system; (2) control root problems; (3) clean a specified amount of sewer pipe; (4) implement a grease blockage control program; and (5) perform analyses of canyon-based sewer lines.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Second Partial 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. City of San Diego*, Civil Action No. 03-CV-1349K (POR), D.J. Ref. 90-5-1-1-4364/1.

The Second Partial Consent Decree may be examined at U.S. EPA Region 9, 75 Hawthorne Street, San Francisco, California 94105. During the public comment period, the Second Partial Consent Decree may also be examined on the following Department of Justice Web site at [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html). A copy of the Second Partial 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 from the Consent Decree Library, please enclose a check in the amount of \$13.75 (25 cents per page reproduction cost) payable to the U.S. Treasury or, if by e-mail or fax, forward a check in that amount to the Consent Decree Library at the stated address.

**Henry Friedman,**

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