

to the meeting to give EPA as much time as possible to process your request.

Dated: August 20, 2012.

**Mark Joyce,**

*Acting Designated Federal Officer.*

[FR Doc. 2012-20882 Filed 8-23-12; 8:45 am]

**BILLING CODE 6560-50-P**

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-9710-8]

### Notice of Proposed Prospective Purchaser Agreement Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as Amended ("CERCLA"), and the Solid Waste Disposal Act

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice; request for public comment.

**SUMMARY:** In accordance with the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended ("CERCLA"), and the Solid Waste Disposal Act, commonly referred to as the Resource Conservation and Recovery Act of 1976, as amended by the Hazardous and Solid Waste Amendments of 1984 ("RCRA"), notice is hereby given that a proposed Prospective Purchaser Agreement ("PPA") associated with a 1400-acre parcel of property located in Philadelphia, Pennsylvania ("Property") was executed by the Environmental Protection Agency and the Department of Justice. Once finalized, the PPA will resolve potential claims under Sections 106 and 107(a) of CERCLA, and Sections 3005 and 3008(a) of RCRA, against Philadelphia Energy Solutions LLC ("PES LLC") and Philadelphia Energy Solutions Refining & Marketing ("PES R&M LLC"). The proposed PPA is now subject to public comment after which the United States may modify or withdraw its consent if comments received disclose facts or considerations which indicate that the PPA is inappropriate, improper, or inadequate.

Sunoco, Inc. (R&M), a subsidiary of Sunoco, Inc., currently operates the Property as a crude oil refinery to distribute, store and process petroleum. PES R&M LLC has proposed to purchase the Property and continue crude oil refining and related operations at the Property.

The Property consists of two formerly separate refining operations known as "Point Breeze" and "Girard Point." EPA issued a RCRA Corrective Action Permit under RCRA Section 3004(u), 42 U.S.C.

Section 6924(u), for the Point Breeze operation in 1988 and for the Girard Point operation in 1989. Both permits require Sunoco, Inc. (R&M) to, among other things, investigate solid waste management units ("SWMUs") and evaluate remedy options. Both permits have been extended by EPA until final remedy selection. After PES R&M LLC purchases the Property, Sunoco, Inc. (R&M) will be required to complete its RCRA corrective action obligations at the Property.

**DATES:** Comments must be submitted on or before thirty (30) days after the date of publication of this notice.

**ADDRESSES:** The Proposed PPA and additional background information relating to the Proposed PPA are available for public inspection at the U.S. Environmental Protection Agency, Region III, 1650 Arch Street, Philadelphia, PA 19103. A copy of the Proposed PPA may be obtained from Hon Lee, U.S. Environmental Protection Agency (3LC23), 1650 Arch Street, Philadelphia, PA 19103 or at [lee.hon@epa.gov](mailto:lee.hon@epa.gov) or at 215-814-3419. Comments should reference the "PES LLC PPA" and "CERC/RCRA-03-2012-0224DC," and should be forwarded to Hon Lee at the above address.

Dated: July 23, 2012.

**Abraham Ferdas,**

*Director, Land and Chemicals Division, U.S. Environmental Protection Agency, Region III.*

[FR Doc. 2012-20870 Filed 8-23-12; 8:45 am]

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## FEDERAL DEPOSIT INSURANCE CORPORATION

### Agency Information Collection Activities: Proposed Collection Renewal; Comment Request

**AGENCY:** Federal Deposit Insurance Corporation (FDIC).

**ACTION:** Notice and request for comment.

**SUMMARY:** The FDIC, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on the renewal of existing information collections, as required by the Paperwork Reduction Act of 1995 (44 U.S.C. chapter 35). Currently, the FDIC is soliciting comment on renewal of the information collections described below.

**DATES:** Comments must be submitted on or before October 23, 2012.

**ADDRESSES:** Interested parties are invited to submit written comments to the FDIC by any of the following

methods: <http://www.FDIC.gov/regulations/laws/federal/notices.html>.

*Email:* [comments@fdic.gov](mailto:comments@fdic.gov). Include the name of the collection in the subject line of the message.

*Mail:* Gary A. Kuiper (202.898.3877), Counsel, Room NYA-5046, Federal Deposit Insurance Corporation, 550 17th Street NW., Washington, DC 20429.

*Hand Delivery:* Comments may be hand-delivered to the guard station at the rear of the 17th Street Building (located on F Street), on business days between 7:00 a.m. and 5:00 p.m.

All comments should refer to the relevant OMB control number. A copy of the comments may also be submitted to the OMB desk officer for the FDIC: Office of Information and Regulatory Affairs, Office of Management and Budget, New Executive Office Building, Washington, DC 20503.

**FOR FURTHER INFORMATION CONTACT:** Gary A. Kuiper, at the FDIC address above.

**SUPPLEMENTARY INFORMATION:** Proposal to renew the following currently-approved collection of information:

1. *Title:* Notice Regarding Unauthorized Access to Customer Information.

*OMB Number:* 3064-0145.

*Frequency of Response:* On occasion.

*Affected Public:* Insured state nonmember banks.

*Number of FDIC regulated banks that will notify customers:* 93.

*Estimated Time per Response:* 29 hours.

*Annual Burden:* 2,697 hours.

*General Description of Collection:*

This collection reflects the FDIC's expectations regarding a response program that financial institutions should develop to address unauthorized access to or use of customer information that could result in substantial harm or inconvenience to a customer. The information collections require financial institutions to: (1) Develop notices to customers; and (2) in certain circumstances, determine which customers should receive the notices and send the notices to customers.

2. *Title:* Identity Theft Red Flags and Address Discrepancies Under the Fair and Accurate Credit Transactions Act of 2003 (FACT Act).

*OMB No.:* 3064-0152.

*Affected Public:* Individuals; businesses or other for-profit.

*Estimated Number of Respondents:* 4,546.

*Estimated Time per Response:* 16 hours.

*Estimated Total Annual Burden:* 72,736 hours.

*General Description of the Collection:* 12 CFR 334.82, 334.90, 334.91 and

Appendix J to Part 334 implement sections 114 and 315 of the Fair and Accurate Credit Transactions Act of 2003 (FACT Act), Public Law 108-159 (2003). Section 114 amended section 615 of the Fair Credit Reporting Act (FCRA) to require the OCC, FRB, FDIC, OTS, NCUA, and FTC (Agencies) to issue jointly (i) Guidelines for financial institutions and creditors regarding identity theft with respect to their account holders and customers; (ii) regulations requiring each financial institution and creditor to establish reasonable policies and procedures for implementing the guidelines to identify possible risks to account holders or customers or to the safety and soundness of the institution or creditor; and (iii) regulations generally requiring credit and debit card issuers to assess the validity of change of address requests under certain circumstances. Section 315 amended section 605 of the FCRA to require the Agencies to issue regulations providing guidance regarding reasonable policies and procedures that a user of consumer reports must employ when a user receives a notice of address discrepancy from a consumer reporting agency (CRA). The information collections in Sec. 334.90 require each financial institution and creditor that offers or maintains one or more covered accounts to develop and implement a written Identity Theft Prevention Program (Program). In developing the Program, financial institutions and creditors are required to consider the guidelines in Appendix J to Part 334 and include those that are appropriate. The initial Program must be approved by the board of directors or an appropriate committee thereof and the board, an appropriate committee thereof or a designated employee at the level of senior management must be involved in the oversight of the Program. In addition, staff must be trained to carry out the Program. Pursuant to Sec. 334.91, each credit and debit card issuer is required to establish and implement policies and procedures to assess the validity of a change of address request under certain circumstances. Before issuing an additional or replacement card, the card issuer must notify the cardholder or use another means to assess the validity of the change of address. The information collections in Sec. 41.82 require each user of consumer reports to develop and implement reasonable policies and procedures designed to enable the user to form a reasonable belief that a consumer report relates to the consumer about whom it requested the report when the user receives a notice of

address discrepancy from a CRA. A user of consumer reports must also develop and implement reasonable policies and procedures for furnishing an address for the consumer that the user has reasonably confirmed to be accurate to the CRA from which it receives a notice of address discrepancy when: (1) The user can form a reasonable belief that the consumer report relates to the consumer about whom the user has requested the report; (2) the user establishes a continuing relationship with the consumer; and (3) the user regularly and in the ordinary course of business furnishes information to the CRA from which it received the notice of address discrepancy.

#### Request for Comment

Comments are invited on: (a) Whether the collection of information is necessary for the proper performance of the FDIC's functions, including whether the information has practical utility; (b) the accuracy of the estimates of the burden of the information collection, including the validity of the methodology and assumptions used; (c) ways to enhance the quality, utility, and clarity of the information to be collected; and (d) ways to minimize the burden of the information collection on respondents, including through the use of automated collection techniques or other forms of information technology. All comments will become a matter of public record.

Dated at Washington, DC, this 20th day of August 2012.

Federal Deposit Insurance Corporation.

**Robert E. Feldman,**

*Executive Secretary.*

[FR Doc. 2012-20810 Filed 8-23-12; 8:45 am]

**BILLING CODE 6714-01-P**

## FEDERAL TRADE COMMISSION

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

**AGENCY:** Federal Trade Commission ("FTC" or "Commission").

**ACTION:** Notice.

**SUMMARY:** The FTC intends to ask the Office of Management and Budget ("OMB") to extend through September 30, 2015, the current Paperwork Reduction Act ("PRA") clearance for the information collection requirements in the Health Breach Notification Rule. That clearance expires on September 30, 2012.

**DATES:** Comments must be filed by September 24, 2012.

**ADDRESSES:** Interested parties may file a comment online or on paper, by following the instructions in the Request for Comment part of the **SUPPLEMENTARY INFORMATION** section below. Write "Health Breach Notification Rule, PRA Comments, P-125402" on your comment and file your comment online at <https://ftcpublic.commentworks.com/ftc/healthbreachnotificationPRA2>, by following the instructions on the web-based form. If you prefer to file your comment on paper, mail or deliver your comment to the following address: Federal Trade Commission, Office of the Secretary, Room H-113 (Annex J), 600 Pennsylvania Avenue NW., Washington, DC 20580.

#### FOR FURTHER INFORMATION CONTACT:

Amanda Koulosias, Attorney, Division of Privacy and Identity Protection, Bureau of Consumer Protection, Federal Trade Commission, 600 Pennsylvania Avenue NW., Washington, DC 20580, (202) 326-2252.

#### SUPPLEMENTARY INFORMATION:

*Title:* Health Breach Notification Rule.  
*OMB Control Number:* 3084-0150.

*Type of Review:* Extension of a currently approved collection.

*Abstract:* The Health Breach Notification Rule ("Rule"), 16 CFR Part 318, requires vendors of personal health records and PHR related entities<sup>1</sup> to provide: (1) Notice to consumers whose unsecured personally identifiable health information has been breached; and (2) notice to the Commission. The Rule only applies to electronic health records and does not include recordkeeping requirements. The Rule requires third party service providers (i.e., those companies that provide services such as billing or data storage) to vendors of personal health records and PHR related entities to provide notification to such vendors and PHR related entities following the discovery of a breach. To notify the FTC of a breach, the Commission developed a form, which is posted at [www.ftc.gov/healthbreach](http://www.ftc.gov/healthbreach), for entities subject to the rule to complete and return to the agency.

On May 29, 2012, the FTC sought comment on the information collection requirements associated with the Rule. 77 FR 31612. No comments were

<sup>1</sup> "PHR related entity" means an entity, other than a HIPAA-covered entity or an entity to the extent that it engages in activities as a business associate of a HIPAA-covered entity, that: (1) Offers products or services through the Web site of a vendor of personal health records; (2) offers products or services through the Web sites of HIPAA-covered entities that offer individuals personal health records; or (3) accesses information in a personal health record or sends information to a personal health record. 16 CFR 318.2(f).