

*alia*, numerous projects to reduce emissions of air pollutants at seven refineries that MAP owns and operates. The proposed First Revised Consent Decree includes numerous changes, including substituting some of the original control technologies that proved ineffective or potentially unsafe for alternative, proven technologies, extending some compliance deadlines while accelerating others, incorporating some new final emissions limits, and modifying provisions relating to reporting, recordkeeping, modification, and termination.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the First Revised 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, et al. v. Marathon Ashland Petroleum LLC*, D.J. Ref. No. 90-5-2-1-07247.

The First Revised Consent Decree may be examined at the Office of the United States Attorney, 211 W. Fort St., Suite 2300, Detroit, Michigan 48226, and at U.S. EPA Region 5, 77 W. Jackson St., Chicago, IL 60604. During the public comment period, the First Revised 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 First Revised 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 number (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 \$59.50 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**William D. Brighton,**

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

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**BILLING CODE 4410-15-M**

## DEPARTMENT OF JUSTICE

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

Notice is hereby given that on August 19, 2005, a proposed consent decree was

lodged in *United States v. Reichhold Limited, et al.*, No. 5:03-CV-0077-3(CAR) (M.D. Ga.). The consent decree settles the United States' claims against the Estate of Thomas W. Cleveland and Jacqueline Woolfork Mathes as well as "Woolfolk Settlement Agreement Parties" [Woolfolk Chemical Works, Ltd; The J.W. Woolfolk Trust; John W. Moye, Thomas W. Cleveland, Jr., James Teabo, and Rachel Mathes, individually, and in their capacity as former or current Co-Trustees of the J.W. Woolfolk Trust; The Elizabeth Woolfolk Moye Trust; John W. Moye, as Trustee of the Elizabeth Woolfolk Moye Trust; The Anita Woolfolk Cleveland Trust; Thomas W. Cleveland, Jr. and James Teabo, as former or current Trustees of The Anita Woolfolk Cleveland Trust; The Jacqueline Woolfolk Mathes Trust; and Rachel Mathes, as Trustee of The Jacqueline Woolfolk Mathes Trust] and the "Woolfolk Parties" [John H. Thurman; Elizabeth Cleveland Martin; Margie Cleveland Hoots; Anita Beauregard Cleveland; Blake Hansford Cleveland; Letitia M. Unver; Julia M. Poppell; Ann Cleveland Hoots; Deborah Cleveland; John C. Alden; Emma D. Alden; Thomas Alden; David Victor Hewes; Betty L. Hewes; Hope Hewes Robinson; Pamela Hewes Jones; James C. Liipfert, Jr.; Lucile B. Dudley; Richard B. Liipfert; Jephtha B. Liipfert; Susan A. Thurman; Mary Anne Thurman; Martha Kay Thurman; Thomas David Thurman; and Josephine Kujawinski] under Section 107 the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. 9607, in connection with the Woolfolk Chemical Superfund Site in Fort Valley, Georgia (the "Site").

Under the proposed consent decree the United States will participate in recovery against Continental Insurance Company ("Continental") from a lawsuit against Continental to obtain insurance coverage brought by the Woolfolk Settlement Agreement Parties relating to the site.

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. Reichhold Limited, et al.*, No. 5:03-CV-0077-3(CAR) (M.D. Ga.) and DOJ #90-11-3-07282.

The consent decree may be examined at the Office of the United States Attorney for the Middle District of Georgia, 433 Cherry St., Macon, Georgia

31202. 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 from the Consent Decree Library, please enclose a check in the amount of \$8.75 (25 cents per page reproduction cost) payable to the U.S. Treasury.

**Ellen M. Mahan,**

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

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**BILLING CODE 4410-15-M**

## DEPARTMENT OF LABOR

### Office of the Secretary

#### Submission for OMB Emergency Review—Comment Request

September 5, 2005.

The Department of Labor (DOL) has submitted the following (see below) information collection request (ICR), utilizing emergency review procedures, to the Office of Management and Budget (OMB) for review and clearance in accordance with the Paperwork Reduction Act of 1995 (Pub. L. 104-13, 44 U.S.C. Chapter 35). OMB approval has been requested by September 16, 2005. A copy of this ICR, with applicable supporting documentation, may be obtained by calling the DOL Departmental Clearance Officer, Ira Mills, on (202) 693-4122 (this is not a toll-free number) or e-mail: [mills.ira@dol.gov](mailto:mills.ira@dol.gov).

Comments and questions about the ICR listed below should be submitted to the Office of Information and Regulatory Affairs (OIRA), Attn.: OMB Desk Officer for the Employment and Training Administration, Office of Management and Budget, Room 10235, Washington, DC 20503 (202) 395-7316 (this is not a toll-free number) before September 16, 2005.

The Office of Management and Budget 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 collection techniques or other forms of information technology; *e.g.*, permitting electronic submissions of responses.

*Agency:* Employment and Training Administration.

*Title:* Senior Community Service Employment Program Performance Measurement System.

*OMB Control Number:* 1205-0040.

*Frequency:* Quarterly; Annually.

*Affected Public:* Not-for-profit; Business or other for-profit; Federal Government; and State, local or tribal.

*Number of Respondents:* 78.

| Cite reference   | Total respondents <sup>1</sup> | Frequency             | Total responses | Average time per response (minutes) | Burden hours |
|--|--------------------------------|-----------------------|-----------------|-------------------------------------|--------------|
| Participant Form—ETA-9020 .....                        | 69                             | Ongoing .....         | 106,000         | 11                                  | 19,430       |
| Community Service Assignment Form—ETA-9020 .....       | 69                             | Ongoing .....         | 110,000         | 5                                   | 9,170        |
| Unsubsidized Employment Form—ETA-9022 .....            | 69                             | Ongoing .....         | 22,000          | 11                                  | 4,030        |
| Exit Form—ETA-9023 .....                               | 69                             | Ongoing .....         | 55,000          | 2                                   | 1,830        |
| Quarterly Progress Report—ETA-5140 .....               | 69                             | Quarterly & Year-End. | 345             | 14                                  | 80           |
| 502(e) Participant Form—ETA-9020 (502e) .....          | 9                              | Ongoing .....         | 13,050          | 3                                   | 650          |
| 502(e) Training Form—ETA-9021 (502e) .....             | 9                              | Ongoing .....         | 14,350          | 5                                   | 1,100        |
| Unsubsidized Employment Form—ETA-9022 (502e) .....     | 9                              | Ongoing .....         | 1,900           | 11                                  | 350          |
| 502(e) Quarterly Progress Report—ETA-5140 (502e) ..... | 9                              | Quarterly & Year-End. | 45              | 10                                  | 10           |
| Sub-total ETA forms .....                              | .....                          | .....                 | 322,690         | 8                                   | 36,650       |

*Total Burden Hours:* 36,650.

*Total Annualized Capital/Startup Costs:* \$0.

*Total Burden Cost (Operating/Maintaining Systems or Purchasing Services):* \$0.

*Description:* This package contains revised program performance reports for the Senior Community Service Employment Program (SCSEP). The previously approved package permitted implementation of the Older Americans Act (OAA) Amendments of 2000. That request reflected information collection requirements contained in the Final Rule submitted to OMB on December 24, 2003. The current request is for approval of modified forms necessitated by the implementation of an Internet-based SCSEP Performance and Results QPR (SPARQ) system due to go into effect on July 1, 2005.

The SCSEP is funded for approximately \$440 million and provides over 60,000 positions in which over 100,000 low-income persons aged 55 or more are employed each year. Over 22,000 people will be placed from the program into unsubsidized placement. The main part of the program is operated by 69 grantees, either state governments or national non-profit organizations. The Section 502(e) training portion of the program is operated by an additional set of nine grantees.

To ensure that the Senior Community Service Employment Program is properly administered, and to

implement the performance measures and sanctions authorized by the 2000 Amendments to the OAA, it is necessary to expand and change the existing Quarterly Progress Report (QPR). In addition, a collection of information is required under OMB Memorandum M-02-06, which has been adopted by the Department of Labor (the Department). This requirement necessitates a collection of information to implement the Administration's common performance measures.

**Ira L. Mills,**

*Departmental Clearance Officer/Team Leader.*

[FR Doc. 05-18003 Filed 9-8-05; 8:45 am]

**BILLING CODE 4510-30-P**

## DEPARTMENT OF LABOR

### Employment Standards Administration Wage and Hour Division

#### Minimum Wages for Federal and Federally Assisted Construction; General Wage Determination Decisions

General wage determination decisions of the Secretary of Labor are issued in connection with applicable law and are based on the information obtained by the Department of Labor from its study of local wage conditions and data made available from other sources. They specify the basic hourly wage rates and fringe benefits which are determined to be prevailing for the described classes of

laborers and mechanics employed on construction projects of a similar character and in the localities specified therein.

The determinations in these decisions of prevailing rates and fringe benefits have been made in accordance with 29 CFR part 1, by authority of the Secretary of Labor pursuant to the provisions of the Davis-Bacon Act of March 3, 1931, as amended (46 Stat. 1494, as amended, 40 U.S.C. 276a) and of other Federal statutes referred to in 29 CFR part 1, Appendix, as well as such additional statutes as may from time to time be enacted containing provisions for the payment of wages determined to be prevailing by the Secretary of Labor in accordance with the Davis-Bacon Act. The prevailing rates and fringe benefits determined in these decisions shall, in accordance with the provisions of the foregoing statutes, constitute the minimum wage payable on Federal and federally assisted construction projects to laborers and mechanics of the specified classes engaged on contract work of the character and in the localities described therein.

Good cause is hereby found for not utilizing notice and public comment procedure thereon prior to the issuance of these determinations as prescribed in 5 U.S.C. 553 and not providing for delay in the effective date as prescribed in that section, because the necessity to issue current construction industry wage determinations frequently and in large volume causes procedures to be