

- 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;
- Evaluate whether and if so how the quality, utility, and clarity of the information to be collected can be enhanced; 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 submission of responses.

Overview of This Information Collection

(1) *Type of Information Collection:* Revision of a currently approved collection.

(2) *The Title of the Form/Collection:* Records and Supporting Data: Importation, Receipt, Storage, and Disposition by Explosives Importers, Manufacturers, Dealers, and Users Licensed Under Title 18 U.S.C. Chapter 40 Explosives.

(3) *The agency form number, if any, and the applicable component of the Department sponsoring the collection:* Form number: None.

Component: Bureau of Alcohol, Tobacco, Firearms and Explosives, U.S. Department of Justice.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract:*

Primary: Business or other for-profit.

Other: None.

Abstract: The records show daily activities in the importation, manufacture, receipt, storage, and disposition of all explosive materials covered under 18 U.S.C. Chapter 40 Explosives. The records are used to show where and to whom explosive materials are sent, thereby ensuring that any diversions will be readily apparent, and if lost or stolen, ATF will be immediately notified.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* An estimated 9,927 respondents will utilize this collection, and it will take each respondent approximately 12.6 hours to complete this information collection.

(6) *An estimate of the total public burden (in hours) associated with the collection:* The estimated annual public burden associated with this collection is 625,401 hours which is equal to (49,635

(total # of annual responses) * 12.6 (# of hours per response).

(7) *An Explanation of the Change in Estimates:* The adjustments associated with this collection are a decrease in the number of respondents by 40,592, and reduction in the total responses and burden hours by 587,935 and 12,169 respectively, when compared to the previous information collection renewal.

If additional information is required contact: Melody Braswell, Department Clearance Officer, United States Department of Justice, Justice Management Division, Policy and Planning Staff, Two Constitution Square, 145 N Street NE, 3E.405A, Washington, DC 20530.

Dated: December 21, 2017.

Melody Braswell,

Department Clearance Officer for PRA, U.S. Department of Justice.

[FR Doc. 2017-27922 Filed 12-26-17; 8:45 am]

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DEPARTMENT OF JUSTICE

[OLP Docket No. 167]

Notice of Request for Certification of Texas Capital Counsel Mechanism

AGENCY: Department of Justice.

ACTION: Notice.

SUMMARY: This notice advises the public that the State of Texas has provided additional information regarding its request for certification of its capital counsel mechanism by the Attorney General, and that the period to submit public comment to the Department of Justice regarding Texas's request has been extended to 60 days from the date of publication of this notice.

DATES: Written and electronic comments must be submitted on or before February 26, 2018. Comments received by mail will be considered timely if they are postmarked on or before that date. The electronic Federal Docket Management System (FDMS) will accept comments until Midnight Eastern Time at the end of that day.

ADDRESSES: To ensure proper handling of comments, please reference "Docket No. OLP 167" on all electronic and written correspondence. The Department encourages that all comments be submitted electronically through <http://www.regulations.gov> using the electronic comment form provided on that site. Paper comments that duplicate the electronic submission should not be submitted. Individuals who wish to submit written comments may send those to the contact listed in

the **FOR FURTHER INFORMATION** section immediately below.

FOR FURTHER INFORMATION CONTACT:

Laurence Rothenberg, Deputy Assistant Attorney General, Office of Legal Policy, U.S. Department of Justice, 950 Pennsylvania Avenue NW, Washington, DC 20530; telephone (202) 532-4465.

SUPPLEMENTARY INFORMATION: Chapter 154 of title 28, United States Code, provides special procedures for federal habeas corpus review of cases brought by prisoners in State custody who are subject to capital sentences. These special procedures may be available to a State only if the Attorney General of the United States has certified that the State has established a qualifying mechanism for the appointment, compensation, and payment of reasonable litigation expenses of competent counsel in State postconviction proceedings for indigent capital prisoners. 28 U.S.C. 2261, 2265; 28 CFR part 26.

On November 16, 2017, the Department of Justice, Office of Legal Policy published a notice in the **Federal Register** (82 FR 53530, OLP Docket No. 167, Document No. 2017-24874, available at <https://www.federalregister.gov/documents/2017/11/16/2017-24874/notice-of-request-for-certification-of-texas-capital-counsel-mechanism>), advising the public of Texas's request for certification, dated March 11, 2013, and requesting public comment regarding that request. The Department also sent a letter to Texas, dated November 16, 2017, asking whether the State wished to supplement or update that request.

This notice advises the public that the State of Texas has submitted additional information in regard to its prior request for certification. Public comment is solicited regarding Texas's request, and the comment period has been extended to 60 days from the date of publication of this notice. Texas's request and supporting materials may be viewed at <https://www.justice.gov/olp/pending-requests-final-decisions>.

One comment received by the Department in response to the Department's November 16, 2017 notice requested the comment period be extended from 60 days to 90 days from the date of publication of Texas's supplemental information. The Department declines at this time to extend the comment period to 90 days, but, as noted, has extended the deadline for public comment until 60 days from the date of publication of this notice. Further, the Department may choose to solicit additional public comment if necessary during the review process.

Dated: December 20, 2017.

Beth A. Williams,

Assistant Attorney General, Office of Legal Policy.

[FR Doc. 2017-27885 Filed 12-26-17; 8:45 am]

BILLING CODE 4410-BB-P

DEPARTMENT OF JUSTICE

Notice of Lodging of Proposed Consent Decree Under the Clean Water Act

On December 20, 2017, the Department of Justice lodged a proposed Consent Decree with the United States District Court for the Eastern District of Pennsylvania in the lawsuit entitled *United States and Commonwealth of Pennsylvania Department of Environmental Protection (PADEP) v. City of Lancaster, Pennsylvania*, Civil Action No. 17-cv-5684. In a civil action filed on December 19, 2017, under Section 309(d) of the Clean Water Act and the Pennsylvania Clean Streams Law, Act of June 22, 1987, P.S. 1937, as amended, 35 P.S. §§ 691.1-691.1001, the United States, on behalf of the Environmental Protection Agency, and PADEP alleged that Lancaster violated its National Pollutant Discharge Elimination System ("NPDES") permit and the Clean Water Act and Pennsylvania Clean Streams Law by failing to develop and implement an adequate Long Term Control Plan ("LTCP"), violating effluent limits, failing to comply with the Nine Minimum Control Requirements, and discharging sanitary sewer overflows. In the Complaint, the United States and PADEP sought injunctive relief and penalties.

The proposed Consent Decree resolves the claims alleged in the Complaint, and requires the City to take specified actions designed to achieve compliance with the Clean Water Act, Clean Streams Law, and the City's NPDES Permit. The proposed Consent Decree requires the City to submit an Amended Long Term Control Plan in accordance with the schedules contained in the Decree. In addition, City must pay a civil penalty of \$135,000, to be split equally between the United States and PADEP, and the City must complete a Supplemental Environmental Project designed to improve water quality in the Conestoga River. The SEP involves daylighting a stream in the City of Lancaster, identified as Groff's Run.23.

The publication of this notice opens a period for public comment on the Consent Decree. Please address comments to the Assistant Attorney

General, Environment and Natural Resources Division and refer to *United States and Commonwealth of Pennsylvania Department of Environmental Protection v. City of Lancaster*, DJ. Ref. No. 90-5-1-1-11135. All comments must be submitted no later than thirty (30) days after the publication date of this notice. Comments may be submitted either by email or by mail:

<i>To submit comments:</i>	<i>Send them to:</i>
By email	pubcomment- ees.enrd@ usdoj.gov.
By mail	Assistant Attorney General, U.S. DOJ-ENRD, P.O. Box 7611, Washington, DC 20044-7611.

During the public comment period, the Consent Decree may be examined and downloaded at this Justice Department website: <https://www.justice.gov/enrd/consent-decrees>. We will provide a paper copy of the Consent Decree upon written request and payment of reproduction costs. Please mail your request and payment to: Consent Decree Library, U.S. DOJ-ENRD, P.O. Box 7611, Washington, DC 20044-7611.

Please enclose a check or money order for \$23.25 (25 cents per page reproduction cost) payable to the United States Treasury.

Robert Brook,

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

[FR Doc. 2017-27816 Filed 12-26-17; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of Proposed Consent Decree Under The Comprehensive Environmental Response, Compensation and Liability Act

On December 20, 2017, the Department of Justice lodged a proposed consent decree ("Decree") with the United States District Court for the Northern District of New York in the lawsuit entitled *United States v. Honeywell International Inc. and Onondaga County, New York*, Civil Action No. 5:17-cv-01364-FJS-DEP.

The proposed Decree resolves claims under Section 107(a) of the Comprehensive Environmental Response, Compensation, and Liability Act ("CERCLA"), 42 U.S.C. 9607(a),

against Honeywell International Inc. ("Honeywell") and Onondaga County ("County") (collectively the "Defendants") for natural resource damages resulting from the releases of hazardous substances at or from the Defendants' facilities at the Onondaga Lake Superfund Site, located in the City of Syracuse, New York. The proposed Decree provides that Honeywell will (1) implement and maintain 20 restoration projects to restore and protect wildlife habitat and water quality, and increase recreational opportunities at Onondaga Lake; (2) pay \$5 million for future restoration projects to be undertaken by the Trustees; (3) pay \$500,000.00 toward stewardship activities to protect and maintain restoration projects; and (4) pay \$750,000.00 for Trustees' future oversight costs. The proposed Decree also requires that the County will operate, repair, maintain, and monitor five of these restoration projects located on or adjacent to County parklands for 25 years. The Defendants' work and payment obligations under the Decree total more than \$26 million.

Appendix A to the proposed Decree is the Final Onondaga Lake Natural Resource Damage Assessment Restoration Plan and Environmental Assessment ("RP/EA") issued in August 2017. The RP/EA describes the natural resource injuries and associated losses and outlines the 20 restoration projects. The plan also includes responses to oral and written comments received from the public on the draft plan during a 90-day public comment period, which included four public meetings and one public hearing held during the spring 2017. The final RP/EA is available at <http://www.fws.gov/northeast/nyfo/ec/onondaga.htm>

The publication of this notice opens a period for public comment on the proposed Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States v. Honeywell International Inc. and Onondaga County, New York*, D.J. Ref. No. 90-11-3-08348/1. All comments must be submitted no later than thirty (30) days after the publication date of this notice. Comments may be submitted either by email or by mail:

<i>To submit comments:</i>	<i>Send them to:</i>
By email	pubcomment-ees.enrd@ usdoj.gov.
By mail	Assistant Attorney General, U.S. DOJ-ENRD, P.O. Box 7611, Washington, DC 20044-7611.