

**DEPARTMENT OF JUSTICE****Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act of 1980**

In accordance with Department policy, 28 CFR 50.7, and 42 U.S.C. § 9622(d)(2), notice is hereby given that on April 8, 1997, a Consent Decree was lodged in *United States v. Kennecott Holdings Corporation, et al.*, Civil Action No. 97-39-BLG-JDS with the United States District Court for the District of Montana.

The Complaint in this case was filed with Section 107 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. § 9607, with respect to the McLaren Tailings Superfund Site located in Park County, Montana against Kennecott Holdings Corporation and Kennecott Montana Company. Pursuant to the terms of the Consent Decree, which resolves claims under the above-mentioned statute and under Section 7003 of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. § 6973, the settling defendants will covenant not to seek reimbursement of response costs incurred at the Site from the United States and the United States covenants not to sue the settling defendants for response costs incurred by the United States at the Site.

The Department of Justice will receive comments relating to the proposed Consent Decree for a period of thirty days from the date of publication of this notice. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. Kennecott Holdings Corporation, et al.*, DOJ Ref. No. 90-11-3-1644. Commenters may request an opportunity for a public meeting in the affected area, in accordance with Section 7003(d) of RCRA.

The proposed Consent Decree may be examined at the office of the United States Attorney, District of Montana, 2929 3rd Avenue North, Suite 400, Billings, Montana 59103 or at the offices of the Environmental Protection Agency, Region VIII, 999 18th Street, Suite 500, Denver, Colorado, 80202. Copies of the Consent Decree may also be examined and obtained by mail at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005 (202-624-0892). When requesting a copy by mail, please enclose a check in the amount of \$5.50

(twenty-five cents per page reproduction costs) payable to the "Consent Decree Library."

**Joel M. Gross,**  
Chief, Environmental Enforcement Section,  
Environment and Natural Resources Division.  
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**DEPARTMENT OF JUSTICE****Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act**

In accordance with Departmental policy, 28 C.F.R. § 50.7, and 43 U.S.C. § 9622(d), notice is hereby given that a proposed consent decree in *United States v. Kerr-McGee Chemical Corporation*, Civil Action No. 97-0121-E-BLW, was lodged on March 21, 1997 with the United States District Court for the District of Idaho. The Complaint in this case alleges claims for recovery of response costs and injunctive relief arising out of the release of hazardous substances at Kerr-McGee Chemical Corporation's vanadium plant in Caribou County, Idaho. The Consent Decree requires Kerr-McGee to eliminate uncontrolled discharges of wastewater into groundwater, excavate tailings and institute institutional controls to prevent consumption of groundwater that exceeds health standards. The Consent Decree also requires Kerr-McGee to pay the United States' costs associated with 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 proposed consent decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. Kerr-McGee Chemical Corporation*, DOJ Ref. No. 90-11-2-1208.

The proposed consent decree may be examined at the office of the United States Attorney, 877 W. Main St., Suite 201, Boise, Idaho 83702; at the Region 10 Office of the Environmental Protection Agency, 1200 Sixth Avenue, Seattle, Washington, 98101; and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005, (202) 624-0892. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, D.C. 20005. In requesting a copy please refer to the referenced case and enclose a

check in the amount of \$20.00 for the consent decree without attachments, \$63.50 with attachments (25 cents per page reproduction costs), payable to the Consent Decree Library.

**Joel M. Gross,**  
Chief, Environmental Enforcement Section,  
Environment and Natural Resources Division.  
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**DEPARTMENT OF LABOR****Office of the Secretary****Submission for OMB Emergency Review, Comment Request**

April 16, 1997.

The Department of Labor 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 (P.L. 104-13, 44 U.S.C. Chapter 35). OMB approval has been requested by April 25, 1997. A copy of this ICR, with applicable supporting documentation, may be obtained by calling the Department of Labor Department Clearance Officer, Theresa M. O'Malley ((202)-219-5096, ext. 143).

Comments and questions about the ICR listed below should be forwarded to the Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for the Department of Labor, Office of Management and Budget, Room 10235, Washington, DC 20503 ((202) 395-7316). 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 technological collection techniques or other forms of information technology, e.g., permitting electronic submissions of responses.