

### Alternatives to the Proposed Action

A No Action Alternative was evaluated for the flood control improvements to the Rio Grande Canalization Project Levee System. This alternative would retain the existing configuration of the system, and the current level of protection currently associated with this system. Under severe storm events, current containment capacity may be insufficient to fully control Rio Grande flooding, with risks to personal safety and potential property damage.

### Summary of Findings

Pursuant to NEPA guidance (40 Code of Federal Regulations 1500–1508), The President's Council on Environmental Quality issued regulations for NEPA implementation which included provisions for both the content and procedural aspects of the required Environmental Assessment. The USIBWC completed an EA of the potential environmental consequences of raising segments of the Rio Grande Canalization Project Levee System to meet current requirements for flood control. The EA, which supports the Finding of No Significant Impact, evaluated the Proposed Action and No Action Alternative.

### Levee System Evaluation

#### No Action Alternative

The No Action Alternative was evaluated as the single alternative action to the Proposed Action. The No Action Alternative would retain the current configuration of the Rio Grande Rectification Project Levee System, with no impacts to biological and cultural resources, water resources, land use, community resources, and environmental health issues. In terms of flood protection, however, current containment capacity under the No Action Alternative may be insufficient to fully control Rio Grande flooding under severe storm events, with associated risks to personal safety and property. The USIBWC will not be able to certify the levee system segments, that are being targeted for improvements, as meeting Federal Emergency Management Act (FEMA) requirements.

#### Proposed Action

#### Biological Resources

Improvements to the levee system would entail clearing and placement of fill material on the existing levees. Vegetation would be impacted along the levee slopes and at locations where levee footprint expansion is required (fill greater than 2 feet). Levee

expansion, if required, would take place along the current levee service corridor, limiting vegetation removal to low quality invasive plant species along the levee slopes. Avoidance measures would be implemented to protect resources, as needed.

No significant effects are anticipated on wildlife habitat in the vicinity of the levee system, including potential habitat for threatened and endangered species. In areas requiring levee footprint expansion, no riparian woodland communities would be impacted; impacts on vegetation would be limited to low quality vegetation along the levee slopes, of very limited value as wildlife habitat.

#### Cultural Resources

Improvements to the levee system are not expected to adversely affect known archaeological or historical resources. Typically, placement of fill material over the existing levee would not expand the levee footprint; when levee footprint expansion is needed, expansion would take place within the service corridor currently used for levee maintenance.

#### Water Resources

Improvements to the levee system would increase flood containment capacity to control the design flood event with a negligible increase in water surface elevation. Levee footprint expansion would not affect water resources.

#### Land Use

Levee improvements would occur on existing levee structures. Footprint levee expansion, where required, would take place completely within the existing levee footprint, including the existing service corridor, and remain within USIBWC right-of-way (ROW). There is minimal potential for impacts to urban or agricultural lands since the majority of the work will take place on USIBWC ROW. The majority of the existing river trails would not be impacted, except for those segments that have been constructed on top of the levee and are within the areas targeted for improvements.

#### Community Resources

In terms of socioeconomic resources, the influx of federal funds into El Paso, Doña Ana, and Sierra Counties from the levee improvement project would have a positive but minor local economic impact. No adverse impacts to disproportionately high minority and low-income populations were identified for construction activities. Moderate utilization of public roads is required

during construction; a temporary increase in access road use would be required for equipment mobilization and material shipments.

#### Environmental Health Issues

Improvements to the levee system would have minimal impact to air quality through construction activities. Air emissions during construction would be limited to heavy equipment operation during normal working hours. There would be a moderate increase in ambient noise levels due to construction activities. No long-term and regular exposure is expected above noise threshold values.

#### Best Management Practices

When warranted due to engineering considerations, or for protection of biological or cultural resources, the need for levee footprint expansion would be eliminated by levee slope adjustment. Best management practices during construction would include use of sediment barriers and soil wetting to minimize erosion and dust. To protect riparian woody vegetation, avoidance measures will be implemented. To protect wildlife, construction activities would be scheduled to occur, to the extent possible, outside the March to August bird migratory season.

#### Availability

Single hard copies of the Final Environmental Assessment and Finding of No Significant Impact may be obtained by request at the above address. Electronic copies may also be obtained from the USIBWC Home Page at <http://www.ibwc.state.gov>.

Dated: December 19, 2007.

**Susan E. Daniel,**

*General Counsel.*

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## DEPARTMENT OF JUSTICE

### Bureau of Justice Statistics

[OMB Number 1121–NEW]

#### Agency Information Collection Activities: Proposed Collection; Comments Requested

**ACTION:** 30-Day Notice of Information Collection Under Review: Proposed Collection; National Survey of Youth in Custody.

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The Department of Justice (DOJ), Bureau of Justice Statistics, has submitted the following information collection request to the Office of

Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995. The proposed information collection is published to obtain comments from the public and affected agencies. This proposed information collection was previously published in the **Federal Register** Volume 72, Number 200, page 58895 on October 17, 2007, allowing for a sixty day period.

The purpose of this notice is to allow for an additional 30 days for public comment until January 28, 2008. This process is conducted in accordance with 5 CFR 1320.10.

If you have comments especially on the estimated public burden or associated response time, suggestions, or need a copy of the proposed information collection instrument with instructions or additional information, please contact Allen J. Beck, PhD, Bureau of Justice Statistics, 810 Seventh Street, NW., Washington, DC 20531 (phone 202-616-3277).

Written comments and suggestions from the public and affected agencies concerning the proposed collection of information are encouraged. Your comments should address one or more of the following four points:

- 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 agencies 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 submission of responses.

#### **Overview of This Information Collection**

(1) *Type of Information Collection:* New data collection.

(2) *Title of the Form/Collection:* National Survey of Youth in Custody.

(3) Agency form number, if any, and the applicable component of the Department of Justice sponsoring the collection: Form numbers not available at this time. The Bureau of Justice Statistics, Office of Justice Programs,

Department of Justice is the sponsor for the collection.

(4) Affected public who will be asked or required to respond, as well as a brief abstract: Primary: State, Local, or Tribal Government. Other: Federal Government, Business or other for-profit, Not-for-profit institutions. The work under this clearance will be used to develop surveys to produce estimates for the incidence and prevalence of sexual assault within juvenile correctional facilities as required under the Prison Rape Elimination Act of 2003 (Pub. L. 108-79).

(5) An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond: It is estimated that 16,594 respondents will spend approximately 30 minutes on average responding to the survey.

(6) An estimate of the total public burden (in hours) associated with the collection: There are an estimated 18,441 total burden hours associated with this collection (including obtaining parental consent, administrative records, and roster processing).

If additional information is required, contact: Lynn Bryant, Department Clearance Officer, United States Department of Justice, Justice Management Division, Policy and Planning Staff, Patrick Henry Building, Suite 1600, 601 D Street, NW., Washington, DC 20530.

Dated: December 20, 2007.

**Lynn Bryant,**

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

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## **DEPARTMENT OF JUSTICE**

### **Drug Enforcement Administration**

#### **Importer of Controlled Substances; Notice of Application**

Pursuant to 21 U.S.C. 958(i), the Attorney General shall, prior to issuing a registration under this section to a bulk manufacturer of a controlled substance in schedule I or II and prior to issuing a regulation under 21 U.S.C. 952(a)(2)(B) authorizing the importation of such a substance, provide manufacturers holding registrations for the bulk manufacture of the substance an opportunity for a hearing.

Therefore, in accordance with Title 21 Code of Federal Regulations (CFR), 1301.34(a), this is notice that on November 22, 2007, Cambrex Charles City, Inc., 1205 11th Street, Charles City, Iowa 50616, made application by

renewal to the Drug Enforcement Administration (DEA) to be registered as an importer of Phenylacetone (8501), a basic class of controlled substance listed in schedule II.

The company plans to import Phenylacetone for use as a precursor in the manufacture of amphetamines only.

Any bulk manufacturer who is presently, or is applying to be, registered with DEA to manufacture such basic class of controlled substance may file comments or objections to the issuance of the proposed registration and may, at the same time, file a written request for a hearing on such application pursuant to 21 CFR 1301.43 and in such form as prescribed by 21 CFR 1316.47.

Any such written comments or objections being sent via regular mail should be addressed, in quintuplicate, to the Drug Enforcement Administration, Office of Diversion Control, Federal Register Representative (ODL), Washington, DC 20537, or any being sent via express mail should be sent to Drug Enforcement Administration, Office of Diversion Control, Federal Register Representative (ODL), 8701 Morrisette Drive, Springfield, Virginia 22152; and must be filed no later than January 28, 2008.

This procedure is to be conducted simultaneously with and independent of the procedures described in 21 CFR 1301.34(b), (c), (d), (e) and (f). As noted in a previous notice published in the **Federal Register** on September 23, 1975, (40 FR 43745-46), all applicants for registration to import a basic class of any controlled substance listed in schedule I or II are, and will continue to be, required to demonstrate to the Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration, that the requirements for such registration pursuant to 21 U.S.C. 958(a), 21 U.S.C. 823(a), and 21 CFR 1301.34(b), (c), (d), (e) and (f) are satisfied.

Dated: December 17, 2007.

**Joseph T. Rannazzisi,**

*Deputy Assistant Administrator, Office of Diversion Control, Drug Enforcement Administration.*

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## **DEPARTMENT OF JUSTICE**

### **Drug Enforcement Administration**

#### **Manufacturer of Controlled Substances; Notice of Application**

Pursuant to § 1301.33(a) of Title 21 of the Code of Federal Regulations (CFR),