

Decree for a period of thirty (30) days from the date of this publication. 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, or submitted via e-mail to pubcomment-ees.enrd@usdoj.gov, and should refer to *United States v. Erie Coke Corporation*, D.J. Ref. No. 90-5-2-1-09614.

The Consent Decree may be examined at the Offices of the U.S. Environmental Protection Agency, Region 3, 1650 Arch Street, Philadelphia, Pennsylvania 19103. 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/Consent_Decrees.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), 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 \$6.50 (25 cents per page reproduction cost) payable to the U.S. Treasury.

Robert Brook,

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

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DEPARTMENT OF LABOR

Wage and Hour Division

Proposed Extension of the Approval of Information Collection Requirements

AGENCY: Wage and Hour Division, Department of Labor.

ACTION: Notice.

SUMMARY: The Department of Labor, as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the general public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 (PRA95), 44 U.S.C. 3056(c)(2)(A). This program helps to ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized,

collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed. Currently, the Wage and Hour Division is soliciting comments concerning its proposal to extend Office of Management and Budget (OMB) approval of the Information Collection: Notice to Examinee, Work Experience and Career Exploration (WECEP) Regulations, 29 CFR 570.35a. A copy of the proposed information request can be obtained by contacting the office listed below in the **FOR FURTHER INFORMATION CONTACT** section of this Notice.

DATES: Written comments must be submitted to the office listed in the **ADDRESSES** section below on or before October 24, 2011.

ADDRESSES: You may submit comments identified by Control Number 1235-0011, by either one of the following methods: *E-mail:* WHDPRAComments@dol.gov; *Mail, Hand Delivery, Courier:* Division of Regulation, Legislation, and Interpretation, Wage and Hour, U.S. Department of Labor, Room S-3502, 200 Constitution Avenue, NW., Washington, DC 20210. *Instructions:* Please submit one copy of your comments by only one method. All submissions received must include the agency name and Control Number identified above for this information collection. Because we continue to experience delays in receiving mail in the Washington, DC area, commenters are strongly encouraged to transmit their comments electronically via e-mail or to submit them by mail early. Comments, including any personal information provided, become a matter of public record. They will also be summarized and/or included in the request for OMB approval of the information collection request.

FOR FURTHER INFORMATION CONTACT: Mary Ziegler, Director, Division of Regulation, Legislation, and Interpretation, Wage and Hour, U.S. Department of Labor, Room S-3502, 200 Constitution Avenue, NW., Washington, DC 20210; telephone: (202) 693-0406 (this is not a toll-free number). Copies of this notice may be obtained in alternative formats (Large Print, Braille, Audio Tape, or Disc), upon request, by calling (202) 693-0023 (not a toll-free number). TTY/TTD callers may dial toll-free (877) 889-5627 to obtain information or request materials in alternative formats.

SUPPLEMENTARY INFORMATION:

I. Background

The Fair Labor Standards Act (FLSA) section 3(l), 29 U.S.C. 203(l) establishes a minimum age of 16 years for most nonagricultural employment but allows the employment of 14- and 15-year-olds in occupations other than manufacturing and mining or deemed hazardous, if the Secretary of Labor determines such employment is confined to (1) periods that will not interfere with the minor's schooling and (2) conditions that will not interfere with the minor's health and well-being. FLSA section 11(c), 29 U.S.C. 211(c), requires all employers covered by the FLSA to make, keep, and preserve records of their employees' wages, hours, and other conditions and practices of employment. Regulations issued by the Secretary of Labor prescribe the recordkeeping and reporting requirements for these records. Subpart C of Regulations 29 CFR Part 570—Child Labor Regulations, Orders, and Statements of Interpretation—sets forth the employment standards for 14- and 15-year-olds (CL Reg. 3). Regulations 29 CFR 570.35a contain the requirements and criteria for the employment of 14- and 15-year-olds in specific occupations pursuant to a school-supervised and school-administered WECEP under the conditions CL Reg. 3 otherwise prohibits. In order to utilize the CL Reg. 3 WECEP provisions, Regulations 29 CFR 570.35a(b)(2) requires a state educational agency to file an application for approval of a state WECEP program as one not interfering with schooling or with the health and well-being of the minors involved. Regulations 29 CFR 570.35a(b)(3)(vi) requires that a written training agreement be prepared for each student participating in a WECEP and that such agreement be signed by the teacher-coordinator, the employer, and the student. The regulation also requires the student's parent or guardian to sign or otherwise consent to the agreement in order for it to be valid. Regulations 29 CFR 570.35a(b)(4)(ii) requires state education agencies to keep a record of the names and addresses of each school enrolling WECEP students and the number of enrollees in each unit. The state or local educational agency office must keep a copy of the written training agreement for each student participating in the WECEP. The records and copies must be maintained for three (3) years from the date of each student's enrollment in the program. This information collection is currently approved for use through December 31, 2011.

II. Review Focus

The Department of Labor 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.

III. Current Actions

The DOL seeks approval for the extension of this currently approved information collection in order to carry out its responsibility to ensure compliance with the youth employment provisions of the FLSA and its regulations. Without this information, the Administrator would have no means to determine if the proposed program meets the regulatory requirements.

Type of Review: Extension.

Agency: Wage and Hour Division.

Titles: Work Experience and Career Exploration Programs (WECEP) Regulations, 29 CFR 570.35a.

OMB Number: 1235-0011.

Affected Public: State, Local, or Tribal Government.

Frequency: Biennially.

Total Respondents: 37.

Total Annual Responses: 14,287.

Average Time per Response:

Reporting:

*WECEP Application—*2 hours.

*Written Training Agreement—*1 hour.

Recordkeeping:

*WECEP Program Information—*1 hour.

*Filing of WECEP Record and Training Agreement—*One-half minute.

Total Burden Hours: 14,145.

Total Burden Cost (capital/startup): \$0.

Total Burden Cost (operating/maintenance): \$3.29.

Dated: July 20, 2011.

Mary Ziegler,

Director, Division of Regulations, Legislation, and Interpretations.

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NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice (11-076)]

National Environmental Policy Act: Launch of NASA Routine Payloads on Expendable Launch Vehicles

AGENCY: National Aeronautics and Space Administration (NASA).

ACTION: Notice of availability and request for comments on the draft environmental assessment ("Draft EA") for launch of NASA routine payloads on expendable launch vehicles.

SUMMARY: Pursuant to the National Environmental Policy Act of 1969 (NEPA), as amended (42 U.S.C. 4321 *et seq.*), the Council on Environmental Quality (CEQ) Regulations for Implementing the Procedural Provisions of NEPA (40 CFR parts 1500-1508), and NASA NEPA policy and procedures (14 CFR part 1216 subpart 1216.3), NASA has prepared a Draft EA for launch of NASA routine payloads on expendable launch vehicles. For purposes of this Draft EA, NASA routine payloads include science instruments, spacecraft or technology demonstrations. This EA updates the *Final Environmental Assessment for Launch of NASA Routine Payloads on Expendable Launch Vehicles from Cape Canaveral Air Force Station Florida and Vandenberg Air Force Base California* published in June 2002. NASA missions covered by this Draft EA would be scheduled for launch at one of the proposed launch sites and would be within the total number of launch operations previously analyzed in launch vehicle and launch site NEPA documents. The proposed launches would occur from existing launch facilities at CCAFS, Florida, VAFB, California, the United States Army Kwajalein Atoll/Reagan Test Site (USAKA/RTS) in the Republic of the Marshall Islands (RMI), NASA's Wallops Flight Facility (WFF), Virginia, and the Kodiak Launch Complex (KLC), Alaska. The Cooperating Agencies on this Draft EA include the Federal Aviation Administration (FAA), the Air Force Space and Missile Systems Center, the U.S. Army Space and Missile Defense Command, and the National Oceanic and Atmospheric Administration (NOAA).

The Draft EA analyzes the potential environmental impacts associated with preparing and implementing launches of missions that are designated NASA routine payloads on U.S. expendable launch vehicles from existing U.S. facilities using established procedures. The NASA routine payloads meet rigorously defined criteria ensuring that the spacecraft and their operation would not present any new or substantial environmental and safety concerns. A Routine Payload Checklist is used to exclude missions from consideration as routine payloads if they: (1) Include any extraterrestrial sample return; (2) would be launched on a vehicle or from a launch site for which NASA has not completed NEPA compliance; (3) carry radioactive sources that could not be approved by the NASA Office of Safety and Mission Assurance Nuclear Flight Safety Assurance Manager or designee; (4) cause the manifested launch rate (per year) for a particular launch vehicle to exceed the rate previously approved and permitted at the launch sites; (5) require the construction of any new facilities (or substantial modification of existing facilities); (6) utilize hazardous materials in quantities exceeding the Envelope Payload Characteristics (EPCs); (7) utilize potentially hazardous material whose type or amount would not be covered by new or existing local permits; (8) release material other than propulsion system exhaust or inert gases into the atmosphere; (9) suggest the potential for any substantial impact on public health and safety not covered by this Draft EA; (10) have the potential for substantial effects on the environment outside the United States; (11) utilize an Earth-pointing laser system that does not meet the requirements for safe operations according to American National Standards Institute analysis techniques; (12) carry live or inactive disease-causing biological agents beyond Biological Safety Level 1; or (13) have the potential to create substantial public controversy related to environmental issues.

Payloads that fall within the Routine Payload Checklist would utilize materials, quantities of materials, launch vehicles, and operational characteristics that are consistent with normal and routine payload preparation and flight activities at these specified launch sites. Therefore, the environmental impacts of launching routine payloads would fall within the range of routine, ongoing, and previously documented impacts associated with approved programs that have been determined not to be significant. The purpose and need for