

incorrectly represents that the only “incident result” was that she “voluntarily took [a continuing medical education] course on prescribing controlled substances from Vanderbilt University.” Gov’t Ex. 2, at 1–2. The Respondent’s explanation omits any reference to the multiple incidents where she “repeatedly” prescribed controlled substances to “numerous patients,” that she was assessed a \$2,500.00 civil penalty, or that she received a five-year period of license probation with significant limitations, and reporting, monitoring, and notice requirements imposed as conditions of her probation. Gov’t Ex. 9, at 2–6. Even beyond the issue that the Respondent did not accept responsibility for these actions, as discussed, *supra*, the “explanation” she included with her application lacked candor.<sup>149</sup>

Based on the present record, this applicant simply cannot be entrusted by DEA with a registration, and, for that reason, it is recommended that her application be **DENIED**.

Dated: June 3, 2014.

John J. Mulrooney, II,  
Chief Administrative Law Judge.

[FR Doc. 2015–12135 Filed 5–19–15; 8:45 am]

**BILLING CODE 4410–09–P**

## DEPARTMENT OF JUSTICE

### Federal Bureau of Investigation

#### Notice of Charter Reestablishment

In accordance with the provisions of the Federal Advisory Committee Act, Title 5, United States Code, Appendix, and Title 41, Code of Federal Regulations, Section 101–6.1015, with the concurrence of the Attorney General, I have determined that the reestablishment of the Criminal Justice Information Services (CJIS) Advisory Policy Board (APB) is in the public interest. In connection with the performance of duties imposed upon the FBI by law, I hereby give notice of the reestablishment of the APB Charter.

The APB provides me with general policy recommendations with respect to the philosophy, concept, and operational principles of the various criminal justice information systems managed by the FBI’s CJIS Division.

The APB includes representatives from local and state criminal justice agencies; tribal law enforcement representatives; members of the judicial,

prosecutorial, and correctional sectors of the criminal justice community, as well as one individual representing a national security agency; a representative of the National Crime Prevention and Privacy Compact Council; a representative of federal agencies participating in the CJIS Division Systems; and representatives of criminal justice professional associations (*i.e.*, the American Probation and Parole Association; American Society of Crime Laboratory Directors; International Association of Chiefs of Police; National District Attorneys Association; National Sheriffs’ Association; Major Cities Chiefs Association; Major County Sheriffs’ Association; and a representative from a national professional association representing the courts or court administrators nominated by the Conference of Chief Justices). The Attorney General has granted me the authority to appoint all members to the APB.

The APB functions solely as an advisory body in compliance with the provisions of the Federal Advisory Committee Act. The Charter has been filed in accordance with the provisions of the Act.

Dated: May 11, 2015.

**James B. Comey**,  
Director.

[FR Doc. 2015–12200 Filed 5–19–15; 8:45 am]

**BILLING CODE 4410–02–P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Proposed Consent Decree Under the Clean Water Act and Resource Conservation and Recovery Act

On May 14, 2015, the Department of Justice lodged a proposed Consent Decree with the United States District Court for the Central District of California in the lawsuit entitled *United States v. Anaplex Corporation*, Civil Action No. 2:15–CV–3615.

The United States filed this lawsuit under the Clean Water Act and the Resource Conservation and Recovery Act. The United States’ complaint seeks injunctive relief and civil penalties for violations of regulations that govern discharges of pollutants to a publicly owned treatment works and the storage, disposal, and management of hazardous wastes at Anaplex’s electroplating facility in Paramount, California. The consent decree requires the defendant to undertake a rinsewater use evaluation, implement ongoing pollution monitoring, report on hazardous waste

handling measures, and pay a \$142,200 civil penalty.

The publication of this notice opens a period for public comment on the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States v. Anaplex Corporation*, D.J. Ref. No. 90–5–1–10454. 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 .....	<i>pubcomment-ees.enrd@usdoj.gov.</i>
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 Web site: <http://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 \$13.50 (25 cents per page reproduction cost) payable to the United States Treasury.

**Henry Friedman**,

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

[FR Doc. 2015–12115 Filed 5–19–15; 8:45 am]

**BILLING CODE 4410–CW–P**

## DEPARTMENT OF LABOR

### Office of Labor-Management Standards

#### Information Collection Request; Comment Request

**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

<sup>149</sup> See *George R. Smith, M.D.*, 78 FR 44972, 44979–80 (2013); *Glenn D. Krieger, M.D.*, 76 FR 20020, 20024 (2011); *David A. Hoxie, M.D.*, 69 FR 51477, 51479 (2004); *Maxicare Pharmacy*, 61 FR 27368, 27369 (1996).

(PRA95) [44 U.S.C. 3506(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 Office of Labor-Management Standards (OLMS) of the Department of Labor (Department) is soliciting comments concerning the proposal to amend the information collection request 1245-0003, as well as the Form LM-2, LM-3, and LM-4 Labor Organization Annual Report instructions to require filers of such reports to submit the reports electronically, as well as modify the hardship exemption process for Form LM-2 filers. A copy of the proposed information collection request can be obtained by contacting the office listed below in the addresses section of this Notice.

**DATES:** Written comments must be submitted to the office listed in the addresses section below on or before July 20, 2015.

**ADDRESSES:** Andrew R. Davis, Chief of the Division of Interpretations and Standards, Office of Labor-Management Standards, U.S. Department of Labor, 200 Constitution Avenue NW., Room N-5609, Washington, DC 20210, [olms-public@dol.gov](mailto:olms-public@dol.gov), (202) 693-0123 (this is not a toll-free number), (800) 877-8339 (TTY/TDD).

Please use only one method of transmission (mail or submission via [www.regulations.gov](http://www.regulations.gov) using RIN: 1245-AA06) to submit comments or to request a copy of this information collection and its supporting documentation; including a description of the likely respondents, proposed frequency of response, and estimated total burden. You may also request a copy of this information collection and its supporting documentation by sending an email to [olms-public@dol.gov](mailto:olms-public@dol.gov).

#### **SUPPLEMENTARY INFORMATION:**

##### **I. Background**

Congress enacted the Labor-Management Reporting and Disclosure Act of 1959, as amended (LMRDA), to provide for the disclosure of information on the financial transactions and administrative practices of labor organizations. The statute also provides, under certain circumstances, for reporting by labor organization officers and employees, employers, labor relations consultants, and surety companies. Section 208 of the LMRDA authorizes the Secretary to issue rules and regulations prescribing

the form of the required reports. The reporting provisions were devised to implement a basic tenet of the LMRDA: The guarantee of democratic procedures and safeguards within labor organizations, which are designed to protect the basic rights of union members.

Pursuant to section 201 of the LMRDA, the Department established annual financial disclosure reports: the Form LM-2, LM-3, and LM-4. These reports detail the receipts, disbursements, assets, and liabilities of covered labor organizations during their previous fiscal year. The Form LM-2 is the most detailed report, for those labor organizations with \$250,000 or more in total annual receipts. The Form LM-3 is available for those labor organizations with fewer than \$250,000 in total annual receipts, and the Form LM-4 is available for those labor organizations with fewer than \$10,000 in total annual receipts.<sup>1</sup>

Section 205 of the LMRDA provides that the reports are public information. Filers submit the reports to the Department's Office of Labor-Management Standards (OLMS), pursuant to the OLMS Information Collection Request (ICR), OMB # 1245-0003 (Form LM-1, LM-2, LM-3, LM-4, Simplified Annual Report, LM-10, LM-15, LM-15A, LM-16, LM-20, LM-21, LM-30, and S-1). Currently, filers can submit the Forms LM-2, LM-3, LM-4, and LM-30 electronically through the OLMS free and web-based Electronic Forms System (EFS).<sup>2</sup> EFS does not rely on third-party software or require the purchase of digital signatures; instead, EFS is a secure, web-based system that uses electronic signatures, which the filing organization's two principal officers register for, along with the union, obtaining a personal identification number (PIN) each year. However, only Form LM-2 filers are currently required to use EFS, although the Form LM-2 instructions provide a temporary and continuing hardship exemption process. Form LM-3 and LM-4 filers, as well as Form LM-30

<sup>1</sup> Pursuant to LMRDA Titles II and III, the Department also established nine other reporting and disclosure forms: The Form LM-1 Information Report; Form LM-10 Employer Report; Forms LM-15, 15-A, and 16 trusteeship reports; Form LM-20 Agreement and Activities Report; Form LM-21 Receipts and Disbursement Report; Form LM-30 Officer and Employee Report; and Form S-1 Surety Report.

<sup>2</sup> In May 2011, EFS first became available for LM-3 and LM-4 filers, and those unions with fiscal years ending after June 30, 2011 began to take advantage of electronic filing. Prior to this implementation of EFS, few Form LM-3 and LM-4 unions utilized EFS, since they would be required to purchase a digital signature. As stated, EFS is free of charge.

filers, can choose instead to print off the completed form, sign manually, and mail the form to OLMS.

In response to requests from union members, the media, members of Congress, and other interested parties for Internet access to reports filed by unions under the LMRDA, OLMS developed a Web site (<http://www.union-reports.dol.gov>) where individuals may now view union annual financial reports and conduct data searches, displaying the results in a number of preformatted listings, free of charge. OLMS can instantaneously post reports submitted via EFS. Reports submitted via mail must be scanned and then posted, with certain data manually entered.

##### *Authority*

The legal authority for this notice is set forth in 35 U.S.C. 3506(c)(2), and sections 203 and 208 of the LMRDA, 29 U.S.C. 432, 438. Section 208 of the LMRDA provides that the Secretary of Labor shall have authority to issue, amend, and rescind rules and regulations prescribing the form and publication of reports required to be filed under Title II of the Act and such other reasonable rules and regulations as he may find necessary to prevent the circumvention or evasion of the reporting requirements. 29 U.S.C. 438. The Secretary has delegated his authority under the LMRDA to the Director of the Office of Labor-Management Standards and permits re-delegation of such authority. See Secretary's Order 8-2009, 74 FR 58835 (Nov. 13, 2009).

##### *Mandatory Electronic Filing of the Forms LM-3 and LM-4*

The Department seeks to amend ICR 1245-0003, as well as the Forms LM-3 and LM-4 instructions, to require mandatory electronic filing of these reports, as well as modify the Form LM-2 hardship exemption process to correspond with that proposed for the Form LM-3 and LM-4 reports, which would only permit temporary hardship exemption submissions, not continuing. The Department believes that reasonable changes must be made to the means by which the forms required under LMRDA Title II are filed. The most efficient way to provide meaningful access to this information by interested members of the public is to require that the reports filed by small and medium-sized labor organizations be filed in electronic form. This change will benefit the filers, union members, and the public, as well as the Department.

First, EFS provides significant advantages for filers. Electronic forms

can significantly reduce the burden for filing the Forms LM-3 and LM-4, because they pre-populate a significant amount of informational items and are more efficient for reporting entities. Further, EFS provides error-checking functionality, as well as online, context-sensitive help, which improves the completeness of the reporting. Moreover, a filer can easily acquire a PIN and password and submit the report, free of charge, removing the burden of printing, manually reviewing and signing, and then mailing. As detailed in its last ICR renewal for OMB #1245-0003, Form LM-3 filers will experience a reporting burden hour reduction from an estimated 52 hours to 38.74 hours. With the existing, unchanged 64 recordkeeping burden hours, the total hour burden to complete the Form LM-3 is estimated to be 102.74 hours, a reduction from the previous total of 116 hours. The estimated number of respondents per filer is unchanged, as the proposed changes only affect the method of filing, not the universe of filers. Most labor unions have the information technology resources and capacity to file electronically. Indeed, although no specific data exists regarding the extent to which unions have already embraced the technology necessary to provide reports in electronic form, in 2014, approximately 40% of Form LM-3 unions and 37% of Form LM-4 unions filed their reports electronically. In any event, the Department has also proposed a process for a temporary hardship exemption, whereby filers may apply to temporarily submit paper forms, permitting additional time to complete the report electronically.

Second, EFS offers numerous benefits for the public. In contrast to the efficiency of e-filing, paper reports must be scanned and processed for data entry before they can be posted online for disclosure, which delays their availability for public review. Mandatory e-filing would therefore result in more immediate availability of the reports on the OLMS public disclosure Web site, and improve the efficiency of OLMS in processing the reports and in reviewing them for reporting compliance. Mandatory e-filing will also improve accessibility to the LM-3 and LM-4 forms for people with disabilities. Under Section 508 of the Rehabilitation Act, federal agencies must ensure that members of the public who are disabled and who are seeking information or services from a Federal agency "have access to and use of information and data that is comparable to the access to and use of the

information and data by such members of the public who are not individuals with disabilities." <sup>3</sup> Mandating electronic filing of the Forms LM-3 and LM-4 will help ensure that people with disabilities have access to those forms. Currently, hardcopy submissions of the Forms LM-3 and LM-4 must be scanned and converted to PDF format for posting on the OLMS public disclosure Web site. The scanned reports, which often contain handwritten entries and signatures, would then have to be further processed in order to be made Section 508 compliant. Considering the thousands of reports that are submitted manually every year, the process to make these reports fully accessible would be extremely time-consuming and resource-intensive. Forms filed electronically will be easier and less costly to convert into a format that is accessible to people with disabilities and will facilitate compliance with Section 508.

Third, mandatory e-filing will save the Department resources. Currently, only the Form LM-2 must be submitted to OLMS electronically, and there has been good compliance with this submission requirement. Requiring Form LM-3 and LM-4 reports to be filed electronically using a web-based system provided by OLMS and making the submitted reports available on the Web site will decrease the number of requests for reports that must be handled manually, freeing OLMS staff for other compliance assistance and enforcement work. Furthermore, electronic filing of Form LM-3 and LM-4 reports will enable OLMS to more efficiently sort, review, and analyze data that can be used more effectively for enforcement and compliance assistance purposes.

#### *Overview of Revised Form LM-3 and LM-4 Instructions*

Section IV (How to File), Form LM-2 and Form LM-3 Section XI (Completing Form LM-2 or LM-3), and Form LM-4 Section IX (Completing Form LM-4): The instructions in these sections will change to implement mandatory electronic filing. Mandatory electronic filing will minimize the burdens for unions that file the Forms LM-3 or LM-4, and increase efficiency for the Department of Labor as it processes the reports and makes the reports available to union members and the public. The web-based software will pre-populate certain data, perform many calculations, and help ensure the accuracy and completeness of the forms. A union will be permitted to file a paper

format Form LM-3 or LM-4, however, if it claims a temporary hardship exemption. Such process will enable the filer to submit a paper report by the required due date, with an electronic report submitted within ten business days after their required due date. The hardship exemption procedures are modeled after the existing procedures used by Form LM-2 filers, although the Department proposes just a temporary hardship exemption, not a continuing hardship exemption, as Form LM-2 filers have utilized. The Department notes that the continuing hardship exemption process derives from the Department's initial electronic filing system, which was not web-based and required the purchase of a digital signature. The creation of EFS eliminated the problems and costs associated with the prior system, and the Department therefore does not consider the continuing hardship exemption portion of the process to be necessary. The Department therefore also proposes an amendment to the Form LM-2 instructions, eliminating the continuing portion of the hardship exemption process, leaving just the temporary hardship exemption. The temporary hardship exemption process is explained in the instructions to the forms that accompany this notice. The Department invites comments regarding any alternative procedures that might better address problems associated with mandatory electronic filing of the Forms LM-3 and LM-4.

While no other changes to any other forms covered by this ICR are contemplated at this time, the agency seeks comments on any aspect of this information collection. Those comments will be used to revise and extend OMB authorization under the PRA for this information collection.

II. Review Focus: The Department 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

<sup>3</sup> See 29 U.S.C. 794d(1)(A)(ii).

technological collection techniques or other forms of information technology.

### III. Current Actions

The Department seeks to revise this information collection to provide for electronic filing. The information collected by OLMS is used by union members to help self-govern their unions, by workers making decisions regarding their collective bargaining rights, by the general public, and as research material for both outside researchers and within the Department. The information is also used to assist the Department and other government agencies in detecting improper practices on the part of labor organizations, their officers and/or representatives, and is used by Congress in oversight and legislative functions.

#### Burden Statement

The Department does not anticipate any changes to its burden estimates, as provided in its most recent extension request for OMB #1245-0003.<sup>4</sup> The only forms affected by this ICR amendment are the Forms LM-3 and LM-4. Further, none of the proposed changes affect the number of respondents. Rather, they would only affect the burden hours per respondent. Additionally, as stated in Part I, the Department already accounted for burden hour and cost savings, associated with EFS filing, in its last ICR revision, as it calculated the burden hour reduction associated with the 2011 implementation of EFS for Form LM-3 and LM-4 filers. Thus, the Department expects all filers to actualize the burden reductions anticipated in 2013, during the most recent ICR renewal, not just the 40% of Form LM-3 filers and 37% of Form LM-4 filers that currently take advantage of EFS.

The total burden for the Labor Organization and Auxiliary Reports information collection is summarized as follows:

Type of Review: Revision.

Agency: DOL-OLMS.

Title of Collection: Labor Organization and Auxiliary Reports.

OMB Control Number: 1245-0003.

Affected Public: Private Sector—businesses or other for-profits, farms, and not-for-profit institutions; and Individuals or Households.

Total Estimated Number of

Responses: 31,501.

Total Estimated Annual Burden Hours: 4,582,392.

Total Estimated Annual Other Costs Burden: \$0.

Comments submitted in response to this notice will be summarized and/or included in the request for the Office of Management and Budget (OMB) approval of the information collection request; they will also become a matter of public record. The Department notes that it has a pending rulemaking concerning two of the reports included in the Labor Organization and Auxiliary Reports information collection: The Form LM-10 Employer Report and the Form LM-20 Agreement and Activities Report filed by labor relations consultants. See 76 FR 37292. The Department received comments on those information collections during the rulemaking, and it will respond to such comments in any final rule issued, as well as in any separate request for amendment to the information collection submitted to OMB in the context of that rulemaking.

Dated: May 14, 2015.

Andrew R. Davis,

Chief of the Division of Interpretations and Standards, Office of Labor-Management Standards, U.S. Department of Labor.

[FR Doc. 2015-12272 Filed 5-19-15; 8:45 am]

BILLING CODE P

## DEPARTMENT OF LABOR

### Occupational Safety and Health Administration

[Docket No. OSHA-2015-0008]

#### OSHA Training Institute (OTI) Education Center Prerequisite Verification Form; Request Office of Management and Budget's (OMB) Approval of Information Collection (Paperwork) Requirements

**AGENCY:** Occupational Safety and Health Administration (OSHA), Labor.

**ACTION:** Request for public comments.

**SUMMARY:** OSHA solicits public comments concerning its proposal for completion of a Prerequisite Verification Form for applicants requesting enrollment in Outreach Training Program trainer courses to become an authorized Outreach Training Program trainer and the Office of Management and Budget's (OMB) approval of the information collection requirements specified in the Outreach Training Program Requirements (dated February 2013).

**DATES:** Comments must be submitted (postmarked, sent, or received) by July 20, 2015.

**ADDRESSES:**

**Electronically:** You may submit comments and attachments electronically at <http://www.regulations.gov>, which is the Federal eRulemaking Portal. Follow the instructions online for submitting comments.

**Facsimile:** If your comments, including attachments, are not longer than 10 pages you may fax them to the OSHA Docket Office at (202) 693-1648.

**Mail, hand delivery, express mail, messenger, or courier service:** When using this method, you must submit your comments and attachments to the OSHA Docket Office, Docket No. OSHA-2015-0008, Occupational Safety and Health Administration, U.S. Department of Labor, Room N-2625, 200 Constitution Avenue NW., Washington, DC 20210. Deliveries (hand, express mail, messenger, and courier service) are accepted during the Department of Labor's and Docket Office's normal business hours, 8:15 a.m. to 4:45 p.m., E.T.

**Instructions:** All submissions must include the Agency name and the OSHA docket number (OSHA-2015-0008) for the Information Collection Request (ICR). All comments, including any personal information you provide, are placed in the public docket without change, and may be made available online at <http://www.regulations.gov>. For further information on submitting comments see the "Public Participation" heading in the section of this notice titled **SUPPLEMENTARY INFORMATION**.

**Docket:** To read or download comments or other material in the docket, go to <http://www.regulations.gov> or the OSHA Docket Office at the address above. All documents in the docket (including this **Federal Register** notice) are listed in the <http://www.regulations.gov> index; however, some information (e.g., copyrighted material) is not publicly available to read or download from the Web site. All submissions, including copyrighted material, are available for inspection and copying at the OSHA Docket Office. You may also contact Theda Kenney at the address below to obtain a copy of the ICR.

**FOR FURTHER INFORMATION CONTACT:** Theda Kenney or Todd Owen, Directorate of Standards and Guidance, OSHA, U.S. Department of Labor, Room N-3609, 200 Constitution Avenue NW., Washington, DC 20210; telephone (202) 693-2222.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

The Department of Labor, as part of its continuing effort to reduce paperwork

<sup>4</sup> The Department estimates that Form LM-3 and LM-4 filers will incur a one-time burden of one hour, in order to read the revised instructions and familiarize themselves with EFS.