

**DEPARTMENT OF JUSTICE**

**Notice of Lodging of Proposed Consent Decree Modification Under the Clean Air Act**

On October 19, 2023, the Department of Justice lodged a proposed Consent Decree Modification (“Modification”) with the United States District Court for the Eastern District of Michigan in the lawsuit entitled *United States and the Michigan Department of Environment, Great Lakes, and Energy v. Cleveland-Cliffs Steel Corp.* (f/k/a *AK Steel Corp.*) Case No. 15–cv–11804.

The Modification amends the Consent Decree entered by the Court on August 21, 2015, which resolved Plaintiffs’ claims that Defendant violated the Clean Air Act at its steel manufacturing plant located in Dearborn, Michigan. The Consent Decree required Defendant to improve its maintenance and operation of the electrostatic precipitator (“ESP”) at the plant in order to reduce emissions of various pollutants. Plaintiffs have determined, however, that these efforts were insufficient and the Modification requires Defendant to replace the ESP entirely. It also requires routine testing of the new ESP, operation in accordance with various parameters, and improved monitoring. Finally, the Modification requires Defendant to pay an \$80,000 penalty to Michigan for violation of state law and perform a State supplemental environmental project that consists of providing air purifiers to area residences near the plant.

The publication of this notice opens a period for public comment on the proposed Modification. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States, et al. v. Cleveland-Cliffs*, Case No. 15–cv–11804, D.J. Ref. No. 90–5–2–1–10702. 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:

To submit comments:	Send them to:
By e-mail .....	<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 Modification may be examined and downloaded at this Justice Department website: [https://www.usdoj.gov/enrd/Consent\\_Decrees.html](https://www.usdoj.gov/enrd/Consent_Decrees.html). We will provide

a paper copy of the Modification 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 \$34.25 (25 cents per page reproduction cost) for the proposed Modification, payable to the United States Treasury.

**Patricia Mckenna,**

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

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**DEPARTMENT OF LABOR**

**Agency Information Collection Activities; Submission for OMB Review; Comment Request; Manlifts Standard**

**ACTION:** Notice of availability; request for comments.

**SUMMARY:** The Department of Labor (DOL) is submitting this Occupational Safety & Health Administration (OSHA)-sponsored information collection request (ICR) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act of 1995 (PRA). Public comments on the ICR are invited.

**DATES:** The OMB will consider all written comments that the agency receives on or before November 24, 2023.

**ADDRESSES:** Written comments and recommendations for the proposed information collection should be sent within 30 days of publication of this notice to [www.reginfo.gov/public/do/PRAMain](http://www.reginfo.gov/public/do/PRAMain). Find this particular information collection by selecting “Currently under 30-day Review—Open for Public Comments” or by using the search function.

*Comments are invited on:* (1) whether the collection of information is necessary for the proper performance of the functions of the Department, including whether the information will have practical utility; (2) if the information will be processed and used in a timely manner; (3) the accuracy of the agency’s estimates of the burden and cost of the collection of information, including the validity of the methodology and assumptions used; (4) ways to enhance the quality, utility and clarity of the information collection; and (5) ways to minimize the burden of the

collection of information on those who are to respond, including the use of automated collection techniques or other forms of information technology.

**FOR FURTHER INFORMATION CONTACT:**

Wilson Vadukumcherry by telephone at 202–693–0110, or by email at [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

**SUPPLEMENTARY INFORMATION:** OSHA is requiring this information to be collected by employers for determining the cumulative maintenance status of a manlift and/or taking the necessary preventive actions to ensure worker safety. For additional substantive information about this ICR, see the related notice published in the **Federal Register** on May 18, 2023 (88 FR 31824).

This information collection is subject to the PRA. A Federal agency generally cannot conduct or sponsor a collection of information, and the public is generally not required to respond to an information collection, unless the OMB approves it and displays a currently valid OMB Control Number. In addition, notwithstanding any other provisions of law, no person shall generally be subject to penalty for failing to comply with a collection of information that does not display a valid OMB Control Number. See 5 CFR 1320.5(a) and 1320.6.

DOL seeks PRA authorization for this information collection for three (3) years. OMB authorization for an ICR cannot be for more than three (3) years without renewal. The DOL notes that information collection requirements submitted to the OMB for existing ICRs receive a month-to-month extension while they undergo review.

*Agency:* DOL–OSHA.

*Title of Collection:* Manlifts Standard.

*OMB Control Number:* 1218–0226.

*Affected Public:* Private Sector—Businesses or other for-profits.

*Total Estimated Number of Respondents:* 3,000.

*Total Estimated Number of Responses:* 36,000.

*Total Estimated Annual Time Burden:* 37,800 hours.

*Total Estimated Annual Other Costs Burden:* \$0.

(Authority: 44 U.S.C. 3507(a)(1)(D))

**Wilson Vadukumcherry,**

*Senior PRA Analyst.*

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