

States District Court for the Western District of Missouri. The proposed Consent Decree resolves claims brought by the United States, on behalf of the Environmental Protection Agency, pursuant to the Clean Air Act, 42 U.S.C. 7401 *et seq.*, arising from Barber & Sons Tobacco Company, d.b.a. Barber & Sons Aggregates' ("Barber") ownership and operation of a non-metallic mineral processing plant, specifically a limestone quarry, located in Lee's Summit, Missouri.

The Complaint alleges that Barber is liable for violations of the CAA for failure to comply with notice and testing, reporting, and permitting requirements. The proposed Consent Decree requires Defendant Barber to pay a civil penalty of \$300,865. The proposed Consent Decree further requires future compliance by Defendant Barber with the CAA, regulations promulgated thereunder, and the Missouri State Implementation Plan.

The Department of Justice will receive comments relating to the proposed Consent Decree for a period of thirty (30) days from the date of this publication. Comments should be addressed to the Assistant Attorney General, Environment & Natural Resources Division, Department of Justice, P.O. Box 7611, Ben Franklin Station, Washington, D.C. 20044, and refer to *United States v. Barber & Sons Tobacco Company, d.b.a. Barber & Sons Aggregates*, DOJ number 90-5-2-1-2119.

Copies of the proposed Consent Decree may be examined at the Office of the United States Attorney, 1201 Walnut Street, Suite 2300, Kansas City, Missouri; and 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 by mail or in person from the Consent Decree Library. When requesting a copy of the proposed Consent Decree, please enclose a check in the amount of \$4.00 (25 cents per page reproduction costs) payable to the "Consent Decree Library."

Joel M. Gross,

Chief, Environmental Enforcement Section
Environment & Natural Resources Division.
[FR Doc. 97-32906 Filed 12-16-97; 8:45 am]

BILLING CODE 4410-15-M

DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree in *United States v. J&D Enterprises of Duluth, Inc.* under the Clean Air Act

Notice is hereby given that a Consent Decree in *United States v. J&D Enterprises of Duluth, Inc.*, No. 5-95-298 (PAM/RLE) (D. Minn.), has been entered into by the United States on behalf of U.S. EPA and J&D Enterprises of Duluth, Inc. ("J&D") and lodged with the Court on November 21, 1997. The proposed Consent Decree resolves certain claims of U.S. EPA against J&D under Section 112 of the Clean Air Act and the asbestos NESHAP regulations, 40 C.F.R. Part 61, Subpart M, with respect to an operation located at 923 Shepard Road in Saint Paul, Ramsey County, Minnesota. Under the Decree, J&D will, *inter alia*, pay the United States a civil penalty of \$27,500.

The Department of Justice will receive comments relating to the proposed Consent Decree for 30 days following the publication of this Notice. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. J&D Enterprises of Duluth, Inc.*, D.J. Ref. No. 90-5-2-1-1427B.

The proposed Consent Decree may be examined at the Office of the United States Attorney for the District of Minnesota, 300 South Fourth Street, Minneapolis, MN 55415; the Region 5 Office of the United States Environmental Protection Agency, 77 W. Jackson Blvd., Chicago, IL 60604; 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 of the proposed Consent Decree, please enclose a check in the amount of \$9.75 (25 cents per page for reproduction costs), payable to the Consent Decree Library.

Bruce S. Gelber,

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

[FR Doc. 97-32904 Filed 12-16-97; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Clean Air Act

Notice is hereby given that on November 25, 1997, a proposed Consent Decree in *United States versus M & O Environmental Company, et al.*, Civil No. 1:96-CV-1786, was lodged with the United States District Court for the Northern District of Illinois. This Consent Decree resolves claims against M & O Environmental Company, Inc. ("M & O"), for violations of Sections 112 and 114 of the Clean Air Act ("Act"), 42 U.S.C. §§ 7412 and 7414, and various work practice standards and notice requirements promulgated as part of the National Emission Standard for Hazardous Air Pollutants for asbestos ("asbestos NESHAP").

The Consent Decree requires M & O (1) pay \$100,000 in civil penalties; (2) maintain compliance with the asbestos NESHAP and the Act; (3) report to EPA on a monthly basis the status of all asbestos abatement work undertaken by M & O in the previous month, and (4) implement certain managerial and operational measurements to ensure M & O's continuous compliance with the asbestos NESHAP and the Act.

The Department of Justice will receive for a period of thirty (30) days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer in *United States versus M & O Environmental Company, et al.*, D.J. Ref. 90-5-2-1-1885.

The Consent Decree may be examined at the Office of the United States Attorney, Northern District of Illinois, Everett McKinley Dirksen Building, Fifth Floor, 219 South Dearborn Street, Chicago Illinois 60604, at the Region V Office of the Environmental Protection Agency, 200 West Adams Street, Chicago, Illinois, 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 enclose a check in the amount of \$26.75 (25 cents

per page reproduction cost) payable to the Consent Decree Library.

Joel Gross,

*Chief, Environmental Enforcement Section,
Environment and Natural Resources Division.*
[FR Doc. 97-32905 Filed 12-16-97; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Under the Comprehensive Environmental Response, Compensation, and Liability Act

In accordance with Departmental policy, 28 CFR § 50.7, notice is hereby given that a proposed Consent Decree with ASARCO in *United States v. Trinity Industries, Inc., et al.*, No. 97-2598-EEO, was lodged on November 24, 1997, with the United States District Court for the District of Kansas.

In this action the United States sought the recovery of response costs it incurred at the Kansas City Structural Steel Site in Kansas City, Kansas. The Consent Decree provides that ASARCO will pay to the United States \$318,212 of approximately \$450,000 in outstanding costs.

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. Trinity Industries, Inc., et al.*, DOJ Ref. #90-11-2-789B.

The proposed Consent Decree may be examined at the office of the United States Attorney, 500 State Avenue, Suite 360, Kansas City, Kansas 66101; the Region 7 office of the Environmental Protection Agency, 726 Minnesota Avenue, Kansas City, Kansas 66101; 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 refer to the referenced case and enclose a check in the amount of \$4.00 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Joel M. Gross,

Chief, Environmental Enforcement Section.
[FR Doc. 97-32907 Filed 12-16-97; 8:45 am]

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DEPARTMENT OF LABOR

Office of the Secretary

Submission for OMB Emergency Review; Comment Request

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 (PRA95) [44 U.S.C. 3506]. OMB approval has been requested by January 2, 1998. A copy of the ICR, with applicable supporting documentation, may be obtained by calling the Department of Labor Departmental Clearance Officer, Todd R. Owen, at (202) 219-5095, 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 Employment and Training Administration, 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 submission of responses.

Agency: Employment and Training Administration.

Title: Indian and Native American Welfare-to-Work Programs.

Frequency: Quarterly (report submission).

Affected Public: State, Local or Tribal Government.

Number of Respondents: 130 (estimated).

Total Responses: 1,040.

Estimated Time Per Respondent: 9 hours.

Total Burden Hours: 9,360.

Total Burden Cost (capital/startup): None.

Total Burden Cost (operating/maintaining): \$3,000,000.00 per year (program administrative costs).

Description: This ICR is associated with the issuance of forms and instructions necessary to report on activity conducted under the Indian and Native American Welfare-to-Work (INA WtW) program. The ICR concerns the submission of program and financial reports by Federally-recognized tribes and Alaska Native entities (or consortia thereof) awarded grants under the INA WtW program. These reports will document employment activity conducted by INA WtW grantees who provide employment services to adult recipients of benefits under the Temporary Assistance for Needy Families (TANF) program, established by Pub. L. 104-193 (the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, commonly called the "Welfare Reform Act").

Information submitted on these reports will be utilized by the Department to evaluate the success of individual INA WtW programs and to provide data for reports to Congress and the White House on the success of the overall INA WtW program. These instructions and forms are being issued in conjunction with the publication of the Interim Final Rule governing the INA WtW program in compliance with the requirements of section 412(a)(3)(C)(iii) of the Social Security Act, as amended by section 5001(c) of Pub. L. 105-33 (the Balanced Budget Act of 1997). This emergency clearance is necessary to enable the Department to implement the INA WtW program as close to the legislatively-mandated beginning date of October 1, 1997 (Fiscal Year 1998) as possible. Also, quick implementation of the INA WtW program is desirable because many TANF recipients are reaching the exhaustion of their benefits, due to the time limits for receiving those benefits imposed by Pub. L. 104-193 (the "Welfare Reform Act").

Todd R. Owen,

Departmental Clearance Officer.

[FR Doc. 97-32942 Filed 12-16-97; 8:45 am]

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