

**SUMMARY:** The Joint Board for the Enrollment of Actuaries announces the renewal of the Advisory Committee on Actuarial Examinations.

**FOR FURTHER INFORMATION CONTACT:** Patrick W. McDonough, 202-622-8225.

**SUPPLEMENTARY INFORMATION:** The purpose of the Committee is to advise the Joint Board on examinations in actuarial mathematics and methodology. The Joint Board administers such examinations in discharging its statutory mandate to enroll individuals who wish to perform actuarial services with respect to pension plans subject to the Employee Retirement Income Security Act of 1974. The Committee's advisory functions will include, but will not necessarily be limited to: (1) Considering areas of actuarial knowledge that should be treated on the examinations; (2) developing examination questions; (3) recommending proposed examinations and pass marks; and (4), as requested by the Joint Board, making recommendations relative to the examination program.

Dated: October 7, 2010.

**Patrick W. McDonough,**

*Executive Director, Joint Board for the Enrollment of Actuaries.*

[FR Doc. 2010-25951 Filed 10-14-10; 8:45 am]

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## DEPARTMENT OF JUSTICE

### **Notice of Lodging of Consent Decree Under the Clean Air Act; the Clean Water Act; the Resource Conservation and Recovery Act; the Emergency Planning and Community Right-to-Know Act; and the Comprehensive Environmental Response, Compensation, and Liability Act**

Notice is hereby given that on October 8, 2010, a proposed Consent Decree in *United States and State of Missouri v. The Doe Run Resources Corporation, et al.*, Civil Action 4:10-cv-1895 was lodged with the United States District Court for the Eastern District of Missouri.

In this action the United States and the State of Missouri sought civil penalties and injunctive relief for environmental violations of the Clean Air Act, 42 U.S.C. 7401-7671q; the Missouri Air Conservation Law, Chapter 643, RSMo; the Resource Conservation and Recovery Act, 42 U.S.C. 6901-6992k; the Missouri Hazardous Waste Management Law, §§ 260.350-260.434, RSMo; the Clean Water Act, 33 U.S.C. 1251-1387; the Missouri Clean Water Law, Chapter 644, RSMo; the

Emergency Planning and Community Right-to-Know Act, 42 U.S.C. 11001-11050; and the Comprehensive Environmental Response, Compensation, and Liability Act, 42 U.S.C. 9601-9603 at several of the mining, milling, and smelting facilities located in Missouri owned and operated by The Doe Run Resources Corporation, The Doe Run Resources Corporation d/b/a "The Doe Run Company", and The Buick Resource Recycling Facility, LLC ("Defendants"). To resolve the United States' and State's claims the Defendants will pay a civil penalty of \$7 million. The penalty will be paid in a \$3.5 million payment to the United States and a \$1.5 million payment to the state of Missouri, with an additional \$1 million plus interest to be paid to the state each year for the next two years. The settlement also requires Doe Run to establish financial assurance trust funds for the cleanup of the following active or former mining and milling facilities: Brushy Creek, Buick, Fletcher, Sweetwater, Viburnum, and West Fork. Doe Run will also take steps to address RCRA violations at certain facilities; finalize and come into compliance with more stringent Clean Water Act permits at 10 of its facilities, including Herculaneum, Glover, Brushy Creek, Buick Mill, Fletcher, Sweetwater, Viburnum, West Fork, Mine #35 (Casteel), and Buick Resource Recycling; and will spend an estimated \$5.8 million on stream mitigation activities along 8.5 miles of Bee Fork Creek, an impaired waterway near Doe Run's Fletcher mine and mill facility. At four facilities, Buick Mine, Brushy Creek, Fletcher, and Sweetwater, Doe Run will also enclose the lead concentrate handling, loading, and storage areas under negative pressure with emissions routed to a baghouse. The company will also spend \$2 million on community mitigation projects over the next four years.

In addition, instead of installing pollution control technologies needed to reduce sulfur dioxide and lead emissions as required by the Clean Air Act, Doe Run has made a business decision to shut down its lead smelter in Herculaneum, Mo., by Dec. 31, 2013. The company will also provide an initial \$8.14 million in financial assurance to guarantee cleanup work at the Herculaneum facility.

The Department of Justice will receive for a period of 30 days from the date of this publication comments relating to the Consent Decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and either e-mailed to [pubcomment-ees.enrd@usdoj.gov](mailto:pubcomment-ees.enrd@usdoj.gov) or

mailed to P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611, and should refer to *United States, et al. v. The Doe Run Resources Corporation, et al.*, D.J. Ref. 90-5-2-1-07390/1. Commenters may request an opportunity for a public meeting in the affected area, in accordance with Section 7003(d) of the Resource Conservation and Recovery Act, 42 U.S.C. 6973.

The Consent Decree may be examined at the Office of the United States Attorney, Eastern District of Missouri, Thomas F. Eagleton U.S. Courthouse, 111 South 10th Street, Room 20.333, St. Louis, MO 63102 Tel.: (314) 539-2200 and at EPA Region 7, 901 N. 5th Street, Kansas City, KS 66101, Tel: 1-800-223-0425.

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](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](mailto:tonia.fleetwood@usdoj.gov)), fax no. (202) 514-0097, phone confirmation number (202) 514-1547. In requesting a copy from the Consent Decree Library, please enclose a check to cover the 25 cents per page reproduction costs in the amount of \$43.50 (for Decree without appendices) or \$113.25 (for Decree with appendices) payable to the U.S. Treasury or, if by e-mail or fax, forward a check in that amount to the Consent Decree Library at the stated address.

**Maureen Katz,**

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

[FR Doc. 2010-25930 Filed 10-14-10; 8:45 am]

**BILLING CODE 4410-15-P**

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## DEPARTMENT OF LABOR

### **Occupational Safety and Health Administration**

[Docket No. OSHA-2010-0041]

### **Logging Operations; Extension of the 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.

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**SUMMARY:** OSHA solicits public comments concerning its proposal to extend OMB approval of the information collection requirements specified in its Standard on Logging Operations (29 CFR 1910.266).

**DATES:** Comments must be submitted (postmarked, sent, or received) by December 14, 2010.

**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 a copy of your comments and attachments to the OSHA Docket Office, OSHA Docket No. OSHA-2010-0041, U.S. Department of Labor, Occupational Safety and Health Administration, 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 OSHA docket number for the information collection requirements (ICR) (OSHA-2010-0041). 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 through 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 and respondent (*i.e.*, employer) burden, conducts a preclearance consultation program to provide the public with an opportunity to comment on proposed and continuing information collection requirements in accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3506(c)(2)(A)). This program ensures that information is in the desired format, reporting burden (time and costs) is minimal, collection instruments are clearly understood, and OSHA's estimate of the information collection burden is accurate. The Occupational Safety and Health Act of 1970 (the OSH Act) (29 U.S.C. 651 *et seq.*) authorizes information collection by employers as necessary or appropriate for enforcement of the OSH Act or for developing information regarding the causes and prevention of occupational injuries, illnesses, and accidents (29 U.S.C. 657). The OSH Act also requires that OSHA obtain such information with minimum burden upon employers, especially those operating small businesses, and to reduce to the maximum extent feasible unnecessary duplication of efforts in obtaining information (29 U.S.C. 657).

Paragraph (f)(1)(iii) of the Standard requires the employer to assure that operating and maintenance instructions are available on machines or in the area where the machine is being operated. Paragraph (g)(3) requires the employer to assure that operating and maintenance instructions are available in each vehicle.

Paragraph (i)(1) of the Standard requires employers to provide training for each employee, including supervisors. To meet this requirement, employers must conduct the training at the frequencies specified by paragraph (i)(2). Paragraph (i)(3) specifies that a worker's/supervisor's training must consist of the following elements: Safe work practices, including the use, operation, and maintenance of tools, machines, and vehicles the worker/supervisor uses or operates, as well as procedures, practices, and requirements of the employer's worksite; recognition and control of health and safety hazards associated with the worker's/supervisor's specific work tasks and

logging operations in general; and the requirements of the Standard.

Paragraph (i)(10)(i) specifies that employers must verify that they are in compliance with the training requirements in paragraph (i). This certification must be in writing and provide the following information: The name/identifier of the worker/supervisor; the date(s) of the training; and either the signature of the employer or the individual who conducted the training. Paragraph (i)(10)(ii) requires employers to maintain the most recent certification for training completed by an employee/supervisor.

Training workers/supervisors in safe work practices and to recognize and control the safety and health hazards associated with their work tasks and overall logging operations enables them to prevent serious accidents by using specific procedures and equipment in a safe manner to avoid or to control dangerous exposures to these hazards.

Establishing and maintaining written certification of the training that each worker/supervisor has received (*i.e.*, job and first aid) assures the employer that the training specified by the Standard has been conducted, and at the required frequencies. With regard to first-aid training, the certification assures that the worker's/supervisor's training certificate is currently valid. In addition, these records provide the most efficient means for an OSHA compliance officer to determine whether an employer performed the required training at the necessary and appropriate frequencies.

**II. Special Issues for Comment**

OSHA has a particular interest in comments on the following issues:

- Whether the proposed information collection requirements are necessary for the proper performance of the Agency's functions, including whether the information is useful;
- The accuracy of OSHA's estimate of the burden (time and costs) of the information collection requirements, including the validity of the methodology and assumptions used;
- The quality, utility, and clarity of the information collected; and
- Ways to minimize the burden on employers who must comply; for example, by using automated or other technological information collection and transmission techniques.

**III. Proposed Actions**

OSHA is requesting that OMB extend its approval of the information collection requirements contained in the Standard on Logging Operations (29 CFR 1910.266). The Agency is requesting to decrease its existing

burden hours from 31,286 hours to 25,957 for a total decrease of 5,329 hours. This decrease is the result of updated data which shows a decrease in the number of logging establishments. The Agency will summarize the comments submitted in response to this notice and will include this summary in the request to OMB.

*Type of Review:* Extension of a currently approved collection.

*Title:* Logging Operations (29 CFR 1910.266).

*OMB Number:* 1218-0198.

*Affected Public:* Business or other for-profits.

*Number of Respondents:* 10,038.

*Frequency of Recordkeeping:* Initially, on occasion.

*Average Time per Response:* Varies from 1 minute (.02 hour) to maintain training certification records to 3 hours to conduct initial training.

*Estimated Total Burden Hours:* 25,957.

*Estimated Cost (Operation and Maintenance):* \$0.

#### IV. Public Participation—Submission of Comments on This Notice and Internet Access to Comments and Submissions

You may submit comments in response to this document as follows:

(1) Electronically at <http://www.regulations.gov>, which is the Federal eRulemaking Portal; (2) by facsimile (fax); or (3) by hard copy. All comments, attachments, and other material must identify the Agency name and the OSHA docket number for the ICR (Docket No. OSHA-2010-0041). You may supplement electronic submissions by uploading document files electronically. If you wish to mail additional materials in reference to an electronic or facsimile submission, you must submit them to the OSHA Docket Office (see the section of this notice titled ADDRESSES). The additional materials must clearly identify your electronic comments by your name, date, and the docket number so the Agency can attach them to your comments.

Because of security procedures, the use of regular mail may cause a significant delay in the receipt of comments. For information about security procedures concerning the delivery of materials by hand, express delivery, messenger, or courier service, please contact the OSHA Docket Office at (202) 693-2350, (TTY) (877) 889-5627.

Comments and submissions are posted without change at <http://www.regulations.gov>. Therefore, OSHA cautions commenters about submitting personal information such as social

security numbers and date of birth. Although all submissions are listed in the <http://www.regulations.gov> index, some information (e.g., copyrighted material) is not publicly available to read or download through this Web site. All submissions, including copyrighted material, are available for inspection and copying at the OSHA Docket Office. Information on using the <http://www.regulations.gov> Web site to submit comments and access the docket is available at the Web site's "User Tips" link. Contact the OSHA Docket Office for information about materials not available through the Web site, and for assistance in using the Internet to locate docket submissions.

#### V. Authority and Signature

David Michaels, PhD, MPH, Assistant Secretary of Labor for Occupational Safety and Health, directed the preparation of this notice. The authority for this notice is the Paperwork Reduction Act of 1995 (44 U.S.C. 3506 *et seq.*) and Secretary of Labor's Order No. 4-2010 (75 FR 55355).

Signed in Washington, DC, on October 12, 2010.

**David Michaels,**

*Assistant Secretary of Labor for Occupational Safety and Health.*

[FR Doc. 2010-25978 Filed 10-14-10; 8:45 am]

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#### DEPARTMENT OF LABOR

##### Employment and Training Administration

[TA-W-74,548]

##### **Propex Operating Company, LLC, Including On-Site Leased Workers From Ambassador Personnel, the Pollard Agency and PFMI, Bainbridge, Georgia; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance**

In accordance with Section 223 of the Trade Act of 1974, as amended ("Act"), 19 U.S.C. 2273, the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance on September 10, 2010, applicable to workers of Propex Operating Company, LLC, including on-site leased workers from Ambassador Personnel, Bainbridge, Georgia. The notice was published in the **Federal Register** on September 23, 2010 (75 FR 57982).

At the request of a company official, the Department reviewed the certification for workers of the subject firm. The workers are engaged in

activities related to the production of spun yarn.

The company reports that workers leased from The Pollard Agency and PFMI were employed on-site at the Bainbridge, Georgia location of Propex Operating Company, LLC. The Department has determined that these workers were sufficiently under the control of the subject firm to be considered leased workers.

Based on these findings, the Department is amending this certification to include workers leased from The Pollard Agency and PFMI working on-site at the Bainbridge, Georgia location of Propex Operating Company, LLC.

The amended notice applicable to TA-W-74,548 is hereby issued as follows:

All workers of Propex Operating Company, LLC, including on-site leased workers from Ambassador Personnel, The Pollard Agency and PFMI, Bainbridge, Georgia, who became totally or partially separated from employment on or after August 18, 2009, through September 10, 2012, and all workers in the group threatened with total or partial separation from employment on the date of certification through two years from the date of certification, are eligible to apply for adjustment assistance under Chapter 2 of Title II of the Trade Act of 1974, as amended.

Signed at Washington, DC this 1st day of October 2010.

**Elliott S. Kushner,**

*Certifying Officer, Division of Trade Adjustment Assistance.*

[FR Doc. 2010-26018 Filed 10-14-10; 8:45 am]

BILLING CODE 4510-FN-P

#### DEPARTMENT OF LABOR

##### Employment and Training Administration

[TA-W-74,489]

##### **Warner Chilcott Pharmaceuticals, Inc. Including On-Site Leased Workers From Adecco Engineering and Technical, Norwich, New York; Amended Certification Regarding Eligibility To Apply for Worker Adjustment Assistance**

In accordance with Section 223 of the Trade Act of 1974, as amended ("Act"), 19 U.S.C. 2273, the Department of Labor issued a Certification of Eligibility to Apply for Worker Adjustment Assistance on September 10, 2010, applicable to workers of Warner Chilcott Pharmaceuticals, Inc., Norwich, New York. The notice was published in the **Federal Register** on September 23, 2010 (75 FR 57982).

At the request of a petitioner, the Department reviewed the certification