

<i>To submit comments:</i>	<i>Send them to:</i>
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 proposed Modification to the 2011 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 proposed Modification to the 2011 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 \$5.00 (25 cents per page reproduction cost) payable to the United States Treasury.

**Robert E. Maher Jr.,**

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

[FR Doc. 2015–32102 Filed 12–21–15; 8:45 am]

**BILLING CODE 4410–15–P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging Proposed Consent Decree

In accordance with Departmental Policy, 28 CFR 50.7, notice is hereby given that a proposed Consent Decree and Stipulation and Order in *United States, et al. v. James C. Justice, II, et al.*, No. 1:15–cv–16018, were lodged with the United States District Court for the Southern District of West Virginia (Bluefield Division) on December 10, 2015.

The proposed Consent Decree and Stipulation and Order concern a complaint filed by the United States and the State of West Virginia, by and through the West Virginia Department of Environmental Protection, against James C. Justice, II, the James C. Justice Companies, Inc., and High Mountain Living, LLC, pursuant to 33 U.S.C. 1311, 1319 and 1344, and the West Virginia Water Pollution Control Act, W. Va. Code Chapter 22, Article 11, *et seq.*, to obtain injunctive relief from and impose civil penalties against the Defendants for violating the Clean Water Act by discharging pollutants without a permit into waters of the United States. The proposed Consent Decree resolves these allegations against Defendants James C.

Justice, II and the James C. Justice Companies, Inc. by requiring the Defendants to restore the impacted areas, perform mitigation as needed, and pay a civil penalty. The Stipulation and Order resolves the allegations against Defendant High Mountain Living, LLC by requiring the payment of a civil penalty.

The Department of Justice will accept written comments relating to the proposed Consent Decree and Stipulation and Order for thirty (30) days from the date of publication of this Notice. Please address comments to Austin D. Saylor, Trial Attorney, United States Department of Justice, Environment and Natural Resources Division, Environmental Defense Section, Post Office Box 7611, Washington, DC 20044, and refer to *United States, et al. v. James C. Justice, II, et al.*, DJ #90–5–1–1–20019.

The proposed Consent Decree and Stipulation and Order may be examined at the Clerk's Office, United States District Court for the Southern District of West Virginia (Bluefield Division), 601 Federal Street, Room 2303, Bluefield, WV 24701. In addition, the proposed Consent Decree and Stipulation and Order may be examined electronically at <http://www.justice.gov/enrd/consent-decrees>.

**Cherie L. Rogers,**

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

[FR Doc. 2015–32110 Filed 12–21–15; 8:45 am]

**BILLING CODE 4410–15–P**

## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Labor Certification Process for the Temporary Employment of Aliens in Agriculture in the United States: 2016 Adverse Effect Wage Rates

**AGENCY:** Employment and Training Administration, Department of Labor.

**ACTION:** Notice.

**SUMMARY:** The Employment and Training Administration (ETA) of the Department of Labor (Department) is issuing this notice to announce the 2016 Adverse Effect Wage Rates (AEWRs) for the employment of temporary or seasonal nonimmigrant foreign workers (H–2A workers) to perform agricultural labor or services.

AEWRs are the minimum wage rates the Department has determined must be offered and paid by employers to H–2A workers and workers in corresponding

employment for a particular occupation and area so that the wages of similarly employed U.S. workers will not be adversely affected. In this notice, the Department announces the annual update of the AEWRs which must be paid for agricultural work performed by H–2A and U.S. workers on or after the effective date of this notice.

**DATES:** *Effective Date:* This notice is effective December 22, 2015.

#### FOR FURTHER INFORMATION CONTACT:

William W. Thompson, II, Acting Administrator, Office of Foreign Labor Certification, U.S. Department of Labor, Box 12–200, 200 Constitution Avenue NW., Washington, DC 20210. Telephone: 202–513–7350 (this is not a toll-free number).

**SUPPLEMENTARY INFORMATION:** The U.S. Citizenship and Immigration Services of the Department of Homeland Security will not approve an employer's petition for the admission of H–2A nonimmigrant temporary agricultural workers in the U.S. unless the petitioner has received from the Department an H–2A labor certification. The labor certification provides that: (1) There are not sufficient U.S. workers who are able, willing, and qualified and who will be available at the time and place needed to perform the labor or services involved in the petition; and (2) the employment of the foreign worker(s) in such labor or services will not adversely affect the wages and working conditions of workers in the U.S. similarly employed. 8 U.S.C. 1101(a)(15)(H)(ii)(a), 1184(c)(1), and 1188(a); 8 CFR 214.2(h)(5); 20 CFR 655.100.

#### Adverse Effect Wage Rates for 2016

The Department's H–2A regulations at 20 CFR 655.120(l) provide that employers must pay their H–2A workers and workers in corresponding employment at least the highest of: (1) The AEWR; (2) the prevailing hourly wage rate; (3) the prevailing piece rate; (4) the agreed-upon collective bargaining wage rate, if applicable; or (5) the Federal or State minimum wage rate, in effect at the time the work is performed.

Except as otherwise provided in 20 CFR part 655, subpart B, the region-wide AEWR for all agricultural employment (except those occupations characterized by other than a reasonably regular workday or workweek as described in 20 CFR 655.102) for which temporary H–2A certification is being sought is equal to the annual weighted average hourly wage rate for field and livestock workers (combined) in the State or region as published annually by the United States Department of

Agriculture (USDA). 20 CFR 655.120(c) requires that the Administrator of the Office of Foreign Labor Certification publish the USDA field and livestock worker (combined) wage data as AEWRS in a **Federal Register** notice.

Accordingly, the 2016 AEWRS to be paid for agricultural work performed by H-2A and U.S. workers on or after the effective date of this notice are set forth in the table below:

TABLE—2016 ADVERSE EFFECT WAGE RATES

State	2016 AEWRS
Alabama	\$10.59
Arizona	11.20
Arkansas	10.69
California	11.89
Colorado	11.27
Connecticut	11.74
Delaware	11.66
Florida	10.70
Georgia	10.59
Hawaii	12.64
Idaho	11.75
Illinois	12.07
Indiana	12.07
Iowa	12.17
Kansas	13.80
Kentucky	10.85
Louisiana	10.69
Maine	11.74
Maryland	11.66
Massachusetts	11.74
Michigan	12.02
Minnesota	12.02
Mississippi	10.69
Missouri	12.17
Montana	11.75
Nebraska	13.80
Nevada	11.27
New Hampshire	11.74
New Jersey	11.66
New Mexico	11.20
New York	11.74
North Carolina	10.72
North Dakota	13.80
Ohio	12.07
Oklahoma	11.15
Oregon	12.69
Pennsylvania	11.66
Rhode Island	11.74
South Carolina	10.59
South Dakota	13.80
Tennessee	10.85
Texas	11.15
Utah	11.27
Vermont	11.74
Virginia	10.72
Washington	12.69
West Virginia	10.85
Wisconsin	12.02
Wyoming	11.75

Pursuant to the H-2A regulations at 20 CFR 655.173, the Department will publish a separate **Federal Register** notice in early 2016 to announce (1) the allowable charges for 2016 that employers seeking H-2A workers may charge their workers for providing them

three meals a day; and (2) the maximum travel subsistence reimbursement which a worker with receipts may claim in 2016.

**Portia Wu,**

*Assistant Secretary, Employment and Training Administration.*

[FR Doc. 2015-32114 Filed 12-21-15; 8:45 am]

**BILLING CODE 4510-FP-P**

**OFFICE OF MANAGEMENT AND BUDGET**

**Request for Comments on Category Management Policy 16-1: Improving the Acquisition and Management of Common Information Technology: Software Licensing**

**AGENCY:** Office of Management and Budget.

**ACTION:** Notice of Public Comment Period.

**SUMMARY:** The Office of Management and Budget (OMB) is seeking public comment on a draft memorandum titled, “*Category Management Policy 16-1: Improving the Acquisition and Management of Common Information Technology: Software Licensing.*”

**DATES:** The 30-day public comment period on the draft memorandum begins on the day it is published in the **Federal Register** and ends 30 days after date of publication in the **Federal Register**.

**ADDRESSES:** Interested parties should provide comments at the following link: <https://software.cio.gov>. The Office of Management and Budget is located at 725 17th Street NW., Washington, DC 20503.

**FOR FURTHER INFORMATION CONTACT:** Mr. Paul Oliver, OMB, at 202-395-0372 or [OFCIO@omb.eop.gov](mailto:OFCIO@omb.eop.gov).

**SUPPLEMENTARY INFORMATION:** The Office of Management and Budget (OMB) is proposing a new policy to improve the management and acquisition of commonly-purchased enterprise software. The policy advances the Category Management initiative established in the OMB Memorandum dated December 4, 2014, *Transforming the Marketplace: Simplifying Federal Procurement to Improve Performance, Drive Innovation, and Increase Savings*. The policy also addresses the implementation of the governmentwide software purchasing program in the Federal Information Technology Oversight and Reform Act (FITARA). The draft memorandum establishes policies to reduce redundancy, increase accountability of agency officials, and promote best-in-class software

agreements across the Federal Government. Authority for this notice is granted under the Clinger-Cohen Act, 40 U.S.C. Subtitle III.

**Tony Scott,**

*Administrator, Office of the Federal Chief Information Officer.*

**Anne Rung,**

*Administrator, Office of Federal Procurement Policy.*

[FR Doc. 2015-32059 Filed 12-18-15; 11:15 am]

**BILLING CODE P**

**NATIONAL SCIENCE FOUNDATION**

**Sunshine Act Meeting; National Science Board**

The National Science Board’s Science and Engineering Indicators Committee, pursuant to NSF regulations (45 CFR part 614), the National Science Foundation Act, as amended (42 U.S.C. 1862n-5), and the Government in the Sunshine Act (5 U.S.C. 552b), hereby gives notice of the scheduling of a teleconference for the transaction of National Science Board business, as follows:

**DATE AND TIME:** Wednesday, January 6, 2016 at 4:30 p.m. EST.

**SUBJECT MATTER:** (1) Chairman’s opening remarks; (2) Approval of minutes of November 18, 2015; (3) Discussion of Higher Education Companion Brief; and (4) Committee Chair’s Closing Remarks.

**STATUS:** Open.

**LOCATION:** This meeting will be held by teleconference at the National Science Foundation, 4201 Wilson Blvd., Arlington, VA 22230. A public listening line will be available. Members of the public must contact the Board Office send an email message to [nationalsciencebrd@nsf.gov](mailto:nationalsciencebrd@nsf.gov) at least 24 hours prior to the teleconference for the public listening number.

**UPDATES AND POINT OF CONTACT:** Please refer to the National Science Board Web site [www.nsf.gov/nsb](http://www.nsf.gov/nsb) for additional information. Meeting information and updates (time, place, subject matter or status of meeting) may be found at <http://www.nsf.gov/nsb/notices/>. Point of contact for this meeting is: Elise Lipkowitz ([elipkowitz@nsf.gov](mailto:elipkowitz@nsf.gov)), 4201 Wilson Blvd., Arlington, VA 22230.

**Kyscha Slater-Williams,**

*Program Specialist to the National Science Board.*

[FR Doc. 2015-32287 Filed 12-18-15; 4:15 pm]

**BILLING CODE 7555-01-P**