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Randall M. Stone,

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

[FR Doc. 2019-05710 Filed 3-25-19; 8:45 am]

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DEPARTMENT OF JUSTICE

Notice of Lodging of Proposed Consent Decree Under the Safe Drinking Water Act

On March 18, 2019, the Department of Justice lodged a proposed consent decree with the United States District Court for the Eastern District of New York in the lawsuit entitled *United States of America v. City of New York and New York City Department of Environmental Protection*, Civil Action No. 1:19-cv-01519-RJD-CLP.

The United States filed this lawsuit to seek civil penalties and injunctive relief for violations of the Safe Drinking Water Act, 42 U.S.C. 300f, *et seq.* The alleged violations stem from the City's failure to place a cover over its Hillview Reservoir, a 90-acre treated-water reservoir in Yonkers. The reservoir holds water destined for consumers in New York City. The water arrives at the reservoir after being disinfected at the City's upstream Catskill-Delaware Water Ultraviolet Disinfection Facility, sometimes referred to as the Eastview facility, in central Westchester. The purpose of covering the reservoir is to protect the disinfected water from microbial recontamination during storage. The cover is required by the Long Term 2 Enhanced Surface Water Treatment Rule. 40 CFR 141.714.

The proposed consent decree will require the City to build the cover. At times during cover construction, the City will operate only one of the reservoir's two ("East" and "West") basins while the other basin is off-line during construction of that basin's cover (so-called "single basin operation"). The City represents that to ensure reliable water delivery during single basin operation, two precursor projects must be completed first. These two projects are the Kensico-Eastview Connection and the Hillview Reservoir Improvements. The Kensico-Eastview Connection will be a new underground aqueduct between the Eastview facility and the further upstream Kensico Reservoir. The Hillview Reservoir Improvements will include replacing sluice gates and building a new connection between the reservoir and downstream water distribution tunnels.

These two precursor projects will be built on parallel schedules. The proposed consent decree will require the City to complete the Hillview Reservoir Improvements by 2033 and the Kensico-Eastview Connection by 2035. After that, the City will be required to build the East Basin cover, with full operation to start by 2042. The City will then be required to build the West Basin cover, with full operation to start by 2049.

The proposed consent decree also requires the City to pay the United States a civil penalty of \$1 million for the City's past violations of federal requirements. In addition, the consent decree provides that the City will pay New York State a civil penalty of \$50,000 and perform a state Water Quality Benefit Project to settle the State's claim for penalties for violations of a state administrative order. The Water Quality Benefit Project will establish a redundant supervisory control and data acquisition control center. This "SCADA" control center will allow more reliable operation of the City water supply's SCADA system.

The publication of this notice opens a period for public comment on the proposed consent decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States of America v. City of New York and New York City Department of Environmental Protection*, D.J. Ref. No. 90-5-1-1-10223/1. 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 e-mail	<i>pubcomment-ees.enrd@usdoj.gov.</i>
By mail	Assistant Attorney General, U.S. DOJ—ENRD, P.O. Box 7611, Washington, D.C. 20044-7611.

During the public comment period, the consent decree may be examined and downloaded at this Justice Department website: <https://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 \$28.75 (25 cents per page

reproduction cost) payable to the United States Treasury.

Robert Maher,

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

[FR Doc. 2019-05711 Filed 3-25-19; 8:45 am]

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DEPARTMENT OF LABOR

Secretary's Order 02-2019—Chief Data Officer and DOL Data Board

I. Purpose. To establish a Chief Data Officer (CDO); to formalize the Department of Labor (DOL) Data Board (Data Board); to create a data governance framework for the Department; and to create strategic value from data collected and housed throughout the Department.

II. Authorities and Directives Affected

A. Authorities.

1. This Secretary's Order (the Order) is issued pursuant to the authority granted under 29 U.S.C. 551 *et seq.*

2. A congressional statute obligates the Secretary to designate a Chief Data Officer. *See* Foundations for Evidence-Based Policymaking Act of 2018, Public Law 115-435, 132 Stat 5529.

B. Directives Affected. This Order does not affect the authorities and responsibilities assigned by any other Secretary's Order.

III. Background. Evidence-based policymaking has necessitated a modern data infrastructure and strengthened data capacity. Across the agencies within the Department of Labor, data—which are essential to setting policy and delivering efficiently and effectively on the Department's mission of serving America's workforce—are collected every day. However, these data may not be leveraged, housed, formatted, or made public in ways that best serve the needs of DOL or its stakeholders. There needs to be a more central focus on the quality, consistency, and availability of data to inform and influence how DOL carries out its mission.

IV. Data Board

A. Purpose of the Data Board

1. The Data Board is a forum for DOL to work across organizational lines to collaborate and coordinate effectively on data strategy, management, and policy issues, as well as DOL data governance, stewardship, architecture, and utilization.

B. Responsibilities

1. The Data Board is charged with providing recommendations to the Secretary, the Deputy Secretary, and Agency Heads on the creation,

implementation, and oversight of a data governance model that establishes authority, roles and responsibilities, management, and decision-making parameters related to the data created, collected, managed, or otherwise controlled by the Department.

2. The Data Board will develop a comprehensive initial DOL Data Strategy (the Initial Data Strategy). The Data Board will submit an Initial Data Strategy to the Secretary. Once the Secretary adopts an Initial Data Strategy, the Deputy Secretary will implement the Initial Data Strategy through appropriate memoranda. The Data Board will submit subsequent DOL Data Strategies (Subsequent Data Strategies) to the Secretary as appropriate. Once the Secretary adopts a Subsequent Data Strategy, the Deputy Secretary will implement the Subsequent Data Strategy through appropriate memoranda.

3. The Data Board will serve as the principal entity acting on the Secretary's behalf with respect to data governance issues. It will establish, coordinate, and manage policy, processes, and standards for the management of DOL data. The Data Board shall oversee Department-level data sharing agreements with external organizations and across DOL entities. The Data Board shall raise awareness and promote data management best practices across DOL entities.

4. The Data Board will coordinate with the DOL Chief Information Officer (CIO) in the development of modern solutions for managing, analyzing, protecting, disseminating, and generating data. The Data Board will use the DOL enterprise data analytics platform and other enterprise applications when assessing or recommending changes that impact infrastructure, platforms, tools, cybersecurity, hardware, software, and/or standardization, and/or centralization initiatives.

5. The Data Board should convene at least once each month.

6. The Deputy Secretary will issue written guidance, as necessary, to implement this Order.

7. The Data Board will receive assignments from the Secretary, Deputy Secretary, and Agency Heads as appropriate.

8. The Solicitor of Labor is responsible for providing legal advice to DOL on all matters arising in the implementation and administration of this Order.

C. Membership

1. The CDO is a member—and the Chair—of the Data Board.

2. The CIO is a member—and the Vice-Chair—of the Data Board.

3. The Agency Heads of the following agencies should select a Data Board Designee—who is at least a GS–12 or its equivalent—to serve on the Data Board:

- a. Bureau of International Labor Affairs;
- b. Bureau of Labor Statistics;
- c. Employee Benefits Security Administration;
- d. Employment & Training Administration;
- e. Mine Safety & Health Administration;
- f. Occupational Safety & Health Administration;
- g. Office of Congressional & Intergovernmental Affairs;
- h. Office of Disability Employment Policy;
- i. Office of Federal Contract Compliance Programs;
- j. Office of Labor-Management Standards;
- k. Office of Public Affairs;
- l. Office of the Assistant Secretary for Administration & Management;
- m. Office of the Assistant Secretary for Policy;
- n. Office of the Chief Financial Officer;
- o. Office of the Chief Information Officer;
- p. Office of the Solicitor;
- q. Office of Workers' Compensation Programs;
- r. Veterans' Employment & Training Service;
- s. Wage & Hour Division; and
- t. Women's Bureau.

V. Chief Data Officer

A. On January 14, 2019, President Trump signed the Foundations for Evidence-Based Policymaking Act of 2018 into law.¹ That statute directs the head of each agency to “designate a nonpolitical appointee employee in the agency as the Chief Data Officer of the agency.”² This Order establishes the position of Chief Data Officer. Organizationally, the CDO will be in the Office of the Assistant Secretary for Policy. The CDO will serve as the Chair of the Data Board.

B. Reports

1. At the beginning of the first quarter of the fiscal year and at the beginning of the third quarter of the fiscal year, the CDO will deliver a report to the Secretary and the Deputy Secretary on the state of the data at DOL. The report will describe DOL's data-related achievements and challenges in the preceding six-month period. The report

will also describe what steps DOL will take going forward to improve its use of data.

2. DOL's CDO shall submit to the Committee on Homeland Security and Governmental Affairs of the Senate and the Committee on Oversight and Government Reform of the House of Representatives an annual report on DOL's compliance with the requirements of subchapter I of chapter 35 of title 44 of the United States Code, including information on each requirement that the agency could not carry out and, if applicable, what the agency needs to carry out such requirement.

C. The CDO will brief the Secretary, Deputy Secretary, and Agency Heads on data-related matters as appropriate.

D. The CDO shall be designated based on demonstrated training and experience in data management, governance (including creation, application, and maintenance of data standards), collection, analysis, protection, use, and dissemination, including with respect to any statistical and related techniques to protect and de-identify confidential data.

E. Functions of the CDO. The CDO shall:

1. Be responsible for lifecycle data management;
2. coordinate with any official in DOL responsible for using, protecting, disseminating, and generating data to ensure that the data needs of DOL are met;
3. manage data assets of DOL, including the standardization of data format, sharing of data assets, and publication of data assets in accordance with applicable law;
4. in carrying out the requirements under paragraphs (3) and (5), consult with DOL's CIO and any statistical official of DOL (as designated under section 314 of title 5 of the United States Code);
5. carry out the requirements of the agency under subsections (b) through (d), (f), and (i) of section 3506 of title 44 of the United States Code, section 3507 of title 44 of the United States Code, and section 3511 of title 44 of the United States Code;

6. ensure that, to the extent practicable, agency data conforms with data management best practices;

7. engage agency employees, the public, and contractors in using public data assets and encourage collaborative approaches on improving data use;

8. support DOL's Performance Improvement Officer in identifying and using data to carry out the functions described in section 1124(a)(2) of title 31 of the United States Code;

¹ See *Bill Announcement*, The White House (Jan. 14, 2019) <https://www.whitehouse.gov/briefings-statements/bill-announcement-18/>.

² See Foundations for Evidence-Based Policymaking Act of 2018, Public Law 115–435, 132 Stat 5529.

9. support DOL's Evaluation Officer in obtaining data to carry out the functions described in section 313(d) of title 5 of the United States Code;

10. review the impact of DOL's infrastructure on data asset accessibility and coordinate with DOL's CIO to improve such infrastructure to reduce barriers that inhibit data asset accessibility;

11. coordinate with DOL's CIO to develop modern solutions for managing, protecting, disseminating, and generating data. The CDO will use the DOL enterprise data analytics platform and other enterprise applications when assessing or recommending changes that impact infrastructure, platforms, tools, cybersecurity, hardware, software, and/or standardization, and/or centralization initiatives;

12. ensure that, to the extent practicable, DOL maximizes its use of data, including for the production of evidence (as defined in section 3561 of title 44 of the United States Code), cybersecurity, and the improvement of DOL operations;

13. identify points of contact for roles and responsibilities related to open data use and implementation (as required by the Director of the Office of Management and Budget);

14. serve as DOL's liaison to other agencies and the Office of Management and Budget on the best way to use existing DOL data for statistical purposes (as defined in section 3561 of title 44 of the United States Code); and

15. comply with any regulation and guidance issued under subchapter III of Chapter 35 of title 44 of the United States Code, including the acquisition and maintenance of any required certification and training.

F. Delegation of CDO Responsibilities

1. In General—To the extent necessary to comply with statistical laws, DOL's CDO shall delegate any responsibility under subsection (E) to the head of a statistical agency or unit (as defined in section 3561 of title 44 of the United States Code) within DOL.

2. Consultation—To the extent permissible under law, the individual to whom a responsibility has been delegated under paragraph (V)(F)(1) shall consult with DOL's CDO in carrying out such responsibility.

3. Deference—DOL's CDO shall defer to the individual to whom a responsibility has been delegated under paragraph (V)(F)(1) regarding the necessary delegation of such responsibility with respect to any data acquired, maintained, or disseminated by DOL under applicable statistical law.

VI. Exceptions; Administrative Matters. The requirements of this Order

are intended to be general in nature, and accordingly shall be construed and implemented consistent with more specific requirements of any statute, Executive Order, or other legal authority governing the collection, storage, and management of data. In the event of a conflict, the specific statute, Executive Order, or other legal authority shall govern. The requirements of this Order are in addition to internal administrative procedures regarding the collection, storage, and management of data.

VII. Redlegation of Authority. Except as otherwise provided by law, all of the authorities delegated in this Order may be redelegated to serve the purposes of this Order.

VIII. Effective Date. This Order is effective immediately.

Dated: March 12, 2019.

R. Alexander Acosta,
Secretary of Labor.

[FR Doc. 2019-05720 Filed 3-25-19; 8:45 am]

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NATIONAL AERONAUTICS AND SPACE ADMINISTRATION

[Notice: (19-009)]

Information Collection for TREAT Astronauts Act

AGENCY: National Aeronautics and Space Administration (NASA).

ACTION: Notice; amendment of information collection.

SUMMARY: This is an amended version of NASA's earlier **Federal Register** Notice which was published on March 13, 2019, Document 2019-04168, and Notice Number 84 FR 9143 (**SEE SUPPLEMENTARY INFORMATION**). The Office of Chief Health and Medical Officer (OCHMO), within the National Aeronautics and Space Administration (NASA) as part of its continuing effort to reduce public burden and maximize the utility of government information, provides the general public and other Federal agencies the opportunity to comment on an information collection project, as required by the Paperwork Reduction Act of 1995. This notice invites comment on an information collection project titled, "Information Collection for TREAT Astronauts Act." The TREAT Astronauts Act is subsection 441 within the National Aeronautics and Space Administration Transition Authorization Act of 2017 (115th Congress, <https://www.congress.gov/115/plaws/publ10/PLAW-115publ10.pdf>).

The goal is to collect information for routine care, and develop a knowledge base on the effects of spaceflight as well as address gaps in services for medical monitoring, diagnosis and treatment of conditions associated with human space flight.

DATES: All comments should be submitted by April 25, 2019.

ADDRESSES: All comments should be addressed to Gatrie Johnson, National Aeronautics and Space Administration, 300 E Street SW, Washington, DC 20546-0001.

Instructions: All submissions received must include the agency name, if applicable.

FOR FURTHER INFORMATION CONTACT: To request additional information or to obtain a copy of the information collection plan and instruments, contact Gatrie Johnson, National Aeronautics and Space Administration, 300 E Street SW, Washington, DC 20546-0001, 202-358-1013.

SUPPLEMENTARY INFORMATION: There was an error in the Title in which "Information Collection" was added in place of "Electronic Medical Record for Implementation of" and needed to be deleted. There was an error in the second paragraph in which the words "maintain", "digital medical records of", "health", "emergency treatment, and scheduled examination for active or retired astronauts in order to" needed to be deleted. These were respectively replaced with "collect information for," "and," "on the effects of spaceflight as well as," "for," to add more specificity. There was an error in the **ADDRESSES** section in which "Federal eRulemaking Portal: <http://www.Regulations.gov>. Follow the instructions on-line for submitting comments" needed to be deleted. There was an error in the Abstract section, in which "Flight medicine Clinic (FMC)" is added in place of the clinic listed as "Occupational Health Branch (OHB)" and needed to be deleted. There was an error in the Background section, in which "Collection of Information within" is added in place of "management and utilization of" and needed to be deleted. There was an error in the Background section, in which "Collection of Information within" is added in place of "management and utilization of" and needed to be deleted. There was an error in the Background section, in which "collect information from former" is added in place of "create, maintain and securely archive digital medical records and physical examination records of" and needed to be deleted. There was an error in the Background section, in which reference