

produced less than 1,000 barrels-of-oil-equivalent (BOE) per year for the base period (July 1, 2011, through June 30, 2012). Annual reporting relief will begin January 1, 2013, with the annual report and payment due February 28, 2014, or March 31, 2014, if you have an estimated payment on file. To qualify for the second relief option (other requested relief), the combined equivalent production of the marginal properties during the base period must equal an average daily well production of less than 15 BOE per well, per day calculated under 30 CFR 1204.4(c).

The following table shows the States that have qualifying marginal properties and the States' decisions to allow one or both forms of relief.

| State              | Notification-based relief (less than 1,000 BOE per year) | Request-based relief (less than 15 BOE per well per day) |
|--------------------|----------------------------------------------------------|----------------------------------------------------------|
| Alabama .....      | No .....                                                 | No.                                                      |
| California .....   | No .....                                                 | No.                                                      |
| Colorado .....     | No .....                                                 | No.                                                      |
| Kansas .....       | No .....                                                 | No.                                                      |
| Louisiana .....    | Yes .....                                                | Yes.                                                     |
| Michigan .....     | Yes .....                                                | Yes.                                                     |
| Mississippi .....  | No .....                                                 | No.                                                      |
| Montana .....      | No .....                                                 | No.                                                      |
| Nebraska .....     | No .....                                                 | No.                                                      |
| Nevada .....       | No .....                                                 | No.                                                      |
| New Mexico .....   | No .....                                                 | Yes.                                                     |
| North Dakota ..... | Yes .....                                                | Yes.                                                     |
| Oklahoma .....     | No .....                                                 | No.                                                      |
| South Dakota ..... | No .....                                                 | No.                                                      |
| Utah .....         | No .....                                                 | No.                                                      |
| Wyoming .....      | No .....                                                 | No.                                                      |

Federal oil and gas properties located in all other States where ONRR does not share a portion of Federal royalties with the State are eligible for relief if they qualify as marginal under the regulations (See section 117(c) of RSFA (30 U.S.C. 1726(c))). For information on how to obtain relief, please refer to 30 CFR 1204.205 or to the published rule, which you may view at [www.onrr.gov/Laws\\_R\\_D/FRNotices/AC30.htm](http://www.onrr.gov/Laws_R_D/FRNotices/AC30.htm).

Unless the information that ONRR received is proprietary data, all correspondence, records, or information that we receive in response to this notice may be subject to disclosure under the Freedom of Information Act (FOIA) (5 U.S.C. 552 *et seq.*). If applicable, please highlight the proprietary portions, including any supporting documentation, or mark the page(s) that contain proprietary data. We protect the proprietary information under the Trade Secrets Act (18 U.S.C. 1905); FOIA, Exemption 4 (5 U.S.C. 552(b)(4)); and Department regulations (43 CFR part 2).

Dated: November 16, 2012.

**Gregory J. Gould,**

*Director, Office of Natural Resources Revenue.*

[FR Doc. 2012-28935 Filed 11-29-12; 8:45 am]

**BILLING CODE 4310-T2-P**

## DEPARTMENT OF JUSTICE

### Notice of Lodging of Proposed Consent Decree Under the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA)

On November 26, 2012 the Department of Justice lodged a proposed Consent Decree with the United States District Court for the District of Nebraska in the lawsuit entitled *United States and State of Nebraska v. Aaron Ferer & Sons, Company*, Civil Action No. 8:12-cv-00406.

The Complaint states claims on behalf of the United States and the State of Nebraska against Aaron Ferer & Sons, Company, under CERCLA Section 107 as the former owner and operator of a lead processing facility that contaminated the Omaha Lead Site in Omaha, Nebraska. Aaron Ferer & Sons, Company, is resolving its liability for a payment of \$500,000, \$20,000 of which is being paid to the State of Nebraska. Aaron Ferer & Sons, Company is receiving a covenant-not-to-sue from the United States and the State of Nebraska.

The publication of this notice opens a period for public comment on the consent decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer to *United States v. Aaron Ferer & Sons, Company*, D.J. Ref. No. 90-11-3-07834/3. 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 email .....      | <a href="mailto:pubcomment-ees.enrd@usdoj.gov">pubcomment-ees.enrd@usdoj.gov</a> .            |
| By mail .....       | Assistant Attorney General,<br>U.S. DOJ—ENRD, P.O.<br>Box 7611, Washington,<br>DC 20044-7611. |

During the public comment period, the consent decree may be examined and downloaded at this Justice Department Web site: [http://www.usdoj.gov/enrd/Consent\\_Decrees.html](http://www.usdoj.gov/enrd/Consent_Decrees.html). 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 \$4.25 (25 cents per page reproduction cost) payable to the United States Treasury.

**Robert E. Maher, Jr.,**

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

[FR Doc. 2012-28942 Filed 11-29-12; 8:45 am]

**BILLING CODE 4410-15-P**

## DEPARTMENT OF LABOR

### Office of the Secretary

#### Agency Information Collection Activities; Submission for OMB Review; Comment Request; Benefit Accuracy Measurement Program

**ACTION:** Notice.

**SUMMARY:** On November 30, 2012, the Department of Labor (DOL) will submit the Employment and Training Administration (ETA) sponsored information collection request (ICR) titled, "Benefit Accuracy Measurement Program," to the Office of Management and Budget (OMB) for review and approval for continued use in accordance with the Paperwork Reduction Act (PRA) of 1995 (44 U.S.C. 3501 *et seq.*).

**DATES:** Submit comments on or before December 31, 2012.

**ADDRESSES:** A copy of this ICR with applicable supporting documentation; including a description of the likely respondents, proposed frequency of response, and estimated total burden may be obtained from the RegInfo.gov Web site, <http://www.reginfo.gov/public/do/PRAMain>, as of December 1, 2012, or by contacting Michel Smyth by telephone at 202-693-4129 (this is not a toll-free number) or sending an email to [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

Submit comments about this request to the Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for DOL-ETA, Office of Management and Budget, Room 10235, 725 17th Street NW., Washington, DC 20503, Fax: 202-395-6881 (this is not a toll-free number), email: [OIRA\\_submission@omb.eop.gov](mailto:OIRA_submission@omb.eop.gov).

**FOR FURTHER INFORMATION CONTACT:** Michel Smyth by telephone at 202-693-4129 (this is not a toll-free number) or by email at [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

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

**SUPPLEMENTARY INFORMATION:** The Benefits Accuracy Measurement (BAM) program is one of the tools the DOL uses to measure and reduce waste, fraud, and abuse for the Unemployment Insurance (UI) program. The BAM program provides reliable estimates of the accuracy of benefit payments and denied claims in the UI program, and identifies the sources of improper payments and denials so their causes can be eliminated. The BAM program consists of two comprehensive reviews: Paid Claims Accuracy (PCA) and Denied Claims Accuracy (DCA). States conduct intensive audits of statewide random samples of UI payments and denials to determine their accuracy. The DOL provides State Workforce Agencies with software to edit the sampling frame files and to select the weekly PCA and DCA samples.

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 it is approved by the OMB under the PRA 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 if the collection of information does not display a valid Control Number. See 5 CFR 1320.5(a) and 1320.6. The DOL obtains OMB approval for this information collection under Control Number 1205-0245. The current approval is scheduled to expire on November 30, 2012; however, it should be noted that existing information collection requirements submitted to the OMB receive a month-to-month extension while they undergo review. For additional information, see the related notice published in the **Federal Register** on September 6, 2012 (77 FR 54927).

Interested parties are encouraged to send comments to the OMB, Office of Information and Regulatory Affairs at the address shown in the **ADDRESSES** section by December 31, 2012. In order to help ensure appropriate consideration, comments should mention OMB Control Number 1205-0245. The OMB is particularly interested in comments that:

- 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:* DOL-ETA.

*Title of Collection:* Benefit Accuracy Measurement Program.

*OMB Control Number:* 1205-0245.

*Affected Public:* Individuals or Households; Private Sector—businesses or other for profits, farms, and not-for-profit institutions; and State, Local, and Tribal Governments.

*Total Estimated Number of Respondents:* 101,892.

*Total Estimated Number of Responses:* 149,004.

*Total Estimated Annual Burden Hours:* 524,744.

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

Dated: November 26, 2012.

**Michel Smyth,**

*Departmental Clearance Officer.*

[FR Doc. 2012-28939 Filed 11-29-12; 8:45 a.m.]

**BILLING CODE 4510-FW-P**

## DEPARTMENT OF LABOR

### Office of the Secretary

#### **Agency Information Collection Activities; Submission for OMB Review; Comment Request; Prohibited Transaction Class Exemptions for Multi-Employer Plans & Multi-Employer Apprenticeship Plans, PTE 76-1, PTE 77-10, and PTE 78-6**

**ACTION:** Notice.

**SUMMARY:** The Department of Labor (DOL) is submitting the Employee Benefits Security Administration (EBSA) sponsored information collection request (ICR) titled, "Prohibited Transaction Class Exemptions for Multi-Employer Plans & Multi-Employer Apprenticeship Plans, PTE 76-1, PTE 77-10, PTE 78-6" to the Office of Management and Budget (OMB) for review and approval for continued use in accordance with the Paperwork Reduction Act (PRA) of 1995 (44 U.S.C. 3501 et seq.).

**DATES:** Submit comments on or before December 31, 2012.

**ADDRESSES:** A copy of this ICR with applicable supporting documentation; including a description of the likely respondents, proposed frequency of response, and estimated total burden may be obtained from the RegInfo.gov Web site, <http://www.reginfo.gov/public/do/PRAMain>, on the day following publication of this notice or by contacting Michel Smyth by telephone at 202-693-4129 (this is not a toll-free number) or sending an email to [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

Submit comments about this request to the Office of Information and Regulatory Affairs, Attn: OMB Desk Officer for DOL-EBSA, Office of Management and Budget, Room 10235, 725 17th Street NW., Washington, DC 20503, Fax: 202-395-6881 (this is not a toll-free number), email: [OIRA\\_submission@omb.eop.gov](mailto:OIRA_submission@omb.eop.gov).

#### **FOR FURTHER INFORMATION CONTACT:**

Contact Michel Smyth by telephone at 202-693-4129 (this is not a toll-free number) or by email at [DOL\\_PRA\\_PUBLIC@dol.gov](mailto:DOL_PRA_PUBLIC@dol.gov).

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

**SUPPLEMENTARY INFORMATION:** Prohibited Transaction Exemption (PTE) 76-1 permits a multi-employer employee benefit plan, under specific conditions, to negotiate with a contributing employer to accept a delinquent contribution and to settle a delinquency; to make a construction loan to a contributing employer; and to lease property and purchase services and goods from a party in interest, including a contributing employer and an employee association. PTE 77-10 expands the scope of relief provided under PTE 76-1 part C for leasing property and purchasing goods and services. PTE 78-6 provides an exemption to a multi-employer apprenticeship plan for purchasing personal property or leasing real property from a contributing employer. All three exemptions impose recordkeeping requirements on plans as a condition to availability of the relief.

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 it is approved by the OMB under the PRA 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 if the collection of information does not display a valid Control Number. See 5 CFR 1320.5(a) and 1320.6. The DOL