

RAI's National Pollutant Discharge Elimination System permits under sections 301 and 402 of the CWA. Under this settlement RAI will pay a civil penalty of \$4.1 million and perform injunctive relief upgrading various portions of the facility. The estimated cost of the injunctive relief exceeds \$17 million.

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. Roquette America, Inc.* D.J. Ref. No. 90-5-1-1-10177. All comments must be submitted no later than thirty (30) days after the publication date of this notice. Comments may be submitted by either email or mail:

To submit comments:	Send them to:
By email ....	<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 Consent Decree may be examined and downloaded for free at the following Department of Justice 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, P.O. Box 7611, U.S. Department of Justice, Washington, DC 20044-7611.

Please enclose a check or money order for \$10.50 (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. 2012-27982 Filed 11-16-12; 8:45 am]

**BILLING CODE 4410-15-P**

## DEPARTMENT OF JUSTICE

### National Institute of Corrections

#### Advisory Board Meeting

**TIME AND DATE:** 8:00 a.m.–4:30 p.m. on Monday, December 10, 2012, 8:00 a.m.–12:00 p.m. on Tuesday, December 11, 2012.

**PLACE:** Federal Bureau of Prisons, 500 First Street NW., Washington, DC 20534, (202) 514-4222.

**MATTERS TO BE CONSIDERED:** Directors Report; review of outcomes of August 22–23, 2012 Advisory Board Hearing (Balancing Fiscal Challenges, Performance Based Budgeting, and Public Safety), presentations, future planning.

**CONTACT PERSON FOR MORE INFORMATION:** Shaina Vanek, Executive Assistant, (202) 514-4222.

**Morris L. Thigpen, Sr.,**  
*Director, National Institute of Corrections.*  
[FR Doc. 2012-27933 Filed 11-16-12; 8:45 am]  
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## DEPARTMENT OF LABOR

### Employment and Training Administration

#### Comment Request for Information Collection on the ETA 218, Benefit Rights and Experience Report, Extension Without Revisions

**AGENCY:** Employment and Training Administration (ETA), Labor.  
**ACTION:** Notice.

**SUMMARY:** The Department of Labor (Department), as part of its continuing effort to reduce paperwork and respondent burden, conducts a preclearance consultation program to provide the public and Federal agencies with an opportunity to comment on proposed and/or continuing collections of information in accordance with the Paperwork Reduction Act of 1995 [44 U.S.C. 3506(c)(2)(A)]. This program helps ensure that requested data can be provided in the desired format, reporting burden (time and financial resources) is minimized, collection instruments are clearly understood, and the impact of collection requirements on respondents can be properly assessed.

Currently, ETA is soliciting comments concerning the collection of data on the ETA 218, Benefit Rights and Experience Report, which expires June 30, 2013.

**DATES:** Written comments must be submitted to the office listed in the addresses section below on or before January 18, 2013.

**ADDRESSES:** Submit written comments to Scott Gibbons, Office of Unemployment Insurance, Employment and Training Administration, U.S. Department of Labor, 200 Constitution Avenue NW., Washington, DC 20210. Telephone number: 202-693-3008 (this is not a toll-free number). Individuals with hearing or speech impairments may access the telephone number above via TTY by calling the toll-free Federal

Information Relay Service at 1-877-889-5627 (TTY/TDD). Email: [gibbons.scott@dol.gov](mailto:gibbons.scott@dol.gov). A copy of the proposed information collection request (ICR) can be obtained by contacting Mr. Gibbons.

#### SUPPLEMENTARY INFORMATION:

##### I. Background

Attachment to the labor force, usually measured as amount of past wages earned, is used to determine eligibility for state unemployment compensation programs. The data in the ETA 218, Benefit Rights and Experience Report, includes numbers of individuals who were and were not monetarily eligible, those eligible for the maximum benefits, those eligible based on classification by potential duration categories, and those exhausting their full entitlement as classified by actual duration categories. These data are used by the National Office in solvency studies, cost estimating and modeling, and assessment of state benefit formulas.

##### II. Review Focus

The Department 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 submissions of responses.

##### III. Current Actions

*Type of Review:* Extension without changes.

*Title:* Benefit Rights and Experience Report.

*OMB Number:* 1205-0177.

*Affected Public:* State Workforce Agencies.

*Total Annual Burden Cost for Respondents:* There is no burden cost for respondents.

Instruments	Respondents	Hours per response	Annualized responses	Annualized hours
ETA 218 for Regular Program Claimants .....	53	0.5 hours .....	4	106
ETA 218 for Federal-State Extended Benefit Program ETA 218 Claimants .....	7	0.5 hours .....	4	14
ETA 218 for Emergency Unemployment Compensation 2008 Claimants .....	53	0.5 hours .....	4	106
Unduplicated Totals .....	53	.....	12	226

Signed in Washington, DC, this 23rd day of October, 2012.

**Jane Oates,**

*Assistant Secretary for Employment and Training, Labor.*

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[http://www.tricare.mil/ocfo/mcfs/ubo/mhs\\_rates/outpatient.cfm](http://www.tricare.mil/ocfo/mcfs/ubo/mhs_rates/outpatient.cfm).

**Jeffrey Zients,**

*Deputy Director for Management.*

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**BILLING CODE P**

Internet access may request a paper copy of the MSPB Appeal Form from the Office of the Clerk of the Board.

### Previous Version of MSPB Appeal Form 185

A revised version of Form 185 was included in the **Federal Register** notice published on October 29, 2012. (See 77 FR 65586.) That ICR request was approved by OMB on November 5, 2012. The MSPB now requests emergency reinstatement of the same ICR but with the previous version of Form 185.

We are concerned that the abrupt implementation of the revised version of the form will be confusing to the parties appearing before MSPB. Indeed, if we implement the revised version only to modify it further following the requisite notice-and-comment periods under the Paperwork Reduction Act, we believe that it will add to any confusion and result in inefficiencies in processing appeals. Most significantly, it will take longer than anticipated to implement a revised form in our e-Appeal Online filing system. This delay will create further confusion for e-filers. Upon approval of this ICR by OMB, we will publish a 60-day notice in the **Federal Register** seeking public comment on the revised version of Form 185 and begin the process of incorporating and testing the revisions in a non-production environment with e-Appeal Online.

### Estimated Reporting Burden

In accordance with the requirements of the Paperwork Reduction Act of 1995, MSPB is soliciting comments on the public reporting burden for this information collection. The public reporting burden for this collection of information is estimated to vary from 20 minutes to 4 hours, with an average of 60 minutes per response, including time for reviewing the form and instructions, searching existing data sources, gathering the data necessary, and completing and reviewing the collection of information.

Specifically, MSPB invites comments on: (1) Whether the proposed collection of information is necessary for the proper performance of MSPB's functions, including whether the information will have practical utility;

## OFFICE OF MANAGEMENT AND BUDGET

### Calendar Year 2012 Cost of Outpatient Medical and Dental Services Furnished by Department of Defense Medical Treatment Facilities; Certain Rates Regarding Recovery From Tortiously Liable Third Persons

**AGENCY:** Office of Management and Budget, Executive Office of the President.

**ACTION:** Notice.

**SUMMARY:** By virtue of the authority vested in the President by section 2(a) of Public Law 87-603 (76 Stat. 593; 42 U.S.C. 2652), and delegated to the Director of the Office of Management and Budget (OMB) by the President through Executive Order No. 11541 of July 1, 1970, the rates referenced below are hereby established. These rates are for use in connection with the recovery from tortiously liable third persons for the cost of outpatient medical and dental services furnished by military treatment facilities through the Department of Defense (DoD). The rates were established in accordance with the requirements of OMB Circular A-25, requiring reimbursement of the full cost of all services provided. The outpatient medical and dental rates referenced are effective upon publication of this notice in the **Federal Register** and will remain in effect until further notice. Pharmacy rates are updated periodically. Previously published inpatient rates remain in effect until further notice. A full disclosure of the rates is posted at the DoD's Uniform Business Office Web Site: <http://www.tricare.mil/ocfo/docs/CY%202012%20Outpt%20Med%20Den%20CS%20Rates%20dtd%206%2025%2012.pdf>. The rates can be found at

## MERIT SYSTEMS PROTECTION BOARD

### Agency Information Collection Activities; Emergency Reinstatement of Previously Approved Collection

**AGENCY:** Merit Systems Protection Board.

**ACTION:** Notice of emergency reinstatement.

**SUMMARY:** The Merit Systems Protection Board (MSPB) is requesting approval from the Office of Management and Budget (OMB) to reinstate Information Collection Request (ICR) 3124-0009, E-Appeal/US Merit Systems Protection Board Appeal Form which expired on March 31, 2012. This ICR is necessary for individuals who file appeals with MSPB. The form serves as a guide to appellants in providing all needed information. The MSPB is requesting emergency reinstatement approval from OMB by November 27, 2012. A revised version of the MSPB Appeal Form (Form 185) was approved by OMB on November 5, 2012. At this time, MSPB is requesting public comments on the previous version of Form 185, which is available for review on MSPB's Web site at <http://www.mspb.gov/appeals/forms.htm>.

**DATES:** Written comments must be received on or before November 23, 2012.

**ADDRESSES:** Submit comments on the collection of information to the Office of Management and Budget, Attn: Desk Officer for MSPB, via fax at 202-395-6974 or email at [OIRA\\_Submission@omb.eop.gov](mailto:OIRA_Submission@omb.eop.gov).

### FOR FURTHER INFORMATION CONTACT:

Please contact William D. Spencer, Clerk of the Board, Merit Systems Protection Board, 1615 M Street NW., Washington, DC 20419; telephone 202-653-7200; fax 202-653-7130; or email [mspb@mspb.gov](mailto:mspb@mspb.gov). Persons without