

According to Section 104(e)(1) of the Housing and Community Development Act of 1974, HUD is responsible for reviewing grantees' compliance with applicable requirements and their continuing capacity to carry out their programs. Grant funds are made available to states and units of general local government, Indian tribes, and insular areas, unless provided otherwise by supplemental appropriations statute, based on their unmet disaster recovery needs.

The recent Hurricane Sandy supplemental appropriation (Pub. L. 113-2) provides funding for Hurricane Sandy disaster recovery efforts and other eligible events in 2011, 2012 and 2013. The appropriation directs the Department to address these efforts in areas of greatest unmet need. The Department estimates that this will add 40 new grants to the portfolio currently overseen by the Disaster Recovery and Special Issues Division in the Office of Block Grant Assistance. This revision updates the previously approved DRGR PRA information collection to account for the increase in burden hours associated with these new CDBG-DR grants. Information collection requirements for NSP and NSP-TA grants will remain unchanged from the previously approved collection.

*Agency form numbers, if applicable:* SF-424 Application for Federal Assistance.

*Members of affected public:* DRGR is used to monitor CDBG-DR, NSP, and NSP-TA grants, as well as several programs that do not fall under the Office of Block Grant Assistance. Separate information collections have been submitted and approved for these programs. CDBG-DR and NSP grant funds are made available to states and units of general local government, Indian tribes, and insular areas, unless provided otherwise by supplemental appropriations statute. NSP-TA grant funds are awarded on a competitive basis and are open to state and local governments, as well as non-profit groups and consortia that may include for-profit entities.

*Estimation of the total numbers of hours needed to prepare the information collection including number of respondents, frequency of response, and hours of response:*

*Community Development Block Grant Disaster Recovery (CDBG-DR) Grants:* The DRGR system has approximately 72 open CDBG disaster recovery grants. An additional 40 grants are anticipated as a result of the Hurricane Sandy appropriation. HUD requires each grantee to report their performance into the system quarterly. In addition,

grantees submit vouchers for drawdown of funds as needed. Some grantees have more than one open grant under different appropriation rules and are required to report on grants separately.

For average sized grantees (<\$100m in grant funds), the Department estimates 9 hours for quarterly reporting in DRGR. Larger grantees with funds in excess of \$100M+ require a substantially greater number of reporting activities, thus averaging approximately 57 hours per quarter. The estimated annual total number of hours for Disaster Grant reporting is 11,485 for the first year of this collection (which includes one-time only submissions) and 10,977 for the second year (recurring reporting only).

*Status of the proposed information collection:* This notice precedes a continuation of the existing burden hour request.

**Authority:** The Paperwork Reduction Act of 1995, 44 U.S.C. chapter 35, as amended.

Dated: February 14, 2013.

**Mark Johnston,**

*Deputy Assistant Secretary for Special Needs Programs.*

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## DEPARTMENT OF THE INTERIOR

### Bureau of Safety and Environmental Enforcement

[Docket ID BSEE-2012-0015; OMB Number 1014-0019]

#### Information Collection Activities: Oil and Gas Production Requirements; Submitted for Office of Management and Budget (OMB) Review; Comment Request

**ACTION:** 30-day Notice.

**SUMMARY:** To comply with the Paperwork Reduction Act of 1995 (PRA), we are notifying the public that we have submitted to OMB an information collection request (ICR) to renew approval of the paperwork requirements in the regulations under Subpart K, *Oil and Gas Production Requirements*. This notice also provides the public a second opportunity to comment on the revised paperwork burden of these regulatory requirements.

**DATES:** You must submit comments by March 27, 2013.

**ADDRESSES:** Submit comments by either fax (202) 395-5806 or email (*OIRA\_Submission@omb.eop.gov*) directly to the Office of Information and Regulatory Affairs, OMB, Attention: Desk Officer for the Department of the Interior (1014-0019). Please provide a

copy of your comments to BSEE by any of the means below.

- **Electronically:** go to <http://www.regulations.gov>. In the entry titled, Enter Keyword or ID, enter BSEE-2012-0015 then click search. Follow the instructions to submit public comments and view all related materials. We will post all comments.

- **Email:** [cheryl.blundon@bsee.gov](mailto:cheryl.blundon@bsee.gov), fax (703) 787-1546, or mail or hand-carry comments to: Department of the Interior; BSEE; Regulations and Standards Branch; Attention: Cheryl Blundon; 381 Elden Street, HE3313; Herndon, Virginia 20170-4817. Please reference 1014-0019 in your comment and include your name and return address.

#### FOR FURTHER INFORMATION CONTACT:

Cheryl Blundon, Regulations and Standards Branch, (703) 787-1607, to request additional information about this ICR. To see a copy of the entire ICR submitted to OMB, go to <http://www.reginfo.gov> (select Information Collection Review, Currently Under Review).

#### SUPPLEMENTARY INFORMATION:

*Title:* 30 CFR 250, Subpart K, Oil and Gas Production Requirements.

*Form(s):* BSEE-0126 and -0128.

*OMB Control Number:* 1014-0019.

*Abstract:* The Outer Continental Shelf (OCS) Lands Act, as amended (43 U.S.C. 1331 *et seq.* and 43 U.S.C. 1801 *et seq.*), authorizes the Secretary of the Interior to prescribe rules and regulations to administer leasing of mineral resources on the OCS. Such rules and regulations will apply to all operations conducted under a lease, right-of-way, or a right-of-use and easement. Operations on the OCS must preserve, protect, and develop oil and natural gas resources in a manner that is consistent with the need to make such resources available to meet the Nation's energy needs as rapidly as possible; to balance orderly energy resource development with protection of human, marine, and coastal environments; to ensure the public a fair and equitable return on the resources of the OCS; and to preserve and maintain free enterprise competition.

Section 5(a) of the OCS Lands Act requires the Secretary to prescribe rules and regulations "to provide for the prevention of waste, and conservation of the natural resources of the Outer Continental Shelf, and the protection of correlative rights therein" and to include provisions "for the prompt and efficient exploration and development of a lease area."

Section 1334(g)(2) states "\* \* \* the lessee shall produce such oil or gas, or

both, at rates \* \* \* to assure the maximum rate of production which may be sustained without loss of ultimate recovery of oil or gas, or both, under sound engineering and economic principles, and which is safe for the duration of the activity covered by the approved plan.”

In addition to the general authority of OCSLA, section 301(a) of the Federal Oil and Gas Royalty Management Act (FOGRMA), 30 U.S.C. 1751(a), grants authority to the Secretary to prescribe such rules and regulations as are reasonably necessary to carry out FOGRMA’s provisions. While the majority of FOGRMA is directed to royalty collection and enforcement, some provisions apply to offshore operations. For example, section 109(c)(2) and (d)(1), 30 U.S.C. 1719(c)(2) and (d)(1), impose substantial civil penalties for failure to permit lawful inspections and for knowing or willful preparation or submission of false, inaccurate, or misleading reports, records, or other information. The Secretary has delegated some of the authority under FOGRMA to BSEE.

The Independent Offices Appropriations Act (31 U.S.C. 9701), the Omnibus Appropriations Bill (Pub. L. 104–133, 110 Stat. 1321, April 26, 1996), and OMB Circular A–25, authorize Federal agencies to recover the full cost of services that confer special benefits. Under the Department of the Interior’s implementing policy, the Bureau of Safety and Environmental Enforcement (BSEE) is required to charge the full cost for services that provide special benefits or privileges to an identifiable non-Federal recipient above and beyond those that accrue to the public at large. Several requests for

approval required in Subpart K are subject to cost recovery and BSEE regulations specify service fees for these requests.

In addition, BSEE also issues various Notices to Lessees (NTLs) and Operators to clarify and provide additional guidance on some aspects of the regulations, as well as forms to capture the data and information. The current Subpart K regulations specify the use of forms BSEE–0126 (Well Potential Test Report) and BSEE–0128 (Semiannual Well Test Report). We have included a certification statement, on both forms, to state that false submissions are subject to criminal penalties. Also, we clarified some sections of Form BSEE–0126. These clarifications pose minor edits and they are as follows: In Block No. 88, TYPE OF REQUEST, we added the word ‘Reestablish’; in Block No. 108, we revised what read ‘API @ 60° F’ to now read as ‘API @ 14.73 PSI & 60° F’; and in Block No. 109, we revised what read ‘SP GR GAS’ to now read as ‘SP GR GAS @ 14.73 PSI & 60° F’.

Regulations implementing these responsibilities are under 30 CFR part 250, subpart K. Responses are mandatory or are required to obtain or retain a benefit. No questions of a sensitive nature are asked. The BSEE protects information considered proprietary under the Freedom of Information Act (5 U.S.C. 552) and its implementing regulations (43 CFR part 2), and under regulations at 30 CFR 250.197, *Data and information to be made available to the public or for limited inspection*, 30 CFR Part 252, *OCS Oil and Gas Information Program*.

The information collected under Subpart K is used in our efforts to conserve natural resources, prevent

waste, and protect correlative rights, including the Federal Government’s royalty interest. Specifically, BSEE uses the information to:

- Evaluate requests to burn liquid hydrocarbons and vent and flare gas to ensure that these requests are appropriate;
- Determine if a maximum production or efficient rate is required; and,
- Review applications for downhole commingling to ensure that action does not result in harm to ultimate recovery.

We collect the information required under this Subpart for reservoir, reserves, and conservation analyses, including the determination of maximum production rates (MPRs) when necessary for certain oil and gas completions and to evaluate the results of well tests to determine if reservoirs are being depleted in a manner that will lead to the greatest ultimate recovery of hydrocarbons.

*Frequency:* On occasion, daily, monthly, semi-annual, annual, and as required by regulations.

*Description of Respondents:* Potential respondents comprise OCS Federal oil, gas, or sulphur lessees and/or operators.

*Estimated Reporting and Recordkeeping Hour Burden:* The estimated annual hour burden for this information collection is a total of 20,312 hours. The following chart details the individual components and estimated hour burdens. In calculating the burdens, we assumed that respondents perform certain requirements in the normal course of their activities. We consider these to be usual and customary and took that into account in estimating the burden.

30 CFR 250 Subpart K and related NTLs	Reporting and recordkeeping requirement	Non-hour cost burdens		
		Hour burden	Average number of annual responses	Annual burden hours (rounded)
<b>WELL TESTS/SURVEYS and CLASSIFYING RESERVOIRS</b>				
1151(a)(1), (c); 1167 .....	Conduct well production test; submit Form BSEE–0126 (Well Potential Test Report) and supporting information within 15 days after end of test period.	3 .....	1,210 forms .....	3,630
1151(a)(2), (c); 1167 .....	Conduct well production test; submit Form BSEE–0128 (Semiannual Well Test Report) and supporting information within 45 days after end of calendar half-year.	0.1 to 3* ...	11,136 GOM forms ..... 60 POCS forms	2,836
1151(b) .....	Request extension of time to submit results of semi-annual well test.	0.5 .....	13 requests .....	7
1152(b), (c); .....	Request approval to conduct well testing using alternative procedures.	0.75 .....	5 requests .....	4
1152(d) .....	Provide advance notice of time and date of well tests.	0.5 .....	12 notices .....	6
Subtotal .....	.....	.....	12,616 responses .....	6,483

30 CFR 250 Subpart K and related NTLs	Reporting and recordkeeping requirement	Non-hour cost burdens		
		Hour burden	Average number of annual responses	Annual burden hours (rounded)
<b>APPROVALS PRIOR TO PRODUCTION</b>				
1156; 1167 .....	Request approval to produce within 500 feet of a unit or lease line; submit supporting information/documentation; notify adjacent operators and provide BSEE proof of notice date.	5 .....	15 requests .....	75
		\$3,608 × 15 requests = \$54,120		
1156(b); 1158(b) .....	Notify adjacent operators submit letters of acceptance or objection to BSEE within 30 days after notice; include proof of notice date.	.5 .....	15 letters .....	8
1157; 1167 .....	Request approval to produce gas-cap gas in an oil reservoir with an associated gas cap, or to continue producing an oil well showing characteristics of a gas well with an associated gas cap; submit producing an oil well showing characteristics of a gas well with an associated gas cap; submit supporting information.	12 .....	48 requests .....	576
		\$4,592 × 48 requests = \$220,416		
1158; 1167 .....	Request approval to downhole commingle hydrocarbons; submit supporting information; notify operators and provide proof of notice date.	6 .....	30 applications .....	180
		\$5,357 × 30 applications = \$160,710		
Subtotal .....	.....	.....	108 responses .....	839
		\$435,246 non-hour costs		
<b>FLARING, VENTING, and BURNING HYDROCARBONS</b>				
1160; 1161; 1163(e) .....	Request approval to flare or vent natural gas or exceed specified time limits/volumes; submit evaluation/documentation; report flare/vent information due to blow down of transportation pipelines within 72 hours after incident.	0.75 .....	1,146 requests/reports .....	860
1160(b); 1164(b)(1), (2) .....	H <sub>2</sub> S Contingency, Exploration, or Development and Production Plans and, Development Operations Coordination Documents—burdens covered under 1014–0018 and BOEM’s 1010–0151. Monitor air quality and report—burdens covered under 1010–0057.			0
1162; 1163(e) .....	Request approval to burn produced liquid hydrocarbons; demonstrate no risk and/or submit documentation re transport. If approval needed, submit documentation with relevant information re hydrocarbons burned under the approval.	0.5 .....	6 requests/reports .....	3
1163 .....	Initial purchase or replacement of gas meters to measure the amount of gas flared or vented. This is a non-hour cost burden.	54 meters @ \$77,000 each—\$4,158,000		
1163(a)(1) .....	Notify BSEE when facility begins to process more than an average of 2,000 bopd per month.	1 .....	32 notices .....	32
1163(b); .....	Report to ONRR hydrocarbons produced, including measured gas flared/vented and liquid hydrocarbon burned—burden covered under 1012–0004.			0
1163(a), (c), (d) .....	Maintain records for 6 years detailing on a daily and monthly cumulative basis gas flaring/venting, liquid hydrocarbon burning; and flare/vent meter recordings; make available for inspection or provide copies upon request.	13 .....	892 platforms (gas flare/vent).	11,596
1164(c) .....	Submit monthly reports of flared or vented gas containing H <sub>2</sub> S.	.5 .....	60 liquid hydrocarbon .....	30
		3 .....	3 operators × 12 mos. = 36.	108
Subtotal .....	.....	.....	2,172 responses .....	12,629

30 CFR 250 Subpart K and related NTLs	Reporting and recordkeeping requirement	Non-hour cost burdens		
		Hour burden	Average number of annual responses	Annual burden hours (rounded)
			\$4,158,000 non-hour costs	
<b>OTHER REQUIREMENTS</b>				
1165 .....	Submit proposed plan and supporting information for enhanced recovery operations.	12 .....	16 plans .....	192
1165(c) .....	Submit periodic reports of volumes of oil, gas, or other substances injected, produced, or produced for a second time—burden covered under ONRR's 1012-0004.			0
1166 .....	Alaska Region only: submit annual reservoir management report and supporting information.	1 .....	1 (req'd by State, we get copy).	1
		100 .....	1 new development not State lands..	100
		20 .....	3 annual revisions .....	60
1150-1167 .....	General departure or alternative compliance requests not specifically covered elsewhere in Subpart K.	1.5 .....	5 submissions .....	8
Subtotal .....			26 responses .....	361
Total Burden .....			14,922 responses .....	20,312
			\$4,593,246 non-hour cost burdens	

*Estimated Reporting and Recordkeeping Non-Hour Cost Burden:* We have identified four non-hour cost burdens associated with the collection of information for a total of \$4,593,246. Three are service fees required to recover the Federal Government's processing costs of certain submissions. The fourth cost is an IC equipment expenditure. They are as follows:

- § 250.1156 requires a service fee when submitting a request for approval to produce within 500 feet of a unit or lease line—\$3,608.
- § 250.1157 requires a service fee when submitting a request for approval before producing gas-cap gas from each completion in an oil reservoir known to have an associated gas cap, or to continue producing if an oil reservoir is not initially known to have an associated gas cap, but begins to show characteristics of a gas well—\$4,592.
- § 250.1158 requires a service fee for submitting a request for approval to downhole commingle hydrocarbons—\$5,357.
- § 250.1163 requires respondents to purchase and install gas meters to measure the amount of gas flared or vented gas for those that produce more than 2,000 bopd and do not already have a meter or need to replace a meter—\$77,000.

We have not identified any other non-hour cost burdens associated with this collection of information.

*Public Disclosure Statement:* The PRA (44 U.S.C. 3501, *et seq.*) provides that

an agency may not conduct or sponsor a collection of information unless it displays a currently valid OMB control number. Until OMB approves a collection of information, you are not obligated to respond.

*Comments:* Section 3506(c)(2)(A) of the PRA (44 U.S.C. 3501, *et seq.*) requires each agency “\* \* \* to provide notice \* \* \* and otherwise consult with members of the public and affected agencies concerning each proposed collection of information \* \* \*”. Agencies must specifically solicit comments to: (a) Evaluate whether the collection is necessary or useful; (b) evaluate the accuracy of the burden of the proposed collection of information; (c) enhance the quality, usefulness, and clarity of the information to be collected; and (d) minimize the burden on the respondents, including the use of technology.

To comply with the public consultation process, on September 26, 2012, we published a **Federal Register** notice (77 FR 59209) announcing that we would submit this ICR to OMB for approval. The notice provided the required 60-day comment period. In addition, § 250.199 provides the OMB Control Number for the information collection requirements imposed by the 30 CFR part 250, subpart K regulations and forms. The regulation also informs the public that they may comment at any time on the collections of information and provides the address to which they should send comments. We received one comment in response to

the **Federal Register**. We offer the following in response: the commenter states that we are not following the OMB guidance for reducing reporting and paperwork burdens. In our opinion, we believe that the commenter's proposal would not be “reducing reporting and paperwork burden”. That is, it appears the commenter is suggesting that operators submit flare/vent records to BSEE via “Web page, tablet device, or smartphone”. If that is the case, we would be increasing the reporting burden as industry is NOT now required to submit such information to BSEE, *i.e.*, operators only have to maintain the records on the facility and make them available during offshore inspections. Of course, new regulations would be needed to require such submittals to BSEE and we would not pursue such a requirement as operators report this information monthly to ONRR on the OGOR reports (which are submitted electronically). As far as reducing “paperwork burdens”, we don't believe that is applicable under the commenter's proposal either as industry can store their records offshore in an electronic system as long as they are available for offshore inspection.

Relating to the Items on BSEE-0126, the commenter is correct. The items containing the “0”, are simply a “checkbox” on the physical form.

*Public Availability of Comments:* Before including your address, phone number, email address, or other personal identifying information in your

comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Dated: January 29, 2013.

**Robert W. Middleton,**

*Deputy Chief, Office of Offshore Regulatory Programs.*

[FR Doc. 2013-04297 Filed 2-22-13; 8:45 am]

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## DEPARTMENT OF THE INTERIOR

### Fish and Wildlife Service

[FWS-R2-ES-2012-N301;  
FXES1113020000-134-FF02ENEH00]

#### Endangered and Threatened Species Permit Applications

**AGENCY:** Fish and Wildlife Service, Interior.

**ACTION:** Notice of receipt of applications; request for public comment.

**SUMMARY:** We, the U.S. Fish and Wildlife Service, invite the public to comment on the following applications to conduct certain activities with endangered or threatened species. The Endangered Species Act of 1973, as amended (Act), prohibits activities with endangered and threatened species unless a Federal permit allows such activities. The Act and the National Environmental Policy Act also require that we invite public comment before issuing these permits.

**DATES:** To ensure consideration, written comments must be received on or before March 27, 2013.

**ADDRESSES:** Marty Tuegel, Section 10 Coordinator, by U.S. mail at Division of Endangered Species, U.S. Fish and Wildlife Service, P.O. Box 1306, Room 6034, Albuquerque, NM at (505) 248-6920. Please refer to the respective permit number for each application when submitting comments.

**FOR FURTHER INFORMATION CONTACT:** Susan Jacobsen, Chief, Endangered Species Division, P.O. Box 1306, Albuquerque, NM 87103; (505) 248-6651.

#### SUPPLEMENTARY INFORMATION:

##### Public Availability of Comments

The Act (16 U.S.C. 1531 et seq.) prohibits activities with endangered and threatened species unless a Federal permit allows such activities. Along with our implementing regulations in

the Code of Federal Regulations (CFR) at 50 CFR 17, the Act provides for permits, and requires that we invite public comment before issuing these permits.

A permit granted by us under section 10(a)(1)(A) of the Act authorizes applicants to conduct activities with U.S. endangered or threatened species for scientific purposes, enhancement of survival or propagation, or interstate commerce. Our regulations regarding implementation of section 10(a)(1)(A) permits are found at 50 CFR 17.22 for endangered wildlife species, 50 CFR 17.32 for threatened wildlife species, 50 CFR 17.62 for endangered plant species, and 50 CFR 17.72 for threatened plant species.

#### Applications Available for Review and Comment

We invite local, State, Tribal, and Federal agencies, and the public to comment on the following applications. Please refer to the appropriate permit number (e.g., Permit No. TE-123456) when requesting application documents and when submitting comments.

Documents and other information the applicants have submitted with these applications are available for review, subject to the requirements of the Privacy Act (5 U.S.C. 552a) and Freedom of Information Act (5 U.S.C. 552).

##### Permit TE-022190

*Applicant:* Arizona-Sonora Desert Museum, Tucson, Arizona.

Applicant requests an amendment to a current permit for research and recovery purposes to conduct pollination on 36 individual adult Arizona hedgehog cactus (*Echinocereus arizonicus*) on Apache County and Cochise County, Arizona.

##### Permit TE-103480

*Applicant:* Carianne Campbell, Tucson, Arizona.

Applicant requests a renewal to a current permit for research and recovery purposes to conduct presence/absence surveys of Sonora tiger salamander (*Ambystoma tigrinum stebbinsi*), loach minnow (*Tiaroga cobitis*), and spikedace (*Mega fulgida*) within Arizona.

##### Permit TE-92222A

*Applicant:* Elena Pinto-Torres, Austin, Texas.

Applicant requests a new permit for research and recovery purposes to conduct presence/absence surveys of golden-cheeked warblers (*Dendroica chrysoparia*) and black-capped vireos (*Vireo atricapilla*) within Texas.

##### Permit TE-92364A

*Applicant:* Patricia Ramirez, Austin, Texas.

Applicant requests a new permit for research and recovery purposes to conduct presence/absence surveys of golden-cheeked warblers (*Dendroica chrysoparia*) and black-capped vireos (*Vireo atricapilla*) within Texas.

##### Permit TE-43777A

*Applicant:* Sea Life US, LLC, Grapevine, Texas.

Applicant requests an amendment to a current permit for husbandry and holding of hawksbill sea turtles (*Eretmochelys imbricata*) within Sea Life Aquarium, Grapevine, Texas.

##### Permit TE-92366A

*Applicant:* Kimley-Horn and Associates, Inc., Dallas, Texas.

Applicant requests a new permit for research and recovery purposes to conduct presence/absence surveys of interior least tern (*Sterna antillarum*) within Texas.

##### Permit TE-92407A

*Applicant:* Raven Environmental Services, Inc., Huntsville, Texas.

Applicant requests a new permit for research and recovery purposes to conduct presence/absence surveys of red-cockaded woodpecker (*Picooides borealis*) within Alabama, Arkansas, Florida, Georgia, Louisiana, Mississippi, Missouri, North Carolina, South Carolina, and Virginia.

##### Permit TE-88519A

*Applicant:* Texas Tech University, Lubbock, Texas.

Applicant requests a renewal to a current permit for research and recovery purposes to conduct presence/absence surveys and collect voucher specimens of the following species within Texas and New Mexico:

- Roswell springsnail (*Pyrgulopsis roswellensis*)
- Koster's springsnail (*Juturnia kosteri*)
- Pecos assiminea snail (*Assiminea pecos*)
- Noel's amphipod (*Gammarus desparatus*)

##### Permit TE-93447A

*Applicant:* San Antonio Zoo, San Antonio, Texas.

Applicant requests a new permit for research and recovery purposes to collect up to 500 individual Devils River minnow (*Dionda diabolica*) from Pinto Creek, Texas and relocate to the San Antonio Zoo for husbandry and captive propagation.