

and especially with regard to the estimated public burden and associated response time should be directed to the Office of Information and Regulatory Affairs, Office of Management and Budget. Comments should be addressed to the OMB Desk Officer for U.S. Immigration and Customs Enforcement, Department of Homeland Security, and sent via electronic mail to [oir\\_submission@omb.eop.gov](mailto:oir_submission@omb.eop.gov) or faxed to (202) 395-5806.

Written comments and suggestions from the public and affected agencies concerning the proposed collection of information should address one or more of the following four points:

(1) 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;

(2) 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;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) 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.

Overview of This Information Collection:

(1) *Type of Information Collection:* New Information Collection.

(2) *Title of the Form/Collection:* Electronic Funds Transfer Waiver Request.

(3) *Agency form number, if any, and the applicable component of the Department of Homeland Security sponsoring the collection:* Form 10-002, U.S. Immigration and Customs Enforcement.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract:*

*Primary:* Individual or Households, Business or other non-profit. The information collected on the Form 10-002 is necessary for U.S. Immigration and Customs Enforcement (ICE) to determine if an individual or business is exempt from the Electronic Funds Transfer requirements of the Debt Collection Improvement Act by meeting certain conditions.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to*

*respond:* 650 responses at 30 minutes (.50 hours) per response.

(6) *An estimate of the total public burden (in hours) associated with the collection:* 325 annual burden hours.

Requests for a copy of the proposed information collection instrument, with instructions; or inquiries for additional information should be requested via e-mail to: [forms.ice@dhs.gov](mailto:forms.ice@dhs.gov) with "ICE Form 10-002" in the subject line.

Dated: July 30, 2009.

**Joseph M. Gerhart,**

*Records Management Branch Chief, Office of Asset Management, U.S. Immigration and Customs Enforcement, Department of Homeland Security.*

[FR Doc. E9-18613 Filed 8-3-09; 8:45 am]

**BILLING CODE 9111-28-P**

## DEPARTMENT OF HOMELAND SECURITY

### United States Immigration and Customs Enforcement

#### Agency Information Collection Activities: Extension of a Currently Approved Information Collection; Comment Request

**ACTION:** 30-Day Notice of Information Collection Under Review; Form I-246, Application for Stay of Deportation or Removal; OMB Control No. 1653-0021.

The Department of Homeland Security, U.S. Immigration and Customs Enforcement (USICE), is submitting the following information collection request for review and clearance in accordance with the Paperwork Reduction Act of 1995. The Information Collection was previously published in the **Federal Register** on June 2, 2009 Vol. 74 No. 104 26417, allowing for a 60 day public comment period. USICE received no comments on this Information Collection from the public during this 60 day period.

The purpose of this notice is to allow an additional 30 days for public comments. Comments are encouraged and will be accepted for thirty days September 3, 2009.

Written comments and suggestions from the public and affected agencies regarding items contained in this notice and especially with regard to the estimated public burden and associated response time should be directed to the Office of Information and Regulatory Affairs, Office of Management and Budget. Comments should be addressed to the OMB Desk Officer for U.S. Immigration and Customs Enforcement, Department of Homeland Security, and sent via electronic mail to

[oir\\_submission@omb.eop.gov](mailto:oir_submission@omb.eop.gov) or faxed to (202) 395-5806.

Written comments and suggestions from the public and affected agencies concerning the proposed collection of information should address one or more of the following four points:

(1) 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;

(2) 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;

(3) Enhance the quality, utility, and clarity of the information to be collected; and

(4) 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.

Overview of This Information Collection:

(1) *Type of Information Collection:* Extension of a currently approved Information Collection.

(2) *Title of the Form/Collection:* Application for Stay of Deportation or Removal.

(3) *Agency form number, if any, and the applicable component of the Department of Homeland Security sponsoring the collection:* Form I-246, U.S. Immigration and Customs Enforcement.

(4) *Affected public who will be asked or required to respond, as well as a brief abstract:* Primary: Individual or Households, Business or other non-profit. The information collected on the Form I-246 is necessary for U.S. Immigration and Customs Enforcement (ICE) to make a determination that the eligibility requirements for a request for a stay of deportation or removal are met by the applicant.

(5) *An estimate of the total number of respondents and the amount of time estimated for an average respondent to respond:* 10,000 responses at 30 minutes (.50 hours) per response.

(6) *An estimate of the total public burden (in hours) associated with the collection:* 5000 annual burden hours.

Requests for a copy of the proposed information collection instrument, with instructions; or inquiries for additional information regarding this Information Collection should be requested via e-

mail to: [forms.ice@dhs.gov](mailto:forms.ice@dhs.gov) with "ICE Form I-246" in the subject line.

Dated: July 30, 2009.

**Joseph M. Gerhart,**

*Chief, Records Management Branch, Office of Asset Management, U.S. Immigration and Customs Enforcement, Department of Homeland Security.*

[FR Doc. E9-18612 Filed 8-3-09; 8:45 am]

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## DEPARTMENT OF HOMELAND SECURITY

### Coast Guard

[Docket No. USCG-2008-0126]

#### Application for the Tank Ship S/R AMERICAN PROGRESS, Review for Inclusion in the Shipboard Technology Evaluation Program; Final Environmental Assessment

**AGENCY:** Coast Guard, DHS.

**ACTION:** Notice of availability.

**SUMMARY:** The Coast Guard announces the availability of the Final Environmental Assessment (FEA) for the tank ship S/R AMERICAN PROGRESS. The FEA describes the S/R AMERICAN PROGRESS application for the Shipboard Technology Evaluation Program (STEP) Ballast Water Management System (BWMS) initiative. The FEA for the S/R AMERICAN PROGRESS also addresses potential effects on the human and natural environments from installing, testing, and using the SevernTrentDeNora (STDN) BalPure™ ballast water treatment system as the vessel operates in U.S. waters.

**ADDRESSES:** Comments and material received from the public, as well as documents mentioned in this notice as being available in the docket, are part of the docket USCG-2008-0126. These documents are available for inspection or copying at the Docket Management Facility (M-30), U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590-0001, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. You can also find all docketed documents on the Federal Document Management System at <http://www.regulations.gov>, United States Coast Guard docket number USCG-2008-0126.

**FOR FURTHER INFORMATION CONTACT:** If you have questions on this notice, call or e-mail LCDR Brian Moore, U.S. Coast Guard; telephone 202-372-1434, e-mail [brian.e.moore@uscg.mil](mailto:brian.e.moore@uscg.mil). If you have

questions on viewing the docket, call Renee V. Wright, Program Manager, Docket Operations, telephone 202-366-9826.

#### SUPPLEMENTARY INFORMATION:

##### Background and Purpose

In the Nonindigenous Aquatic Nuisance Prevention and Control Act of 1990, as reauthorized, and as amended by the National Invasive Species Act of 1996, Public Law 101-646 and Public Law 104-332, respectively, Congress directed the Coast Guard to prevent, to the maximum extent practicable, introduction of aquatic nonindigenous species from ballast water discharged by ships (16 U.S.C. 4711). To achieve this objective, the Coast Guard wrote new regulations in 33 CFR 151, subparts C and D. (58 FR 18330, Apr. 8, 1993, and 69 FR 44952, Jul. 28, 2004, respectively).

On December 8, 2004, the Coast Guard published a notice in the **Federal Register** (69 FR 71068, Dec. 8, 2004), announcing its Shipboard Technology Evaluation Program (STEP) for experimental shipboard ballast water treatment systems. The program goal is to promote development of alternatives to ballast water exchange as a means of preventing invasive species from entering U.S. waters through ships' ballast water. The comments we received support testing prototype treatment equipment and developing effective and practicable standards for approving this equipment.

In accordance with the National Environmental Policy Act of 1969 (Section 102(2)(c)), as implemented by the Council of Environmental Quality regulations in 40 CFR parts 1500-1508, and Coast Guard Commandant Instruction M16475.1D, "National Environmental Policy Act Implementing Procedures and Policy for Considering Environmental Impacts," the Coast Guard prepared a Programmatic Environmental Assessment (PEA) for the STEP to evaluate the environmental impacts from installing and operating a limited number of prototype ballast water treatment systems (69 FR 71068, Dec. 8, 2004). The PEA can be found in docket USCG-2001-9267. The PEA addresses potential effects to the natural and human environments including fish, marine mammals, invertebrates, microorganisms and plankton, submerged and emergent aquatic vegetation, threatened and endangered species, and essential fish habitat. It also requires each system to be evaluated for localized effects on the ports and waterways where a vessel involved in the program operates.

The Coast Guard announced the availability and request for public comments of the Draft Environmental Assessment (DEA) for the tank ship S/R AMERICAN PROGRESS by **Federal Register** notice on December 1, 2008 (73 FR 72825, Dec. 1, 2008). The comment period was open until December 31, 2008. The California State Lands Commission (CSLC) had commented on previous Draft Environmental Assessments regarding three other vessels with STEP applications, specifically, STEP applications regarding the cruise ship CORAL PRINCESS (73 FR 72817, Dec. 1, 2008), the integrated tug and barge MOKU PAHU (73 FR 72819, Dec. 1, 2008), and the vessel ATLANTIC COMPASS (73 FR 72814, Dec. 1, 2008). Due to the high level of interest previously shown by CSLC, and that just prior to the end of the comment period on the DEA for S/R AMERICAN PROGRESS there were no public comments, the Coast Guard contacted CSLC prior to the closing of the comment period to ensure CSLC was aware of the posting. Soon after the comment period had expired, CSLC replied directly to Coast Guard via e-mail with comments. The CLSC submitted 23 substantive comments, and 19 editorial comments. All comments from CSLC were posted by the Coast Guard to the docket. The Coast Guard received no other comments from any source.

The 19 editorial comments from CLSC were adopted and incorporated in the Final Environmental Assessment (FEA) to improve readability. The adopted edits made no substantive changes to the FEA. The remaining comments with the Coast Guard's response are provided as appendix G in the FEA.

This notice is issued under authority of the National Environmental Policy Act of 1969 (Section 102 (2)(c)), as implemented by the Council of Environmental Quality regulations (40 CFR parts 1500-1508) and Coast Guard Commandant Instruction M16475.1D.

Dated: July 28, 2009.

**J.G. Lantz,**

*Director of Commercial Regulations and Standards, U.S. Coast Guard.*

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