



4310-05-P

DEPARTMENT OF THE INTERIOR

Office of Surface Mining Reclamation and Enforcement

**[S1D1S SS08011000 SX066A0067F 178S180110; S2D2D SS08011000 SX066A00 33F
17XS501520]**

Agency Information Collection Activities: OMB Control Number 1029-0055; Rights of Entry

AGENCY: Office of Surface Mining Reclamation and Enforcement, Interior.

ACTION: Notice and request for comments for 1029-0055.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995, the Office of Surface Mining Reclamation and Enforcement (OSMRE) is announcing its intention to request renewed approval for the collection of information for states or Indian tribes, pursuant to an approved reclamation program, to use police powers, if necessary, to effect entry upon private lands to conduct reclamation activities or exploratory studies if the landowner's consent is refused or the landowner is not available. The collection described below has been forwarded to the Office of

Management and Budget (OMB) for review and comment. The information collection request describes the nature of the information collection and the expected burdens and costs.

DATES: OMB has up to 60 days to approve or disapprove the information collection, but may respond after 30 days. Therefore, your comments should be submitted to OMB by [INSERT DATE 30 DAYS FROM DATE OF PUBLICATION IN THE FEDERAL REGISTER], in order to be assured of consideration.

ADDRESSES: Your comments should be submitted to the Office of Information and Regulatory Affairs, Office of Management and Budget, Department of the Interior Desk Officer, via e-mail to OIRA_Submission@omb.eop.gov, or by facsimile to (202) 395-5806. Also, please send a copy of your comments to John Trelease, Office of Surface Mining Reclamation and Enforcement, 1951 Constitution Ave, NW, Room 203 - SIB, Washington, DC 20240, or electronically to jtrelease@osmre.gov. Please reference 1029-0055 in your submission.

FOR FURTHER INFORMATION CONTACT: To receive a copy of the information collection request, contact John Trelease at (202) 208-2783, or electronically at jtrelease@osmre.gov. You may also review this collection by going to <http://www.reginfo.gov> (Information Collection Review, Currently Under Review, Agency is Department of the Interior, DOI-OSMRE).

SUPPLEMENTARY INFORMATION: OMB regulations at 5 CFR 1320, which implement

provisions of the Paperwork Reduction Act of 1995 (Pub. L. 104-13), require that interested members of the public and affected agencies have an opportunity to comment on information collection and recordkeeping activities [see 5 CFR 1320.8(d)]. We have submitted a request to OMB to approve the collection of information for 30 CFR Part 877 – Rights of Entry. We are requesting a 3-year term of approval for this information collection activity.

An agency may not conduct or sponsor, and a person is not required to respond to, an information collection unless it displays a currently valid OMB control number. The OMB control number for this collection of information is displayed in 30 CFR 877.10 (1029-0055).

As required under 5 CFR 1320.8(d), we published a Federal Register notice seeking public comments on this collection of information on March 7, 2017 (82 FR 12840). No comments were received. This notice gives you an additional 30 days in which to comment on the following information collection activity:

Title: 30 CFR 877 - Rights of Entry

OMB Control Number: 1029-0055.

Summary: This regulation establishes procedures for non-consensual entry upon private lands for the purpose of abandoned mine land reclamation activities or exploratory studies when the landowner refuses consent or is not available.

Bureau Form Number: None.

Frequency of Collection: Once.

Description of Respondents: State and tribal abandoned mine land reclamation agencies.

Total Annual Responses: 336.

Estimated Time per Response: 1.5 hours to prepare each of the estimated 5 notices to landowners per project.

Total Annual Burden Hours: 2,520 hours.

Total Annual Non-wage Costs: \$3,350 for newspaper publication costs.

Send comments on the need for the collection of information for the performance of the functions of the agency; the accuracy of the agency's burden estimates; ways to enhance the quality, utility and clarity of the information collection; and ways to minimize the information collection burden on respondents, such as use of automated means of collection of the information, to the addresses listed under **ADDRESSES**. Please refer to the appropriate OMB control number in all correspondence.

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.

AUTHORITY: The authorities for this action are the Surface Mining Control and Reclamation Act of 1977, as amended (30 U.S.C. 1201 et seq.), and the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 et seq.).

Dated: May 10, 2017.

John A. Trelease,

Acting Chief,

Division of Regulatory Support.

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