

must be submitted by the state/tribe to EPA to request assumption and must be sufficient to enable EPA to undertake a thorough analysis of the state/tribal program. The information contained in the assumption request submission is provided to the other involved federal agencies (U.S. Army Corps of Engineers, U.S. Fish and Wildlife Service, and National Marine Fisheries Service) and to the general public for review and comment.

States/tribes with assumed programs must be able to issue permits that assure compliance with all applicable statutory and regulatory requirements, including the 404(b)(1) Guidelines. Sufficient information must be provided in the application so that states/tribes, and federal agencies reviewing the permit are able to evaluate, avoid, minimize and compensate for any anticipated impacts resulting from the proposed project. EPA's assumption regulations establish required and recommended elements that should be included in the state/tribe's permit application, so that sufficient information is available to make a thorough analysis of anticipated impacts. (40 CFR 233.30). These minimum information requirements generally reflect the information that must be submitted when applying for a section 404 permit from the U.S. Army Corps of Engineers. (CWA section 404(h); CWA section 404(j); 40 CFR 230.10, 233.20, 233.21, 233.34, and 233.50; 33 CFR 325)).

EPA has an oversight role for assumed 404 permitting programs to ensure that state/tribal programs are in compliance with applicable requirements and that state/tribal permit decisions adequately consider, avoid, minimize and compensate for anticipated impacts. States/tribes must evaluate their programs annually and submit the results in a report to EPA. EPA's assumption regulations establish minimum requirements for the annual report (40 CFR 233.52).

The information included in the state/tribe's assumption request and the information included in a permit application is made available for public review and comment. The information included in the annual report to EPA is made available to the public. EPA does not make any assurances of confidentiality for this information.

*Form Numbers:* None.

*Respondents/affected entities:* Entities potentially affected by this action are those states/tribes requesting assumption of the Clean Water Act section 404 permit program; states/tribes with approved assumed programs; and permit applicants in states/tribes with assumed programs.

*Respondent's obligation to respond:* Required to obtain or retain a benefit (40 CFR 233).

*Estimated number of respondents:* 2 states/tribes to request program assumption; 11,900 permit applicants (2,975 applications per state); and 4 states/tribes which have assumed the program (the two current programs and potentially two who may be approved under this ICR) which will submit an annual report.

*Frequency of response:* States/tribes will respond one time to request assumption and once the program is approved they will respond annually for the annual report; permit applicants will respond one time when requesting a permit.

*Total estimated burden:* The public reporting and recordkeeping burden for this collection of information is estimated to be 120,400 hours per year (520 hours to request program assumption times two states/tribes (1,040 hours); 11,900 permit applicants times 10 hours per application (119,000 hours); and 90 hours to prepare an annual report times 4 state/tribal assumed programs (360 hours)). The burden to EPA for related activities is 8,560 hours per year (200 hours to review assumption requests times two states/tribes (400 hours); 100 permit applications times 80 hours per application review (8,000 hours); and 40 hours to review an annual report times 4 state/tribal assumed programs (160 hours)). Burden is defined at 5 CFR 1320.3(b).

*Total estimated cost:* Costs to states/tribes for assumed section 404 permit programs will vary widely by state/tribe and permit, however there are \$0 capital or operation & maintenance costs. The cost to EPA for related activities is \$420,513.28 in labor costs (per year), includes \$0 annualized capital or operation & maintenance costs.

*Changes in Estimates:* There is an increase of 29,440 hours in the total estimated respondent burden compared with the ICR currently approved by OMB. This increase is an adjustment reflecting an increase in hours spent reviewing each permit. Michigan doubled its estimate of the number of hours spent reviewing each permit application, based upon the increase in number of applicants requesting a review of permit and mitigation options. New Jersey's estimate remained the same at 10 hours per permit application.

Dated: April 21, 2017.

**John Goodin,**

*Acting Director, Office of Wetlands, Oceans, and Watersheds.*

[FR Doc. 2017-13905 Filed 6-30-17; 8:45 am]

**BILLING CODE 6560-50-P**

## **ENVIRONMENTAL PROTECTION AGENCY**

**[EPA-HQ-OAR-2007-0482; FRL 9959-80-OAR]**

### **EPA Information Collection Request Number 2265.03; Proposed Information Collection Request; Comment Request; Information Collection Activities Associated With the SmartWay Transport Partnership**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** The Environmental Protection Agency is planning to submit an information collection request (ICR), "Information Collection Activities Associated with the SmartWay Transport Partnership" (EPA ICR No. 2265.03, OMB Control No. 2060-0663) to the Office of Management and Budget (OMB) for review and approval in accordance with the Paperwork Reduction Act. Before doing so, EPA is soliciting public comments on specific aspects of the proposed information collection as described below. This is a proposed extension of the ICR, which is currently approved through July 31, 2017. An Agency may not conduct or sponsor and a person is not required to respond to a collection of information unless it displays a currently valid OMB control number.

**DATES:** Comments must be submitted on or before September 1, 2017.

**ADDRESSES:** Submit your comments, referencing Docket ID No. EPA-HQ-OAR-2007-0482 online using [www.regulations.gov](http://www.regulations.gov) (our preferred method), by email to [smartway\\_transport@epa.gov](mailto:smartway_transport@epa.gov), or by mail to: EPA Docket Center, Environmental Protection Agency, Mail Code 28221T, 1200 Pennsylvania Ave. NW., Washington, DC 20460.

EPA's policy is that all comments received will be included in the public docket without change including any personal information provided, unless the comment includes profanity, threats, information claimed to be Confidential Business Information (CBI) or other information whose disclosure is restricted by statute.

**FOR FURTHER INFORMATION CONTACT:** Kathleen Martz, U.S. Environmental

Protection Agency, 2000 Traverwood Drive, S-68, Ann Arbor, MI 48105; telephone number: 734-214-4335; Fax: 734-214-4906; email address: [martz.kathleen@epa.gov](mailto:martz.kathleen@epa.gov).

#### SUPPLEMENTARY INFORMATION:

Supporting documents which explain in detail the information that the EPA will be collecting are available in the public docket for this ICR. The docket can be viewed online at [www.regulations.gov](http://www.regulations.gov) or in person at the EPA Docket Center, WJC West, Room 3334, 1301 Constitution Ave. NW., Washington, DC. The telephone number for the Docket Center is 202-566-1744. For additional information about EPA's public docket, visit <http://www.epa.gov/dockets>.

Pursuant to section 3506(c)(2)(A) of the PRA, EPA is soliciting comments and information to enable it to: (i) 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; (ii) 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; (iii) enhance the quality, utility, and clarity of the information to be collected; and (iv) 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. EPA will consider the comments received and amend the ICR as appropriate. The final ICR package will then be submitted to OMB for review and approval. At that time, EPA will issue another **Federal Register** notice to announce the submission of the ICR to OMB and the opportunity to submit additional comments to OMB.

**Abstract:** The EPA's Office of Air and Radiation (OAR) developed the SmartWay Transport Partnership ("SmartWay") under directives outlined in Subtitle D of the Energy Policy Act of 2005 which calls on EPA to assess the energy and air quality impacts of activities within the freight industry. These activities include long-duration truck idling, the development and promotion of strategies for reducing idling, fuel consumption, and negative air quality effects. SmartWay's objectives also are consistent with the Clean Air Act, the Federal Technology Transfer Act and other laws that

authorize and support research, training and air pollutant control activities.

SmartWay is open to organizations that own, operate, or contract with fleet operations, including truck, rail, barge, air and multi-modal carriers, logistics companies, and shippers. Organizations that do not operate fleets, but that are working to strengthen the freight industry, such as industry trade associations, state and local transportation agencies and environmental groups, also may join as SmartWay affiliates. All organizations that join SmartWay are asked to provide EPA with information as part of their SmartWay registration to annually benchmark their transportation-related operations and improve the environmental performance of their freight activities.

A company joins SmartWay when it completes and submits a SmartWay Excel-based tool ("reporting tool") to EPA. The data outputs from the submitted tool are used by partners and SmartWay in several ways. First, the data provides confirmation that SmartWay partners are meeting established objectives in their Partnership Agreement. The reporting tool outputs enable EPA to assist SmartWay partners as appropriate, and to update them with environmental performance and technology information that empower them to improve their efficiency. This information also improves EPA's knowledge and understanding of the environmental and energy impacts associated with goods movement, and the effectiveness of both proven and emerging strategies to lessen those impacts.

In addition to requesting annual freight transportation-related data, EPA may ask its SmartWay partners for other kinds of information which could include opinions and test data on the effectiveness of new and emerging technology applications, sales volumes associated with SmartWay-recommended vehicle equipment and technologies, the reach and value of partnering with EPA through the SmartWay Partnership, and awareness of the SmartWay brand. In some instances, EPA might query other freight industry representatives (not just SmartWay partners), including trade and professional associations, nonprofit environmental groups, energy and community organizations, and universities, and a small sampling of the general public.

**Form Numbers:** None.

**Respondents/Affected Entities:** Entities potentially affected by this action include private and public

organizations that join the SmartWay Transport Partnership; freight industry representatives who engage in activities related to the SmartWay Partnership; and representative samplings of consumers in the general public. These entities may be affected by EPA efforts to assess the effectiveness and value of the SmartWay program, awareness of the SmartWay brand, and ideas for developing and improving SmartWay.

**Respondent's Obligation to Respond:** Voluntary.

**Estimated Number of Respondents:** 4,605.

**Frequency of response:** The information collections described in the ICR must be completed in order for an organization to register as or continue its status as a SmartWay partner, to become a SmartWay affiliate, to use the SmartWay logo on an EPA-designated tractor or trailer, or to be considered as an affiliate honoree or for a SmartWay Excellence Award.

**Total Estimated Burden:** The annual burden for this collection of information that all respondent partners and affiliates incur is estimated to average 13,224 hours with a projected annual aggregate cost of \$909,828. The annual burden for this collection of information that federal agency respondents incur is estimated to average 4,910 hours with a projected annual aggregate cost of \$195,271.

This ICR estimates that approximately 3,500 respondent partners will incur burden associated with SmartWay in the first year, with a growth of 320 partners per year projected into the future. The estimated average burden time per respondent is 2.65 hours annually. This is an average across all SmartWay partners, regardless of whether they are affiliates, shippers, carriers or logistics companies. The average also includes 150 consumer and industry respondents who spend far less time, providing the SmartWay program with basic information on their awareness of the program. Among respondent partners the burden hours are typically higher for larger companies with complex fleets, than for smaller companies.

Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, disclose or provide information to or for a federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and

requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

**Total Estimated Cost:** The total annual cost to all respondent partners is \$909,828. The total annual cost to federal agency respondents is \$195,271.

**Changes in Estimates:** There is an increase of 1,720 hours in the total estimated respondent partner burden compared with the ICR currently approved by OMB. This increase reflects the following adjustments and program changes:

(1) Adjustments associated with increased interest in SmartWay, and thus, an increase in new annual respondents, as well as robust program retention practices, leading to increased number of existing respondent partners reporting annually, increase in the number of applications for the SmartWay Excellence Awards and the affiliate challenge annually;

(2) Increased burden associated with the SmartWay Tractor and Trailer program; and,

(3) Reduced burden due to EPA's change in policy for submitting Awards materials electronically, rather than by mail.

Dated: February 16, 2017.

**Karl Simon,**

*Director, Transportation and Climate Division, Office of Transportation and Air Quality.*

**Editorial note:** This document was received by the office of the Federal Register on June 27, 2017.

[FR Doc. 2017-13859 Filed 6-30-17; 8:45 am]

**BILLING CODE 6560-50-P**

## FEDERAL RESERVE SYSTEM

### Change in Bank Control Notices; Acquisitions of Shares of a Bank or Bank Holding Company

The notificants listed below have applied under the Change in Bank Control Act (12 U.S.C. 1817(j)) and 225.41 of the Board's Regulation Y (12 CFR 225.41) to acquire shares of a bank or bank holding company. The factors that are considered in acting on the notices are set forth in paragraph 7 of the Act (12 U.S.C. 1817(j)(7)).

The notices are available for immediate inspection at the Federal Reserve Bank indicated. The notices also will be available for inspection at the offices of the Board of Governors. Interested persons may express their views in writing to the Reserve Bank

indicated for that notice or to the offices of the Board of Governors. Comments must be received not later than July 20, 2017.

**A. Federal Reserve Bank of Cleveland** (Nadine Wallman, Vice President) 1455 East Sixth Street, Cleveland, Ohio 44101-2566. Comments can also be sent electronically to

[Comments.applications@clev.frb.org](mailto:Comments.applications@clev.frb.org):

1. D. Thomas Boyer, Bryan, Ohio, individually and the D. Thomas Boyer Control Group, consisting of D. Thomas Boyer, Bryan, Ohio; Virginia Boyer Egan, Bryan, Ohio; and Charles D. Boyer, Bryan, Ohio; to retain voting shares of Corn City State Bank, Deshler, Ohio.

Board of Governors of the Federal Reserve System, June 28, 2017.

**Yao-Chin Chao,**

*Assistant Secretary of the Board.*

[FR Doc. 2017-13935 Filed 6-30-17; 8:45 am]

**BILLING CODE 6210-01-P**

## FEDERAL TRADE COMMISSION

[File No. 161 0207]

### Alimentation Couche-Tard Inc. and CST Brands, Inc.; Analysis To Aid Public Comment

**AGENCY:** Federal Trade Commission.

**ACTION:** Proposed consent agreement.

**SUMMARY:** The consent agreement in this matter settles alleged violations of federal law prohibiting unfair methods of competition. The attached Analysis to Aid Public Comment describes both the allegations in the complaint and the terms of the consent orders—embodied in the consent agreement—that would settle these allegations.

**DATES:** Comments must be received on or before July 26, 2017.

**ADDRESSES:** Interested parties may file a comment online or on paper, by following the instructions in the Request for Comment part of the **SUPPLEMENTARY INFORMATION** section below. Write: "In the Matter of Alimentation Couche-Tard Inc., File No. 161-0207" on your comment, and file your comment online at <https://ftcpublic.commentworks.com/ftc/act-cstconsent> by following the instructions on the web-based form. If you prefer to file your comment on paper, write "In the Matter of Alimentation Couche-Tard Inc., File No. 161-0207" on your comment and on the envelope, and mail your comment to the following address: Federal Trade Commission, Office of the Secretary, 600 Pennsylvania Avenue NW., Suite CC-5610 (Annex D), Washington, DC 20580, or deliver your

comment to the following address: Federal Trade Commission, Office of the Secretary, Constitution Center, 400 7th Street SW., 5th Floor, Suite 5610 (Annex D), Washington, DC 20024.

### FOR FURTHER INFORMATION CONTACT:

Nicholas Bush (202-326-2848), Bureau of Competition, 600 Pennsylvania Avenue NW., Washington, DC 20580.

**SUPPLEMENTARY INFORMATION:** Pursuant to Section 6(f) of the Federal Trade Commission Act, 15 U.S.C. 46(f), and FTC Rule 2.34, 16 CFR 2.34, notice is hereby given that the above-captioned consent agreement containing a consent order to cease and desist, having been filed with and accepted, subject to final approval, by the Commission, has been placed on the public record for a period of thirty (30) days. The following Analysis to Aid Public Comment describes the terms of the consent agreement, and the allegations in the complaint. An electronic copy of the full text of the consent agreement package can be obtained from the FTC Home Page (for June 26, 2017), on the World Wide Web, at <https://www.ftc.gov/news-events/commission-actions>.

You can file a comment online or on paper. For the Commission to consider your comment, we must receive it on or before July 26, 2017. Write "In the Matter of Alimentation Couche-Tard Inc., File No. 161-0207" on your comment. Your comment—including your name and your state—will be placed on the public record of this proceeding, including, to the extent practicable, on the public Commission Web site, at <https://www.ftc.gov/policy/public-comments>.

Postal mail addressed to the Commission is subject to delay due to heightened security screening. As a result, we encourage you to submit your comments online. To make sure that the Commission considers your online comment, you must file it at <https://ftcpublic.commentworks.com/ftc/act-cstconsent> by following the instructions on the web-based form. If this Notice appears at <http://www.regulations.gov#!/home>, you also may file a comment through that Web site.

If you prefer to file your comment on paper, write "In the Matter of Alimentation Couche-Tard Inc., File No. 161-0207" on your comment and on the envelope, and mail your comment to the following address: Federal Trade Commission, Office of the Secretary, 600 Pennsylvania Avenue NW., Suite CC-5610 (Annex D), Washington, DC 20580, or deliver your comment to the following address: Federal Trade Commission, Office of the Secretary,