

**DEPARTMENT OF HOMELAND SECURITY****Transportation Security Administration****New Emergency Agency Information Collection Activity Under OMB Review: Corporate Security Review (CSR)**

**AGENCY:** Transportation Security Administration (TSA), DHS.

**ACTION:** Notice of emergency clearance request.

**SUMMARY:** This notice announces that TSA has forwarded the new Information Collection Request (ICR) abstracted below to the Office of Management and Budget (OMB) for emergency processing and approval under the Paperwork Reduction Act. The ICR describes the nature of information collection and its expected burden.

**DATES:** Send your comments by August 26, 2005. A comment to OMB is most effective if OMB receives it within 30 days of publication.

**ADDRESSES:** Comments may be faxed to the Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: DHS-TSA Desk Officer, at (202) 395-5806.

**FOR FURTHER INFORMATION CONTACT:** Katrina Wawer, Information Collection Specialist, Office of Transportation Security Policy, TSA-9, Transportation Security Administration, 601 South 12th Street, Arlington, VA 22202-4220.

**SUPPLEMENTARY INFORMATION:****Comments Invited**

In accordance with the Paperwork Reduction Act of 1995, (44 U.S.C. 3501 *et seq.*), an agency may not conduct or sponsor, and a person is not required to respond to a collection of information, unless it displays a valid OMB control number. Therefore, in preparation for OMB review and approval of the following information collection, TSA is soliciting comments to—

(1) Evaluate whether the proposed information requirement 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;

(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 using appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology.

**Information Collection Requirement**

*Title:* Corporate Security Review (CSR).

*Type of Request:* Emergency processing request of new collection.

*OMB Control Number:* Not yet assigned.

*Form(s):* Corporate Security Review Form.

*Affected Public:* Surface Transportation System Owners and Operators.

*Abstract:* The Aviation and Transportation Security Act of 2001 (ATSA) (Public Law 107-71) requires TSA to oversee the security of the nation's surface transportation system. Specifically, ATSA grants TSA authority to execute its responsibilities for:

- Enhancing security in all modes of transportation (49 U.S.C. 114(d));
- Assessing intelligence and other information in order to identify individuals who pose a threat to transportation security and to coordinate countermeasures with other Federal agencies to address such threats (49 U.S.C. 114(f)(1)-(5), (h)(1)-(4)); and
- Identifying and coordinating countermeasures to address threats to the transportation system (49 U.S.C. 114(f)(4)), including the authority to receive, assess, and distribute intelligence information related to transportation security; (49 U.S.C. 114(f)(1)-(4)).

To support these requirements, TSA assesses the current security practices in the surface transportation sector by way of site visits and interviews through its Corporate Security Review (CSR) program, one piece of a much larger domain awareness, prevention, and protection program in support of TSA's and Department of Homeland Security's missions. TSA is requesting emergency approval for this collection to allow TSA to ascertain minimum-security standards and identify coverage gaps, activities that are critical to its mission of ensuring transportation security.

The CSR is an "instructive" review that provides the TSA with an understanding of each surface transportation owner/operator's ability to protect its critical assets. In carrying out CSRs, teams of modal experts from TSA conduct site visits of critical highway, mass transit, pipeline, and rail assets throughout the nation. The TSA team analyzes the owner's/operator's security plan and determines if the mitigation measures included in the plan are being implemented. In addition to reviewing the security plan document, TSA tours the site and interviews the owner's/operator's

security coordinator, employees, and contractors. TSA collects information on eleven topics: Threat assessments, vulnerability assessments, security planning, credentialing, secure areas, infrastructure protection, physical security countermeasures, cyber security, training, communications, and exercises. TSA conducts this collection through voluntary face-to-face visits, which last an average of two days, at the company/agency headquarters of surface transportation owners/operators. Typically, TSA sends three employees to conduct a two-day discussion/interview with representatives from the company/agency owner/operator. At the conclusion of these site visits, TSA completes the Corporate Security Review form, which asks questions concerning the above mentioned topics. TSA does not plan to collect information from small businesses or other small entities at this time.

The annual hour burden for this information collection is estimated to be 1,200 hours. While TSA estimates a total of 500 potential respondents, this estimate is based on TSA conducting 75 visits per year, each visit lasting 2 days (2 8-hour work days). The total annual cost burden to respondents is \$0.00.

TSA assures respondents that their responses will be handled as Sensitive Security Information, as described in 49 CFR parts 15 and 1520.

*Number of Respondents:* 500.

*Estimated Annual Burden Hours:* An estimated 1,200 hours annually.

Issued in Arlington, Virginia, on July 21, 2005.

**Lisa S. Dean,**

*Privacy Officer.*

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**DEPARTMENT OF HOMELAND SECURITY****Transportation Security Administration**

[Docket No. TSA-2001-11120]

**Extension of Agency Information Collection Activity Under OMB Review: Imposition and Collection of Passenger Civil Aviation Security Service Fees (September 11th Security Fee)**

**AGENCY:** Transportation Security Administration (TSA), DHS.

**ACTION:** Notice.

**SUMMARY:** This notice announces that TSA has forwarded the Information Collection Request (ICR) abstracted below to the Office of Management and Budget (OMB) for review and approval

of an extension of the currently approved collection under the Paperwork Reduction Act. The ICR describes the nature of the information collection and its expected burden. TSA published a **Federal Register** notice, with a 60-day comment period soliciting comments, of the following collection of information on May 6, 2005, 70 FR 24108.

**DATES:** Send your comments by August 26, 2005. A comment to OMB is most effective if OMB receives it within 30 days of publication.

**ADDRESSES:** Comments may be faxed to the Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: DHS-TSA Desk Officer, at (202) 395-5806.

**FOR FURTHER INFORMATION CONTACT:** Katrina Wawer, Information Collection Specialist, Office of Transportation Security Policy, TSA-9, Transportation Security Administration, 601 South 12th Street, Arlington, VA 22202-4220; telephone (571) 227-1995; facsimile (571) 227-2594.

**SUPPLEMENTARY INFORMATION:**

**Comments Invited**

In accordance with the Paperwork Reduction Act of 1995, (44 U.S.C. 3501 *et seq.*), an agency may not conduct or sponsor, and a person is not required to respond to a collection of information, unless it displays a valid OMB control number. Therefore, in preparation for OMB review and approval of the following information collection, TSA is soliciting comments to—

(1) Evaluate whether the proposed information requirement 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;

(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 using appropriate automated, electronic, mechanical, or other technological collection techniques or other forms of information technology.

**Information Collection Requirement**

*Title:* Imposition and Collection of Passenger Civil Aviation Security Service Fees (September 11th Security Fee).

*Type of Request:* Extension of a currently approved collection.

*OMB Control Number:* 1652-0001.

*Forms:* September 11th Security Fees Quarterly Report Form.

*Frequency:* Quarterly.

*Abstract:* On December 31, 2001, TSA published an interim final rule imposing a security service fee (September 11th Security Fee) (see 66 FR 67698). Imposition of the fee began on February 1, 2002. Approximately 196 domestic and foreign air carriers are expected to collect and remit the September 11th Security Fee. Each of these carriers is then required to: (1) Establish and maintain an accounting system to account for the September 11th Security Fees that are imposed, collected, refunded, and remitted; (2) report this information to TSA on a quarterly basis; and (3) retain the data used for these reports for a six-year rolling period (so that information for Fiscal Year 2005 must be retained until Fiscal Year 2011 expires, and so on).

Each air carrier that collects security service fees from more than 50,000 passengers annually is also required under 49 CFR 1510.15 to submit to TSA an annual independent audit, performed by an independent certified public accountant, of its security service fee activities and accounts. Although, the annual independent audit requirements were suspended January 23, 2003 (68 FR 3192), TSA conducts its own audits of the air carriers (49 CFR 1510.19).

TSA is seeking renewal of this collection to require air carriers to continue submitting the quarterly reports to TSA, and to retain the information for a six-year rolling period. This requirement includes retaining the source information for the quarterly reports remitted to TSA, and the calculations and allocations performed to remit reports to TSA. Should the auditing requirement be reinstated, the requirement would include information and documents reviewed and prepared for the independent audit. Although TSA suspended the independent audits, TSA conducts audits of the air carriers, and therefore, requires air carriers to retain and provide the same information as required for the quarterly reports and independent audits. TSA estimates 105 carriers of the 196 total respondent domestic and foreign air carriers would be responsible for this audit should the requirement be reinstated.

*Number of Respondents:* 196.

*Estimated Annual Burden Hours:* An estimated 2884 hours annually.

Issued in Arlington, Virginia, on July 21, 2005.

**Lisa S. Dean,**

*Privacy Officer.*

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**DEPARTMENT OF HOMELAND SECURITY**

**Transportation Security Administration**

[Docket No. TSA-2005-21956]

**Privacy Act of 1974: System of Records; Safety Information System (SIS)**

**AGENCY:** Transportation Security Administration, DHS.

**ACTION:** Notice to establish a system of records; request for comments.

**SUMMARY:** The Transportation Security Administration (TSA) is establishing one new system of records under the Privacy Act of 1974, the Safety Information System (SIS) (DHS/TSA 020). TSA will maintain this system to provide an information source to comply with the occupational health and safety recordkeeping and reporting requirements of the Department of Labor, Occupational Safety and Health Administration (OSHA).

**DATES:** Submit comments by August 26, 2005.

**ADDRESSES:** You may submit comments, identified by TSA docket number to this document, using any one of the following methods:

*Comments Filed Electronically:* You may submit comments through the docket Web site at <http://dms.dot.gov>. You also may submit comments through the Federal eRulemaking portal at <http://www.regulations.gov>.

*Comments Submitted by Mail, Fax, or In Person:* Address or deliver your written, signed comments to the Docket Management System, U.S. Department of Transportation, Room Plaza 401, 400 Seventh Street, SW., Washington, DC 20590-0001; Fax: 202-493-2251.

See **SUPPLEMENTARY INFORMATION** for format and other information about comment submissions.

**FOR FURTHER INFORMATION CONTACT:** Lisa S. Dean, Privacy Officer, Office of Transportation Security Policy, TSA-9, 601 South 12th Street, Arlington, VA 22202-4220; telephone (571) 227-3947; facsimile (571) 227-2555.

**SUPPLEMENTARY INFORMATION:**

**Comments Invited**

TSA invites interested persons to participate by submitting written comments, data, or views. See **ADDRESSES** above for information on where to submit comments.

With each comment, please include your name and address, identify the docket number at the beginning of your comments, and give the reason for each comment. The most helpful comments