

“(b) The airport proprietor should consult the International Civil Aviation Organization Document 9562, *Airport Economics Manual*, Second Edition, Attachment 6 before taking action to include costs of a project under construction in the rate-base of an airport with international air service.”;

Option Two

“2.5.3. The proprietor of a congested airport may include in the rate-base used to determine airfield charges a portion of the costs of airfield projects under construction so long as (1) all planning and environmental approvals have been obtained for the projects; (2) the proprietor has obtained financing for the projects; and (3) construction has commenced on the projects.

“(a) The airport proprietor must deduct from the total costs of the projects any principal and interest collected during the period of construction in determining the amount of project costs to be capitalized and amortized once the project is commissioned and put in service.

“(b) The airport proprietor should consult the International Civil Aviation Organization Document 9562, *Airport Economics Manual*, Second Edition, Attachment 6 before taking action to include costs of a project under construction in the rate-base of an airport with international air service.”

4. Revise paragraph 2.5.4(a) to read as follows:

(a) Element no. 3 above will be presumed to be satisfied if

(1) the other airport is designated as a reliever airport for the first airport in the FAA's National Plan of Integrated Airport Systems (“NPIAS”); or

(2) the first airport is congested and the other airport has been designated by the FAA as a secondary airport serving the community, metropolitan area, or region served by the first airport.

b. Add a new subparagraph (e) to read as follows:

(e) The proprietor of a congested airport may consider the presence of airfield congestion at the first airport when determining the portion of the airfield costs of the other airport to be paid by the users of the first airport during periods of congestion, so long as the total airfield revenue recovered from the users of both airports do not exceed the total allowable costs of the two airports combined.

Issued in Washington, DC, on January 11, 2008.

Mary E. Peters,
Secretary of Transportation.

Robert A. Sturgell,
Acting Administrator, Federal Aviation Administration.

[FR Doc. E8-815 Filed 1-16-08; 8:45 am]

BILLING CODE 4910-13-P

DEPARTMENT OF TRANSPORTATION

Office of the Secretary

Privacy Act of 1974: System of Records

AGENCY: Department of Transportation (DOT), Office of the Secretary.

ACTION: Notice to modify a system of records.

SUMMARY: DOT proposes to modify a system of records under the Privacy Act of 1974. The system is DOT's Docket Management System (DMS), which is being modified to reflect: (1) Incorporation in the new Government-wide Federal DMS; (2) relocation of DOT's Headquarters Building (HQ), in which DMS is located; and (3) new name of the organizational entity of which DMS is a part, and its location in the new DOT HQ. This system would not duplicate any other DOT system of records.

EFFECTIVE DATE: This notice will be effective, without further notice, on February 26, 2008, unless modified by a subsequent notice to incorporate comments received by the public. Comments must be received by February 19, 2008 to be assured consideration.

ADDRESSES: Send comments to Habib Azarsina, Acting Departmental Privacy Officer, S-80, United States Department of Transportation, Office of the Secretary of Transportation, 1200 New Jersey Avenue, SE., Washington DC 20590 or habib.azarsina@dot.gov.

FOR FURTHER INFORMATION CONTACT: Habib Azarsina, Acting Departmental Privacy Officer, S-80, United States Department of Transportation, Office of the Secretary of Transportation, 1200 New Jersey Avenue, SE., Washington DC 20590; telephone 202.366.1965, or habib.azarsina@dot.gov.

SUPPLEMENTARY INFORMATION: The DOT system of records notice subject to the Privacy Act of 1974 (5 U.S.C. 552a), as amended, as proposed to be modified, is available from the above mentioned address and appears below:

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SYSTEM NAME:

Federal Docket Management System (FDMS).

SECURITY CLASSIFICATION:

Unclassified, non-sensitive.

SYSTEM LOCATION:

The system is located in U.S. Department of Transportation, Office of Information Services, Docket Operations, M-30, New Jersey Ave., SE., Room W12-140, Washington, DC 20590.

CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:

Individuals who participate in proceedings at DOT that are covered by the Administrative Procedure Act (APA), and who provide information about their identities. These include proceedings conducted by DOT and by the Department of Homeland Security's U.S. Coast Guard (USCG) and Transportation Security Administration (TSA).

CATEGORIES OF RECORDS IN THE SYSTEM:

DOT, USCG, and TSA rulemaking and related documents issued in informal rulemakings, and public comments thereon; non-rulemaking and related documents, and public comments thereon; in formal rulemakings, motions, petitions, complaints, and related documents and formal responses thereto.

AUTHORITY FOR MAINTENANCE OF THE SYSTEM:

5 U.S.C. 551 *et seq.*

PURPOSE(S):

To facilitate involvement of the public in APA and related proceedings. Routine uses of records maintained in the system, including categories of users and the purposes of such uses: See Prefatory Statement of General Routine Uses.

DISCLOSURE TO CONSUMER REPORTING AGENCIES:

None

POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:

STORAGE:

Electronically on a publicly-accessible website.

RETRIEVABILITY:

Documents are retrievable through FDMS by name of individual submitting comment, and by docket number.

SAFEGUARDS:

Records are freely available to anyone.

RETENTION AND DISPOSAL:

Paper copies are returned to the originating office upon transfer to electronic medium. Electronic version is retained indefinitely at the discretion of DOT, USCG, or TSA, as appropriate.

SYSTEM MANAGER(S) AND ADDRESS:

U.S. Department of Transportation, Dockets Program Manager, Office of Information Services, Docket Operations, M-30, 1200 New Jersey Ave., SE., Room W12-140, Washington, DC 20590.

NOTIFICATION PROCEDURE:

Same as "System Manager."

RECORD ACCESS PROCEDURES:

Same as "System Manager."

CONTESTING RECORD PROCEDURES:

Same as "System Manager."

RECORD SOURCE CATEGORIES:

Individuals participating in DOT, USCG, or TSA APA proceedings who provide information about their identities.

EXEMPTIONS CLAIMED FOR THE SYSTEM:

None.

Habib Azarsina,

Acting Departmental Privacy Officer.

[FR Doc. E8-785 Filed 1-16-08; 8:45 am]

BILLING CODE 4910-9X-P

DEPARTMENT OF TRANSPORTATION**Federal Motor Carrier Safety Administration**

[Docket No. FMCSA-2007-0082]

Agency Information Collection Activities; Revision of a Currently Approved Information Collection: Motor Carrier Identification Report

AGENCY: Federal Motor Carrier Safety Administration (FMCSA), DOT.

ACTION: Notice and request for comments.

SUMMARY: In accordance with the Paperwork Reduction Act of 1995, FMCSA announces its plan to submit the Information Collection Request (ICR) described below to the Office of Management and Budget (OMB) for review and approval. FMCSA requests approval to revise an ICR entitled, "Motor Carrier Identification Report," which is used to identify FMCSA regulated entities, help prioritize the agency's activities, aid in assessing the safety outcomes of those activities, and for statistical purposes. On November 7, 2007, FMCSA published a **Federal**

Register notice allowing for a 60-day comment period on the ICR. No comments were received.

DATES: Please send your comments by February 19, 2008. OMB must receive your comments by this date in order to act quickly on the ICR.

ADDRESSES: All comments should reference DOT Docket No. FMCSA-2007-0082. You may submit comments to the Office of Information and Regulatory Affairs, Office of Management and Budget, 725 Seventeenth Street, NW., Washington, DC 20503, *Attention: DOT/FMCSA Desk Officer.*

FOR FURTHER INFORMATION CONTACT: Ms. Delores Vaughn, Transportation Specialist, Office of Information Technology, Operations Division, Department of Transportation, Federal Motor Carrier Safety Administration, 6th Floor, West Building, 1200 New Jersey Ave., SE., Washington, DC 20590. Telephone Number: (202) 366-9409; e-mail address: *delores.vaughn@dot.gov*. Office hours are from 7 a.m. to 4:30 p.m., Monday through Friday, except Federal Holidays.

SUPPLEMENTARY INFORMATION:

Title: Motor Carrier Identification Report.

OMB Control Number: 2126-0013.

Type of Request: Revision of a currently-approved information collection.

Respondents: Motor carriers and commercial motor vehicle drivers.

Estimated Number of Respondents: 472,470.

Estimated Time per Response: To complete Form MCS-150—20 minutes; and for Form MCS-150A—9 minutes. To complete Form MCS-150B (HM Permit Application)—6 minutes for interstate carriers that have already completed the Form MCS-150; and for intrastate carriers that have never completed a Form MCS-150—they will need about 16 minutes to complete the permit renewal.

Expiration Date: January 31, 2008.

Frequency of Response: One time for Form MCS-150A; biennially for MCS-150 and MCS-150B.

Estimated Total Annual Burden: 119,270 hours [108,825 hours for Form MCS-150 + 10,305 hours for Form MCS-150A + 140 hours for Form MCS-150B = 119,270 hours].

Background: Title 49 U.S.C. 504(b)(2) provides the Secretary of Transportation (Secretary) with authority to require carriers, lessors, associations, or classes of them to file annual, periodic, and special reports containing answers to questions asked by the Secretary. The Secretary may also prescribe the form of

records required to be prepared or compiled and the time period during which records must be preserved (See §§ 504(b)(1) and (d)). FMCSA will use this data to administer its safety programs by establishing a database of entities that are subject to its regulations. This database necessitates that these entities notify the FMCSA of their existence. For example, under 49 CFR 390.19(a), FMCSA requires all motor carriers beginning operations to file a Form MCS-150 entitled, "Motor Carrier Identification Report." This report is filed by all motor carriers conducting operations in interstate or international commerce within 90 days after beginning operations. It asks the respondent to provide the name of the business entity that owns and controls the motor carrier operation, address and telephone of principal place of business, assigned identification number(s), type of operation, types of cargo usually transported, number of vehicles owned, term leased and trip leased, driver information, and certification statement signed by an individual authorized to sign documents on behalf of the business entity.

The Department of Transportation (DOT) and Related Agencies Appropriations Act for fiscal year 2002 (DOT Appropriations Act) (Pub. L. 107-87, 115 Stat. 833, December 18, 2001) directed the agency to implement section 210 of the Motor Carrier Safety Improvement Act of 1999 (Pub. L. 106-159, 113 Stat. 1748, December 9, 1999) by issuing an interim final rule (IFR) to ensure that new entrant motor carriers are knowledgeable about the Federal Motor Carrier Safety Regulations (FMCSRs) and standards. The IFR was published on May 13, 2002 (67 FR 31983). The Form MCS-150A associated with this rule is entitled, "Safety Certification for Application for U.S. DOT Number," and is used to help ensure that new entrants are knowledgeable about the Federal motor carrier safety regulations and standards before being granted registration authority to operate in interstate commerce (Intrastate carriers are *not* considered new entrants since they do not operate in interstate commerce; and thus do not need to complete or file the Form MCS-150A.). Under the Form MCS-150A, as required by 49 CFR 385.305, the new entrant must certify that it has a system(s) in place to ensure compliance with applicable requirements covering driver qualifications, hours-of-service, controlled substance and alcohol testing, vehicle condition, accident monitoring and hazardous materials