

3. *Land*: Section 4(f) of the Department of Transportation Act of 1966 [49 U.S.C. 303].

4. *Wildlife*: Endangered Species Act [16 U.S.C. 1531–1544 and section 1536]; Marine Mammal Protection Act [16 U.S.C. 1361]; Fish and Wildlife Coordination Act [16 U.S.C. 661–667(d)]; Migratory Bird Treaty Act [16 U.S.C. 703–712].

5. *Historic and Cultural Resources*: Section 106 of the National Historic Preservation Act of 1966, as amended [16 U.S.C. 470(f) *et seq.*]; Archeological Resources Protection Act of 1977 [16 U.S.C. 470(aa)–470(ll)]; Archeological and Historic Preservation Act [16 U.S.C. 469–469(c)]; Native American Grave Protection and Repatriation Act [25 U.S.C. 3001–3013].

6. *Social and Economic*: Civil Rights Act of 1964 [42 U.S.C. 2000d)–2000(d)(1)]; American Indian Religious Freedom Act [42 U.S.C. 1996]; Farmland Protection Policy Act [7 U.S.C. 4201–4209].

7. *Executive Orders*: E.O. 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low Income Populations; E.O. 13007, Indian Sacred Sites.

(Catalog of Federal Domestic Assistance Program Number 20.205, Highway Planning and Construction. The regulations implementing Executive Order 12372 regarding intergovernmental consultation on Federal programs and activities apply to this program.)

**Authority:** 23 U.S.C. 139(l)(1).

Issued on: February 5, 2008.

**John Simkins,**

*Environmental Protection Specialist.*

[FR Doc. 08–606 Filed 2–11–08; 8:45 am]

**BILLING CODE 4910–RY–M**

## DEPARTMENT OF TRANSPORTATION

### National Highway Traffic Safety Administration

[U.S. DOT Docket Number NHTSA–2008–0027]

### Reports, Forms, and Recordkeeping Requirements

**AGENCY:** National Highway Traffic Safety Administration (NHTSA), Department of Transportation.

**ACTION:** Request for public comment on proposed collection of information.

**SUMMARY:** Before a Federal agency can collect certain information from the public, it must receive approval from the Office of Management and Budget (OMB). Under procedures established

by the Paperwork Reduction Act of 1995, before seeking OMB approval, Federal agencies must solicit public comment on proposed collections of information, including extensions and reinstatement of previously approved collections. This document describes one collection of information for which NHTSA intends to seek OMB approval.

**DATES:** Comments must be received on or before April 14, 2008.

**ADDRESSES:** You may submit comments [identified by DOT Docket No. NHTSA–2008–0027] by any of the following methods:

- *Federal eRulemaking Portal:* Go to <http://www.regulations.gov>. Follow the online instructions for submitting comments.
- *Mail:* Docket Management Facility: U.S. Department of Transportation, 1200 New Jersey Avenue, SE., West Building Ground Floor, Room W12–140, Washington, DC 20590–0001.
- *Hand Delivery or Courier:* West Building Ground Floor, Room W12–140, 1200 New Jersey Avenue, SE., between 9 a.m. and 5 p.m. ET, Monday through Friday, except Federal holidays. Telephone: 1–800–647–5527.
- *Fax:* 202–493–2251.

**Instructions:** All submissions must include the agency name and docket number for this proposed collection of information. Note that all comments received will be posted without change to <http://www.regulations.gov>, including any personal information provided. Please see the Privacy Act heading below.

**Privacy Act:** Anyone is able to search the electronic form of all comments received into any of our dockets by the name of the individual submitting the comment (or signing the comment, if submitted on behalf of an association, business, labor union, etc.). You may review DOT's complete Privacy Act Statement in the **Federal Register** published on April 11, 2000 (65 FR 19477–78) or you may visit <http://DocketInfo.dot.gov>.

**Docket:** For access to the docket to read background documents or comments received, go to <http://www.regulations.gov> or the street address listed above. Follow the online instructions for accessing the dockets.

**FOR FURTHER INFORMATION CONTACT:** Complete copies of each request for collection of information may be obtained at no charge from Kenneth Hardie, NHTSA 1200 New Jersey Avenue, SE., W43–458 NVS–121, Washington, DC 20590. Mr. Kenneth Hardie's telephone number is (202) 366–6987.

**SUPPLEMENTARY INFORMATION:** Under the Paperwork Reduction Act of 1995, before an agency submits a proposed collection of information to OMB for approval, it must first publish a document in the **Federal Register** providing a 60-day comment period and otherwise consult with members of the public and affected agencies concerning each proposed collection of information. The OMB has promulgated regulations describing what must be included in such a document. Under OMB's regulation (at 5CFR 1320.8(d)), an agency must ask for public comment on the following:

- (i) 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) 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) how to enhance the quality, utility, and clarity of the information to be collected;
- (iv) how to minimize the burden of the collection of information on those who are to respond, including 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.

In compliance with these requirements, NHTSA asks for public comments on the following proposed collections of information:

**Title:** Replaceable Light Source Dimensional Information Collection, 49 CFR Part 564

**OMB Number:** 2127–0563.

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

**Affected Public:** Business or other for profit organizations.

**Abstract:** The information to be collected is in response to 49 CFR Part 564—Replaceable Light Source Information. Manufacturers of modified or original equipment light sources desiring to use newly designed replaceable light sources in headlamps are required to submit manufacturing specifications (dimensional, electrical specification, and marking/designation information) to the agency. After a short agency review to assure completeness, the information is placed in the Part 564—Replaceable Light Source Information Docket. The Part 564 Docket is a public docket available for use by any manufacturer who desired to manufacture headlamp light sources for highway motor vehicles. In Federal Motor Vehicle Safety Standard (FMVSS)

No. 108; Lamps, reflective devices and associated equipment, Part 564 submissions are referenced as being the source of information regarding the performance and interchangeability information for legal headlamp light sources, whether original equipment or replacement equipment. Thus, the submitted information about headlamp light sources becomes the basis for certification of compliance with FMVSS No. 108.

*Estimated Total Annual Burden:* 28.

*Estimated Number of Respondents:* 7.

Comments are invited on: Whether the proposed collection of information is necessary for the proper performance of the function of the Department, including whether the information will have practical utility; the accuracy of the Department's estimate of the burden of the proposed information collected; ways to enhance the quality, utility and clarity of the information to be collected; and ways to minimize the burden of the collection of information on respondents, including the use of automated collection techniques or other forms of information technology.

Issued: February 5, 2008.

**Stephen R. Kratzke,**

*Associate Administrator for Rulemaking.*

[FR Doc. 08-611 Filed 2-11-08; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Pipeline and Hazardous Materials Safety Administration

[Docket No. PHMSA-2006-25026]

#### Pipeline Safety: Grant of Special Permit; Key West Pipeline Company

**AGENCY:** Pipeline and Hazardous Materials Safety Administration (PHMSA); DOT.

**ACTION:** Notice; grant of special permit.

**SUMMARY:** The Pipeline and Hazardous Materials Safety Administration (PHMSA) is granting Key West Pipeline Company (KWPC) a special permit waiving compliance from the Federal pipeline safety regulations that require a hazardous liquid pipeline operator to place a marker over the center of an exposed underwater pipeline segment that is less than 200 yards long and to bury an exposed underwater pipeline segment so that the top of the pipe is 36 inches below the underwater natural bottom for normal excavation or 18 inches for rock excavation. PHMSA finds that granting this special permit is not inconsistent with pipeline safety because the special permit analysis

shows that the KWPC exposed underwater pipeline segment is in a restricted, shallow channel with surrounding water depths that would cause vessels to run aground before contacting the exposed underwater pipeline segment. Also, the United States Coast Guard (USCG) has determined that placing a marker in the channel over the center of the exposed underwater pipeline segment would pose a hazard to navigation.

#### FOR FURTHER INFORMATION CONTACT:

Wayne Lemoi at (404) 832-1160 or by e-mail at [Wayne.Lemoi@dot.gov](mailto:Wayne.Lemoi@dot.gov).

#### SUPPLEMENTARY INFORMATION:

##### Special Permit Request

*Pipeline Operator:* KWPC petitioned PHMSA on January 10, 2006, for a special permit waiving compliance from the Federal pipeline safety regulations in 49 CFR 195.413(c)(2) and 195.413(c)(3) for an exposed underwater pipeline segment in the Key West, Florida area. The regulations require a hazardous liquid pipeline operator to place a marker above the center of an exposed underwater pipeline segment that is less than 200 yards long in accordance with 33 CFR part 64 and to bury an exposed underwater pipeline segment so that the top of the pipe is 36 inches below the underwater natural bottom for normal excavation or 18 inches for rock excavation. The operator must complete the burial of the pipeline within six months after discovery of the exposed pipe, or no later than November 1 of the following year if the six month period is later than November 1 of the year of discovery.

*Pipeline System Affected:* This special permit covers 200 feet of exposed pipe on a four mile underwater pipeline segment that runs from the Trumbo Point Naval Annex of the Key West Naval Air Station, Key West, Florida to Stock Island, Florida. The exposed segment lies in the Fleming Channel immediately adjacent to the Trumbo Point Naval Annex. Both sides of the Fleming Channel, near the exposed pipeline, are bordered by annexes of the Key West Naval Air Station. The four mile underwater pipeline segment is the western portion of the 7.1-mile, 4-inch KWPC pipeline, which transports JP5 jet fuel from KWPC's Bulk Storage and Transfer Facility on Key West to the U.S. Navy's bulk fuel storage facility on Boca Chita Key, Florida. The *special permit segment* is defined as 200 feet of the KWPC pipeline from station 0+00 to station 2+00 as shown in Figure 4 of the KWPC special permit request dated January 10, 2006.

#### Public Notice

On October 16, 2006, PHMSA posted notice of the KWPC request in the **Federal Register** (71 FR 60794) inviting interested persons to comment on the request. On February 8, 2007, PHMSA posted another notice in the **Federal Register** (72 FR 6042) informing the public that we have changed the name granting a waiver to a special permit. We did not receive any comments for or against this special permit request as a result of this notice. The special permit request, **Federal Register** notice and all other pertinent documents are available for review by the public in Docket Number PHMSA-2006-25026 in the Federal Docket Management System located on the internet at [www.Regulations.gov](http://www.Regulations.gov).

#### Special Permit Analysis

*Background:* In response to the Offshore Pipelines Navigation Hazards Act, Public Law 101-599, the Federal pipeline safety regulations in 49 CFR Part 195 were amended on November 27, 1991, to require an inspection of underwater pipelines in the *Gulf of Mexico and its inlets* to be completed before November 16, 1992. Amendment 195-47 defined the *Gulf of Mexico and its inlets* to mean the waters from the mean high-water mark of the coast of the Gulf of Mexico and its inlets open to the sea (excluding rivers, tidal marshes, lakes and canals) seaward to include the territorial sea and Outer Continental Shelf (OCS) to a depth of 15 feet, as measured from the mean low water.

If during an inspection, an operator discovered a pipeline it operates was an *exposed underwater pipeline* or constituted a *hazard to navigation*, the operator was required to promptly notify the National Response Center, mark the pipeline within 7 days, and rebury the pipe 36 inches below the seabed for normal excavation or 18 inches below the seabed for rock excavation. The amendment defined *exposed underwater pipeline* to mean a pipeline where the top of the pipe is protruding above the seabed in water less than 15 feet deep, as measured from the mean low water. It defined a *hazard to navigation* to mean a pipeline where the top of the pipe is less than 12 inches below the seabed in water less than 15 feet deep, as measured from the mean low water.

To gain further information on the risks posed by underwater pipelines, the DOT's Office of Pipeline Safety (OPS) [now PHMSA] and the Department of Interior's, Minerals Management Service, requested the Marine Board,