

this OMB approval for non-statistical purposes including, but not limited to, publication of both Respondent's identity and its data, submission of the information to agencies outside BTS for review, analysis and possible use in regulatory and other administrative matters.

**ADDRESSES:** Send comments to the Office of Information and Regulatory Affairs, Office of Management and Budget, 725-17th Street, NW., Washington, DC 20503, Attention BTS Desk Officer.

*Comments are invited on:* whether the proposed collection of information is necessary for the proper performance of the functions of the Department. Comments should address whether the information will have practical utility; the accuracy of the Department's estimate of the burden of the proposed information collection; 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.

**Anne Suissa,**

*Director, Office of Airline Information.*

[FR Doc. 2010-981 Filed 1-19-10; 8:45 am]

**BILLING CODE 4910-HY-P**

## DEPARTMENT OF TRANSPORTATION

### Research & Innovative Technology Administration

[Docket ID Number RITA 2008-0002]

#### Agency Information Collection; Activity Under OMB Review; Part 249, Preservation of Records

**AGENCY:** Research & Innovative Technology Administration (RITA), Bureau of Transportation Statistics (BTS), DOT.

**ACTION:** Notice.

**SUMMARY:** In compliance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3501 *et seq.*), this notice announces that the Information Collection Request (ICR) abstracted below has been forwarded to the Office of Management and Budget (OMB) for extension of currently approved collections. The ICR describes the nature of the information collection and its expected burden. The **Federal Register** Notice with a 60-day comment period soliciting comments on the following collection of information was published on November 16, 2009 (74 FR 59018).

**DATES:** Written comments should be submitted by February 19, 2010.

**FOR FURTHER INFORMATION CONTACT:** Bernie Stankus, Office of Airline Information, RTS-42, Room E34-409, RITA, BTS, 1200 New Jersey Avenue, SE., Washington, DC 20590-0001, Telephone Number (202) 366-4387, Fax Number (202) 366-3383 or E-MAIL [bernard.stankus@dot.gov](mailto:bernard.stankus@dot.gov).

#### SUPPLEMENTARY INFORMATION:

##### OMB Approval No. 2138-0006

*Title:* Preservation of Air carrier Records—14 CFR Part 249.

*Form No.:* None.

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

*Respondents:* Certificated air carriers and charter operators.

*Number of Respondents:* 90 certificated air carriers and 300 charter operators.

*Estimated Time per Response:* 3 hours per certificated air carrier. 1 hour per charter operator.

*Total Annual Burden:* 570 hours.

*Needs and Uses:* Part 249 requires the retention of records such as: general and subsidiary ledgers, journals and journal vouchers, voucher distribution registers, accounts receivable and payable journals and ledgers, subsidy records documenting underlying financial and statistical reports to DOT, funds reports, consumer records, sales reports, auditors' and flight coupons, air waybills, etc. Depending on the nature of the document, the carrier may be required to retain the document for a period of 30 days to 3 years. Public charter operators and overseas military personnel charter operators must retain documents which evidence or reflect deposits made by each charter participant and commissions received by, paid to, or deducted by travel agents, and all statements, invoices, bills and receipts from suppliers or furnishers of goods and services in connection with the tour or charter. These records are retained for 6 months after completion of the charter program.

Not only is it imperative that carriers and charter operators retain source documentation, but it is critical that we ensure that DOT has access to these records. Given DOT's established information needs for such reports, the underlying support documentation must be retained for a reasonable period of time. Absent the retention requirements, the support for such reports may or may not exist for audit/validation purposes and the relevance and usefulness of the carrier submissions would be impaired, since the data could not be verified to the source on a test basis.

The Confidential Information Protection and Statistical Efficiency Act of 2002 (44 U.S.C. 3501 note), requires a statistical agency to clearly identify information it collects for non-statistical purposes. BTS hereby notifies the respondents and the public that BTS uses the information it collects under this OMB approval for non-statistical purposes including, but not limited to, publication of both Respondent's identity and its data, submission of the information to agencies outside BTS for review, analysis and possible use in regulatory and other administrative matters.

**ADDRESSES:** Send comments to the Office of Information and Regulatory Affairs, Office of Management and Budget, 725 17th Street, NW., Washington, DC 20503, Attention BTS Desk Officer.

*Comments are invited on:* whether the proposed record retention requirements are necessary for the proper performance of the functions of the Department. Comments should address whether the information will have practical utility; the accuracy of the Department's estimate of the burden of the proposed information collection; 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.

**Anne Suissa,**

*Director, Office of Airline Information.*

[FR Doc. 2010-983 Filed 1-19-10; 8:45 am]

**BILLING CODE 4910-HY-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

[Docket No. FRA-2010-0005-N-1]

#### Proposed Agency Information Collection Activities; Comment Request

**AGENCY:** Federal Railroad Administration, DOT.

**ACTION:** Notice.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 and its implementing regulations, the Federal Railroad Administration (FRA) hereby announces that it is seeking renewal of the following currently approved information collection activities. Before submitting these information collection requirements for clearance by the Office of Management and Budget (OMB), FRA is soliciting

public comment on specific aspects of the activities identified below.

**DATES:** Comments must be received no later than March 22, 2010.

**ADDRESSES:** Submit written comments on any or all of the following proposed activities by mail to either: Mr. Robert Brogan, Office of Safety, Planning and Evaluation Division, RRS-21, Federal Railroad Administration, 1200 New Jersey Ave., SE., Mail Stop 17, Washington, DC 20590, or Ms. Kimberly Toone, Office of Information Technology, RAD-20, Federal Railroad Administration, 1200 New Jersey Ave., SE., Mail Stop 35, Washington, DC 20590. Commenters requesting FRA to acknowledge receipt of their respective comments must include a self-addressed stamped postcard stating, "Comments on OMB control number 2130-0526." Alternatively, comments may be transmitted via facsimile to (202) 493-6216 or (202) 493-6497, or via e-mail to Mr. Brogan at [robert.brogan@dot.gov](mailto:robert.brogan@dot.gov), or to Ms. Toone at [kimberly.toone@dot.gov](mailto:kimberly.toone@dot.gov). Please refer to the assigned OMB control number in any correspondence submitted. FRA will summarize comments received in response to this notice in a subsequent notice and include them in its information collection submission to OMB for approval.

**FOR FURTHER INFORMATION CONTACT:** Mr. Robert Brogan, Office of Planning and Evaluation Division, RRS-21, Federal Railroad Administration, 1200 New Jersey Ave., SE., Mail Stop 17, Washington, DC 20590 (telephone: (202) 493-6292) or Ms. Kimberly Toone, Office of Information Technology, RAD-20, Federal Railroad Administration, 1200 New Jersey Ave., SE., Mail Stop 35, Washington, DC 20590 (telephone:

(202) 493-6132). (These telephone numbers are not toll-free.)

**SUPPLEMENTARY INFORMATION:** The Paperwork Reduction Act of 1995 (PRA), Public Law 104-13, § 2, 109 Stat. 163 (1995) (codified as revised at 44 U.S.C. 3501-3520), and its implementing regulations, 5 CFR Part 1320, require Federal agencies to provide 60-days notice to the public for comment on information collection activities before seeking approval for reinstatement or renewal by OMB. 44 U.S.C. 3506(c)(2)(A); 5 CFR 1320.8(d)(1), 1320.10(e)(1), 1320.12(a). Specifically, FRA invites interested respondents to comment on the following summary of proposed information collection activities regarding (i) Whether the information collection activities are necessary for FRA to properly execute its functions, including whether the activities will have practical utility; (ii) the accuracy of FRA's estimates of the burden of the information collection activities, including the validity of the methodology and assumptions used to determine the estimates; (iii) ways for FRA to enhance the quality, utility, and clarity of the information being collected; and (iv) ways for FRA to minimize the burden of information collection activities on the public by automated, electronic, mechanical, or other technological collection techniques or other forms of information technology (e.g., permitting electronic submission of responses). See 44 U.S.C. 3506(c)(2)(A)(i)-(iv); 5 CFR 1320.8(d)(1)(i)-(iv). FRA believes that soliciting public comment will promote its efforts to reduce the administrative and paperwork burdens associated with the collection of information mandated by Federal regulations. In summary,

FRA reasons that comments received will advance three objectives: (i) Reduce reporting burdens; (ii) ensure that it organizes information collection requirements in a "user friendly" format to improve the use of such information; and (iii) accurately assess the resources expended to retrieve and produce information requested. See 44 U.S.C. 3501.

Below is a brief summary of the currently approved information collection activities that FRA will submit for clearance by OMB as required under the PRA:

*Title:* Control of Alcohol and Drug Use in Railroad Operations.

*OMB Control Number:* 2130-0526.

*Abstract:* The information collection requirements contained in pre-employment and "for cause" testing regulations are intended to ensure a sense of fairness and accuracy for railroads and their employees. The principal information—evidence of unauthorized alcohol or drug use—is used to prevent accidents by screening personnel who perform safety-sensitive service. FRA uses the information to measure the level of compliance with regulations governing the use of alcohol or controlled substances. Elimination of this problem is necessary to prevent accidents, injuries, and fatalities of the nature already experienced and further reduce the risk of a truly catastrophic accident. Finally, FRA analyzes the data provided in the Management Information System annual report to monitor the effectiveness of a railroad's alcohol and drug testing program.

*Form Number(s):* FRA F 6180.73, 6180.74, 6180.94A, 61880.94B.

*Affected Public:* Businesses.

*Reporting Burden:*

CFR Section	Respondent universe	Total annual responses	Average time per response	Total annual burden hours
219.7—Waivers .....	100,000 employees .....	2 letters .....	2 hours .....	4
219.9.(b)(2)—Responsibility for compliance .....	450 railroads .....	2 requests .....	1 hour .....	2
219.9 (c)(2)—Responsibility for compliance .....	450 railroads .....	10 contracts/docs. ....	2 hours .....	20
219.11(d)—Gen'l conditions for chemical tests ...	450 railroads .....	30 forms .....	2 minutes .....	1
219.11 (g) & 219. 301 (c)(2)(ii)—Training—Alcohol and Drug—Programs : New Railroads.	5 railroads .....	5 programs .....	3 hours .....	15
—Training .....	50 railroads .....	50 training class .....	3 hours .....	150
219.23 (d)—Notice to Employee Organizations ..	5 railroads .....	5 notices .....	1 hour .....	5
219.104/219.107—Removal from Covered Svc.	450 railroads .....	500 form letters .....	2 minutes .....	17
—Hearing Procedures .....	450 railroads .....	50 requests .....	2 minutes .....	2
219.201 (c) Good Faith Determination .....	450 railroads .....	2 reports .....	30 minutes .....	1
219..203/207/209—Notifications by Phone to FRA.	450 railroads .....	104 phone calls .....	10 minutes .....	17
219.205—Sample Collection and Handling .....	450 railroads .....	400 forms .....	15 minutes .....	100
—Form covering accidents/incidents .....	450 railroads .....	100 forms .....	10 minutes .....	17
219.209 (a)—Reports of Tests and Refusals .....	450 railroads .....	80 phone rpt. ....	2 minutes .....	3
219.209 (c)—Records—Tests promptly admin. ..	450 railroads .....	40 records .....	30 minutes .....	20
219.211 (b)—Analysis and follow-up—MRO .....	450 railroads .....	8 reports .....	15 minutes .....	2
219.401/403/405—Voluntary referral and Co-worker report policies.	5 railroads .....	5 report policies .....	20 hours .....	100
219.405 (c)(1)—Report by Co-worker .....	450 railroads .....	450 reports .....	5 minutes .....	38

CFR Section	Respondent universe	Total annual responses	Average time per response	Total annual burden hours
219.403/405—SAP Counselor Evaluation .....	450 railroads .....	700 reports .....	30 minutes .....	350
219.601 (a)—RR Random Drug Testing Programs.	5 railroads .....	5 programs .....	1 hour .....	5
—Amendments .....	450 railroads .....	20 amendments .....	1 hour .....	20
219.601 (b)(1)—Random Selection Proc.—Drug	450 railroads .....	5,400 documents .....	4 hours .....	21,600
219.601 (b)(4);219.601 (d)—Notices to Employees.	5 railroads .....	100 notices .....	.5 minute .....	1
—New Railroads .....	5 railroads .....	5 notices .....	10 hours .....	50
—Employee Notices—Tests .....	450 railroads .....	25,000 notices .....	1 minute .....	417
219.603 (a)—Specimen Security—Notice By Employee Asking to be Excused from Urine Testing.	20,000 employees .....	20 excuse doc. ....	15 minutes .....	5
219.607(a)—RR Random Alcohol Testing Programs.	5 railroads .....	5 programs .....	8 hours .....	40
—Amendments to Approved Program .....	450 railroads .....	20 amendments .....	1 hour .....	20
219.901/903—Retention of Breath Alcohol Testing Records; Retention of Urine Drug Testing.	450 railroads .....	100,500 records .....	5 minutes .....	8,375
—Summary Report of Breath Alcohol/Drug Test	450 railroads .....	200 reports .....	2 hours .....	400

*Respondent Universe:* 450 railroads.  
*Frequency of Submission:* On occasion.

*Total Responses:* 133,818.

*Estimated Total Annual Burden:* 31,797 hours.

*Status:* Regular Review.

Pursuant to 44 U.S.C. 3507(a) and 5 CFR 1320.5(b), 1320.8(b)(3)(vi), FRA informs all interested parties that it may not conduct or sponsor, and a respondent is not required to respond to, a collection of information unless it displays a currently valid OMB control number.

**Authority:** 44 U.S.C. 3501–3520.

Issued in Washington, DC on January 13, 2010.

**Kimberly Coronel,**

*Director, Office of Financial Management, Federal Railroad Administration.*

[FR Doc. 2010–931 Filed 1–19–10; 8:45 am]

**BILLING CODE 4910–06–P**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Notice of Final Federal Agency Actions on State Highway 99 (Segment F–2) in Texas

**AGENCY:** Federal Highway Administration (FHWA), DOT.

**ACTION:** Notice of limitation on claims for judicial review of actions by FHWA and other federal agencies.

**SUMMARY:** This notice announces actions taken by the FHWA and other Federal agencies that are final within the meaning of 23 U.S.C. 139(l)(1). The actions relate to a proposed highway project, Grand Parkway (State Highway 99) Segment F–2, from State Highway 249 to Interstate Highway 45 (I–45) in Harris County, Texas. Those actions

grant licenses, permits, and approvals for the project.

**DATES:** By this notice, the FHWA is advising the public of final agency actions subject to 23 U.S.C. 139(l)(1). A claim seeking judicial review of the Federal agency actions on the highway project will be barred unless the claim is filed on or before July 19, 2010. If the Federal law that authorizes judicial review of a claim provides a time period of less than 180 days for filing such claim, then that shorter time period still applies.

**FOR FURTHER INFORMATION CONTACT:** Mr. Gregory Punske, P.E., District Engineer, District B (South), Federal Highway Administration, 300 East 8th Street, Room 826 Austin, Texas 78701; *telephone:* (512) 536–5960; *e-mail:* [gregory.punske@fhwa.dot.gov](mailto:gregory.punske@fhwa.dot.gov). The FHWA Texas Division Office's normal business hours are 7:45 a.m. to 4:15 p.m. (central time) Monday through Friday. You may also contact Dianna Noble, P.E., Environmental Affairs Division, Texas Department of Transportation, 118 E. Riverside Drive, Austin, Texas 78704; *telephone:* (512) 416–2734; *e-mail:* [dnoble@dot.state.tx.us](mailto:dnoble@dot.state.tx.us). The Texas Department of Transportation normal business hours are 8 a.m. to 5 p.m. (central time) Monday through Friday.

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that the FHWA and other Federal agencies have taken final agency actions by issuing licenses, permits, and approvals for the following highway project in the State of Texas: Grand Parkway (State Highway 99) Segment F–2 from State Highway 249 to I–45 in Harris County; FHWA Project Reference Number: FHWA–TX–EIS–03–02–F. The project will be a 19.3 km (12 mi) long, four-lane controlled access toll road with intermittent frontage roads, grade-

separated intersections with exit and entrance ramps at five intersecting roadways, and elevated directional interchanges at State Highway 99 and State Highway 249 and at State Highway 99 and I–45. It will begin in northwestern Harris County at State Highway 249 near Boudreaux Road. It will then proceed northeast through Harris County and end at I–45 north of Spring Stuebner Road. The purpose of the project is to efficiently link the suburban communities and major roadways, enhance mobility and safety, and respond to economic growth. The actions by the Federal agencies, and the laws under which such actions were taken, are described in the Final Environmental Impact Statement (FEIS) for the project, approved on July 2, 2008, in the FHWA Record of Decision (ROD) issued on December 31, 2009, and in other documents in the FHWA administrative record. The FEIS, ROD, and other documents in the FHWA administrative record file are available by contacting the FHWA or the Texas Department of Transportation at the addresses provided above. The FHWA FEIS and ROD can be viewed and downloaded from the Grand Parkway Association Web site at <http://www.grandpky.com/segments/f-2/>.

This notice applies to all Federal agency decisions as of the issuance date of this notice and all laws under which such actions were taken, including but not limited to:

1. *General:* National Environmental Policy Act (NEPA) [42 U.S.C. 4321 *et seq.*]; Federal-Aid Highway Act [23 U.S.C. 109].

2. *Air:* Clean Air Act [42 U.S.C. 7401–7671(q)].

3. *Land:* Section 4(f) of the Department of Transportation Act of 1966 [23 U.S.C. 138 and 49 U.S.C. 303].