

change is consistent with the Act. Comments may be submitted by any of the following methods:

#### Electronic Comments

- Use the Commission's Internet comment form (<http://www.sec.gov/rules/sro.shtml>); or
- Send an e-mail to [rule-comments@sec.gov](mailto:rule-comments@sec.gov). Please include File No. SR-NYSE-2010-03 on the subject line.

#### Paper Comments

- Send paper comments in triplicate to Elizabeth M. Murphy, Secretary, Securities and Exchange Commission, 100 F Street, NE., Washington, DC 20549-1090.

All submissions should refer to File No. SR-NYSE-2010-03. This file number should be included on the subject line if e-mail is used. To help the Commission process and review your comments more efficiently, please use only one method. The Commission will post all comments on the Commission's Internet Web site (<http://www.sec.gov/rules/sro.shtml>). Copies of the submission,<sup>8</sup> all subsequent amendments, all written statements with respect to the proposed rule change that are filed with the Commission, and all written communications relating to the proposed rule change between the Commission and any person, other than those that may be withheld from the public in accordance with the provisions of 5 U.S.C. 552, will be available for inspection and copying in the Commission's Public Reference Room, 100 F Street, NE., Washington, DC 20549, on official business days between the hours of 10 a.m. and 3 p.m. Copies of such filing also will be available for inspection and copying at the principal office of NYSE. All comments received will be posted without change; the Commission does not edit personal identifying information from submissions. You should submit only information that you wish to make available publicly. All submissions should refer to File No. SR-NYSE-2010-03 and should be submitted on or before February 23, 2010.

<sup>8</sup> The text of the proposed rule change is available on the Commission's Web site at <http://www.sec.gov>.

For the Commission, by the Division of Trading and Markets, pursuant to delegated authority.<sup>9</sup>

**Florence E. Harmon,**

*Deputy Secretary.*

[FR Doc. 2010-2090 Filed 2-1-10; 8:45 am]

**BILLING CODE 8011-01-P**

## DEPARTMENT OF TRANSPORTATION

### Office of the Secretary

[Docket OST-2010-0025]

#### Approved Information Collection Extension Request; Disadvantaged Business Enterprise

**AGENCY:** Office of the Secretary, DOT.

**ACTION:** Notice and Request for Comments.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35, as amended) this notice announces the Department of Transportation's (DOT) intention to request extension for a currently approved information collection.

**DATES:** Comments on this notice must be received by April 5, 2010.

**ADDRESSES:** To ensure that you do not duplicate your docket submissions, please submit them by only one of the following means:

- *Federal eRulemaking Portal:* Go to <http://www.regulations.gov> and follow the online instructions for submitting comments.
- *Mail:* Docket Management Facility, U.S. Department of Transportation, 1200 New Jersey Ave., SE., West Building Ground Floor, Room W12-140, Washington, DC 20590-0001;
- *Hand delivery:* West Building Ground Floor, Room W-12-140, 1200 New Jersey Ave., SE., between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays. The telephone number is 202-366-9329.

**FOR FURTHER INFORMATION CONTACT:** Mr. Robert C. Ashby, Office of the Secretary, Office of Assistant General Counsel for Regulation and Enforcement, Department of Transportation, 1200 New Jersey Ave., SE., Washington, DC 20590, (202) 366-9310 (voice), 202-366-9313 (fax) or at [bob.ashby@dot.gov](mailto:bob.ashby@dot.gov).

#### SUPPLEMENTARY INFORMATION:

*Title:* Report of DBE Awards and Commitments.

*OMB Control Number:* 2105-0510.

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

*Abstract:* 49 CFR Part 26 establishes requirements for the Department of

Transportation (DOT) so as to comply with the mandate by statute including 1101 (b) of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users Public Law 109-59 and 49 U.S.C. 47113, Public Law 105-178. The key part of the collection is a requirement that state and local governments subject to the DBE program report to the Secretary of Transportation on DBE participation, as well as maintain a directory of DBE firms and report to the Secretary concerning the composition of the directory. If these reporting requirements were not available, firms controlled by minorities would not achieve the appropriate participation in DOT programs, and the Department would not be able to identify its recipients and evaluate the extent to which financial assistance recipients have been awarded a reasonable amount of contracting dollars to DBEs.

In order to minimize the burden on DOT recipients the Department has limited its informational request and reporting frequency to that necessary to meet its program and administrative monitoring requirements. The information request consists of 17 data items on one page and one attachment, to be completed on a semi-annual basis (for FHWA and FTA programs) or an annual basis (for FAA programs).

*Respondents:* DOT financially-assisted state and local transportation agencies.

*Estimated Number of Respondents:* 1,057.

*Estimated Total Burden on Respondents:* 1,311,000.

The information collection is available for inspection in [regulations.gov](http://www.regulations.gov), as noted in the **ADDRESSES** section of this document.

*Comments are Invited on:* (a) Whether the collection of information is necessary for the proper performance of the functions of the Department, including whether the information will have practical utility; (b) the accuracy of the Department's estimate of the burden of the proposed information collection; (c) ways to enhance the quality, utility and clarity of the information to be collected; and (d) 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.

All responses to this notice will be summarized and included in the request for OMB approval. All comments will also become a matter of public record.

<sup>9</sup> 17 CFR 200.30-3(a)(12).

Issued in Washington, DC, on *January 28, 2010*.

**Robert C. Ashby,**

*Deputy Assistant General Counsel for Regulation and Enforcement.*

[FR Doc. 2010-2235 Filed 1-29-10; 4:15 pm]

**BILLING CODE 4910-9X-P**

## DEPARTMENT OF TRANSPORTATION

### Research and Innovative Technology Administration

[Docket No. RITA-2010-0001]

#### Notice of Request for Clearance of an Information Collection: Omnibus Household Survey Program

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

**ACTION:** Notice and request for comments.

**SUMMARY:** In accordance with the requirements of section 3506(c)(2)(A) of the Paperwork Reduction Act of 1995, this notice announces the intention of the BTS to request the Office of Management and Budget's (OMB's) approval for an extension of a currently approved information collection related to the use of and satisfaction with the nation's transportation system.

**DATES:** Comments must be submitted on or before April 5, 2010.

**ADDRESSES:** You may submit comments identified by DOT Docket ID Number RITA-2010-0001 to the U.S. Department of Transportation (DOT), Dockets Management System (DMS). You may submit your comments by mail or in person to the Docket Clerk, Docket No. RITA-2010-0001, U.S. Department of Transportation, 1200 New Jersey Ave., SE., West Building Room W12-140, Washington, DC 20590. Comments should identify the docket number as indicated above. Paper comments should be submitted in duplicate. The DMS is open for examination and copying, at the above address, from 9 a.m. to 5 p.m., Monday through Friday, except federal holidays. If you wish to receive confirmation of receipt of your written comments, please include a self-addressed, stamped postcard with the following statement: "Comments on Docket RITA-2010-0001." The Docket Clerk will date stamp the postcard prior to returning it to you via the U.S. mail. Please note that due to delays in the delivery of U.S. mail to Federal offices in Washington, DC, we recommend that persons consider an alternative method (the Internet, fax, or professional delivery service) to submit comments to

the docket and ensure their timely receipt at U.S. DOT. You may fax your comments to the DMS at (202) 493-2251. Comments can also be viewed and/or submitted via the Federal eRulemaking Portal: <http://www.regulations.gov>.

Please note that anyone is able to electronically search all comments received into our docket management system 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 (Volume 65, Number 70; pages 19475-19570) or you may review the Privacy Act Statement at <http://www.gpoaccess.gov/fr/>.

**FOR FURTHER INFORMATION CONTACT:** Dr. Pheny Weidman, (202) 366-2817 OHS Program Manager, BTS, RITA, Department of Transportation, 1200 New Jersey Ave., SE., Room E32-318, Washington, DC 20590. Office hours are from 8:30 a.m. to 5 p.m., E.T., Monday through Friday, except Federal holidays.

#### SUPPLEMENTARY INFORMATION:

**Title:** Omnibus Household Survey Program.

**Background:** In 2005, Congress passed, and the President signed, the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU; Pub. L. 109-59). SAFETEA-LU contained a number of legislative mandates including providing data, statistics and analyses to transportation decision-makers. The Research and Innovative Technology Administration, Bureau of Transportation Statistics (RITA/BTS) was tasked to accomplish this legislative mandate under 49 U.S.C. 111(c)(5). RITA/BTS plans to use the Omnibus Household Survey (OHS) to:

- Assess the public's evaluation of the nation's transportation system in light of the DOT's strategic goals (safety, reduced congestion, global connectivity, environmental stewardship and security, preparedness and response),
- provide a vehicle for the operating administrations within the DOT as well as other governmental agencies, to survey the public about current transportation issues, and
- provide national estimates of transportation mode usage.

Each version of the OHS will focus on some subset of topics taken from the list below. Topics may vary from survey to survey since covering all topics in one questionnaire would make the respondent burden unacceptable:

#### Choices and Frequency of Mode Use in the Month and the Week Prior to the Survey Data Collection

Commercial air  
Privately owned vehicle  
Taxi  
Rail transit (subway, streetcar, or light rail)  
Commuter rail  
Transit (local) and intercity (long distance) bus  
Intercity rail (Amtrak)  
Other modes such as biking and walking

#### Confidence in the safety of the following modes of transportation

Commercial air  
Privately owned vehicle  
Taxi  
Rail transit (subway, streetcar, or light rail)  
Commuter rail  
Water transportation (taxis, ferries, ships)  
Transit (local) and intercity (long distance) bus  
Intercity rail (Amtrak)  
Other modes such as biking/walking/ferries

#### Confidence in the security procedures for the following modes of transportation

Commercial air  
Charter/general aviation  
Rail transit (subway, streetcar, or light rail)  
Commuter rail  
Water transportation (taxis, ferries, ships)  
Transit (local) and intercity (long distance) bus  
Intercity rail (Amtrak)

#### Assessment of/satisfaction with security procedures for the following modes of transportation

Commercial air  
Charter/general aviation  
Rail transit (subway, streetcar, or light rail)  
Commuter rail  
Water transportation (taxis, ferries, ships)  
Transit (local) and intercity (long distance) bus  
Intercity rail (Amtrak)

#### Processing through security at

Commercial airports  
Train stations  
Waterway entry points for ferries, water taxis, cruises

#### Knowledge of current check-in procedures at

Commercial airports  
Train stations  
Waterway entry points for ferries, water taxis, cruises