

Issued on: June 24, 2010.

**Ray LaHood,**  
Secretary.

[FR Doc. 2010-15936 Filed 6-29-10; 8:45 am]

BILLING CODE 4910-9X-P

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

[Docket No. FHWA-2010-0072]

#### Agency Information Collection Activities: Notice of Request for Extension of Currently Approved Information Collection

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

**ACTION:** Notice of request for extension of currently approved information collection.

**SUMMARY:** The FHWA invites public comments about our intention to request the Office of Management and Budget's (OMB) approval for renewal of an existing information collection that is summarized below under

**SUPPLEMENTARY INFORMATION.** We are required to publish this notice in the *Federal Register* by the Paperwork Reduction Act of 1995.

**DATES:** Please submit comments by August 30, 2010.

**ADDRESSES:** You may submit comments identified by DOT Docket ID Number 2010-0072 by any of the following methods:

*Web Site:* For access to the docket to read background documents or comments received go to the Federal eRulemaking Portal: Go to <http://www.regulations.gov>. Follow the online instructions for submitting comments.

*Fax:* 1-202-493-2251.

*Mail:* Docket Management Facility, U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590-0001.

*Hand Delivery or Courier:* U.S. Department of Transportation, West Building Ground Floor, Room W12-140, 1200 New Jersey Avenue, SE., Washington, DC 20590, between 9 a.m. and 5 p.m. ET, Monday through Friday, except Federal holidays.

**FOR FURTHER INFORMATION CONTACT:** Gloria Williams, 202-366-5032, Department of Transportation, Federal Highway Administration, Office of Highway Policy Information, 1200 New Jersey Avenue, SE., Washington, DC 20590, Monday through Friday, except Federal holidays.

**SUPPLEMENTARY INFORMATION:** *Title:* Certification of Enforcement of the Heavy Vehicle Use Tax.

*OMB Control #:* 2125-0541  
*Background:* Title 23 United States Code, Section 141(c), provides that a State's apportionment of funds under 23 U.S.C. 104(b)(4) shall be reduced in an amount up to 25 percent of the amount to be apportioned during any fiscal year beginning after September 30, 1984, if vehicles subject to the Federal heavy vehicle use tax are lawfully registered in the State without having presented proof of payment of the tax. The annual certification by the State Governor or designated official regarding the collection of the heavy vehicle use tax serves as the FHWA's primary means of determining State compliance. The FHWA has determined that an annual certification of compliance by each State is the least obtrusive means of administering the provisions of the legislative mandate. In addition, States are required to retain for 1 year a Schedule 1, IRS Form 2290, Heavy Vehicle Use Tax Return (or other suitable alternative provided by regulation). The FHWA conducts compliance reviews at least once every 3 years to determine if the annual certification is adequate to ensure effective administration of 23 U.S.C. 141(c).

The estimated annual reporting burden is 102 hours; the estimated recordkeeping burden is 510 hours for a total of 612 hours. The 50 States and the District of Columbia share this burden. Preparing and processing the annual certification is estimated to require 2 hours per State. Recordkeeping is estimated to require an average of 10 hours per State.

*Respondents:* 50 State Transportation Departments, and the District of Columbia for a total of 51 respondents.

*Frequency:* Annually.

*Estimated Average Annual Burden per Response:* The average burden to submit the certification and to retain required records is 12 hours per respondent.

*Estimated Total Annual Burden Hours:* Total estimated average annual burden is 612 hours.

*Public Comments Invited:* You are asked to comment on any aspect of this information collection, including: (1) Whether the proposed collection of information is necessary for the U.S. DOT's performance, including whether the information will have practical utility; (2) the accuracy of the U.S. DOT's estimate of the burden of the proposed information collection; (3) ways to enhance the quality, usefulness, and clarity of the collected information; and (4) ways that the burden could be minimized, including the use of electronic technology, without reducing

the quality of the collected information. The agency will summarize and/or include your comments in the request for OMB's clearance of this information collection.

**Authority:** The Paperwork Reduction Act of 1995; 44 U.S.C. Chapter 35, as amended; and 49 CFR 1.48.

Issued on: June 24, 2010.

**Juli Huynh,**  
Chief, Management Programs and Analysis Division.

[FR Doc. 2010-15891 Filed 6-29-10; 8:45 am]

BILLING CODE 4910-22-P

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Buy America Waiver Notification

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

**ACTION:** Notice.

**SUMMARY:** This notice provides information regarding the FHWA's finding that a Buy America waiver is appropriate for the purchase of non-domestic steel tubing API 5L, grade X52-PSLI, for construction of Federal-aid project # IM-HPP-080-5(086) in New Jersey State.

**DATES:** The effective date of the waiver is July 1, 2010.

**FOR FURTHER INFORMATION CONTACT:** For questions about this notice, please contact Mr. Gerald Yakowenko, FHWA Office of Program Administration, (202) 366-1562, or via e-mail at [gerald.yakowenko@dot.gov](mailto:gerald.yakowenko@dot.gov). For legal questions, please contact Mr. Michael Harkins, FHWA Office of the Chief Counsel, (202) 366-4928, or via e-mail at [michael.harkins@dot.gov](mailto:michael.harkins@dot.gov). Office hours for the FHWA are from 7:45 a.m. to 4:15 p.m., est., Monday through Friday, except Federal holidays.

#### SUPPLEMENTARY INFORMATION:

##### Electronic Access

An electronic copy of this document may be downloaded from the **Federal Register's** home page at: <http://www.archives.gov> and the Government Printing Office's database at: <http://www.access.gpo.gov/nara>.

##### Background

The FHWA's Buy America policy in 23 CFR 635.410 requires a domestic manufacturing process for any steel or iron products (including protective coatings) that are permanently incorporated in a Federal-aid construction project. The regulation also provides for a waiver of the Buy America requirements when the

application would be inconsistent with the public interest or when satisfactory quality domestic steel and iron products are not sufficiently available. This notice provides information regarding the FHWA's finding that a Buy America waiver is appropriate to use non-domestic Steel tubing, APL 5L, grade X52-PSLI, in New Jersey State.

In accordance with Division A, section 123 of the "Consolidated Appropriations Act, 2010" (Pub. L. 111-117), the FHWA published a notice of intent to issue a waiver on its Web site for the steel tubing, APL 5L, grade X52-PSLI, (<http://www.fhwa.dot.gov/construction/contracts/waivers.cfm?id=45>) on March 1st. The FHWA received no comments in response to the publication, which suggests that the steel tubing may not be available domestically. During the 15-day comment period, the FHWA conducted additional nationwide review to locate potential domestic manufacturers for the steel tubing, APL 5L, grade X52-PSLI. Based on all the information available to the agency, the FHWA concludes that there are no domestic manufacturers for the steel tubing, APL 5L, grade X52-PSLI.

In accordance with the provisions of section 117 of the SAFETEA-LU Technical Corrections Act of 2008 (Pub. L. 110-244, 122 Stat.1572), the FHWA is providing this notice as its finding that a waiver of Buy America requirements is appropriate. The FHWA invites public comment on this finding for an additional 15 days following the effective date of the finding. Comments may be submitted to the FHWA's Web site via the link provided to the New Jersey waiver page noted above.

(Authority: 23 U.S.C. 313; Pub. L. 110-161, 23 CFR 635.410)

Issued on: June 23, 2010.

**Victor M. Mendez,**  
Administrator.

[FR Doc. 2010-15810 Filed 6-29-10; 8:45 am]

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## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Buy America Waiver Notification

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

**ACTION:** Notice.

**SUMMARY:** This notice provides information regarding the FHWA's finding that a Buy America waiver is appropriate for use of non-domestic 22 mm Industrial dock steel chain, 400 ft, in construction of Federal-aid project #

BH-7826 (210) in Maine and the use of non-domestic U69 guard bars in construction of American Recovery and Reinvestment Act (Pub. L. 111-5) (Recovery Act) project # RR-1654 in Portland, Oregon.

**DATES:** The effective date of the waiver is July 1, 2010.

**FOR FURTHER INFORMATION CONTACT:** For questions about this notice, please contact Mr. Gerald Yakowenko, FHWA Office of Program Administration, (202) 366-1562, or via e-mail at [gerald.yakowenko@dot.gov](mailto:gerald.yakowenko@dot.gov). For legal questions, please contact Mr. Michael Harkins, FHWA Office of the Chief Counsel, (202) 366-4928, or via e-mail at [michael.harkins@dot.gov](mailto:michael.harkins@dot.gov). Office hours for the FHWA are from 7:45 a.m. to 4:15 p.m., e.t., Monday through Friday, except Federal holidays.

#### SUPPLEMENTARY INFORMATION:

##### Electronic Access

An electronic copy of this document may be downloaded from the **Federal Register's** home page at: <http://www.archives.gov> and the Government Printing Office's database at: <http://www.access.gpo.gov/nara>.

##### Background

The FHWA's Buy America policy in 23 CFR 635.410 requires a domestic manufacturing process for any steel or iron products (including protective coatings) that are permanently incorporated in a Federal-aid construction project. The regulation also provides for a waiver of the Buy America requirements when the application of such requirements would be inconsistent with the public interest or when satisfactory quality domestic steel and iron products are not sufficiently available. This notice provides information regarding the FHWA's finding that a Buy America waiver is appropriate for the use of non-domestic 22 mm Industrial dock steel chain, 400 ft, in Maine, and U69 guard bars in Oregon.

In accordance with the Division I, section 126 of the "Omnibus Appropriations Act, 2009" (Pub. L. 111-8), the FHWA published a notice of intent to issue a waiver for non-domestic 22mm Industrial deck fender chain, 400 ft. (<http://www.fhwa.dot.gov/construction/contracts/waivers.cfm?id=40>) on November 5. The FHWA received no comments in response to this notice which suggested that the 22 mm Industrial dock fender chain, 400 ft is available domestically. On November 13, FHWA published a notice of intent to issue a waiver for non-domestic turnouts (Manganese

turnout castings, U69 guard bars, LV braces), and Weld kits (<http://www.fhwa.dot.gov/construction/contracts/waivers.cfm?id=41>). The FHWA received four comments which confirmed domestic availability of Manganese castings, LV braces, and Weld kits. During the 15-day comment periods, the FHWA conducted additional nationwide review to locate potential domestic manufacturers for the 22 mm Industrial dock fender steel chain, 400 ft, and U69 guard bars. Based on all the information available to the agency, the FHWA concludes that there are no domestic manufacturers for the 22 mm Industrial dock fender steel chain and U69 guard bars. Thus, the FHWA concludes that a Buy America waiver is appropriate for 22 mm Industrial dock fender steel chain and U69 guard bars, but not appropriate for Manganese turnout castings, LV braces, and Weld kits by 23 CFR 635.410(c)(1).

In accordance with the provisions of section 117 of the SAFETEA-LU Technical Corrections Act of 2008 (Pub. L. 110-244, 122 Stat.1572), the FHWA is providing this notice as its finding that a waiver of Buy America requirements is appropriate for the 22 mm Industrial dock fender steel chain and U69 guard bars. The FHWA invites public comment on this finding for an additional 15 days following the effective date of the finding. Comments may be submitted to the FHWA's Web sites via the links provided to the Oregon and Maine waiver pages noted above.

**Authority:** 23 U.S.C. 313; Pub. L. 110-161, 23 CFR 635.410.

Issued on: June 23, 2010.

**Victor M. Mendez,**  
Administrator.

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## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Buy America Waiver Notification

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

**ACTION:** Notice.

**SUMMARY:** This notice provides information regarding the FHWA's finding that a Buy America waiver is appropriate for the use of the non-domestic alloy stainless steel 65061A double-ended beam, RLSCA-50k weighing system for relocation and upgrade of an existing motor carrier weigh station under Federal-aid project no. X-NH-S009 (329) in Oregon.