

who might have a constitutional presence in the United States, because to do so would render ineffectual the measures authorized in the Order.

This notice shall be published in the **Federal Register**.

Dated: August 18, 2011.

**Hillary Rodham Clinton**,

*Secretary of State.*

[FR Doc. 2011-26022 Filed 10-6-11; 8:45 am]

**BILLING CODE 4710-10-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Aviation Administration

#### Notice of Extension of Public Scoping Comment Period for the Air Tour Management Plan Program at Golden Gate National Recreation Area, San Francisco Maritime National Historical Park and Point Reyes National Seashore

**AGENCY:** Federal Aviation Administration (FAA), DOT.

**ACTION:** Notice of extension of public scoping comment period for the Air Tour Management Plan Program at Golden Gate National Recreation Area, San Francisco Maritime National Historical Park and Point Reyes National Seashore.

This notice extends the public scoping comment period for the Air Tour Management Plan (ATMP) for Golden Gate National Recreation Area (GGNRA) and Point Reyes National Seashore (the Seashore) that was published in the **Federal Register** on July 28, 2011 (76 FR 45312). The original date that the comment period would end was September 28, 2011. During that time the National Park Service (NPS) Planning, Environment and Public Comment Web site (PEPC) experienced some technical complications that made it difficult for everyone's comments to be captured on the system. That public scoping comment period date will now be extended until October 21, 2011.

The FAA, with NPS as a cooperating agency, has initiated development of ATMPs for GGNRA and the Seashore. The ATMP for GGNRA will include Muir Woods National Monument and Fort Point National Historic Site, both directly managed by GGNRA, and the San Francisco Maritime National Historical Park (SF Maritime NHP), an independently managed national park unit adjacent to GGNRA.

The ATMPs are being developed pursuant to the National Parks Air Tour Management Act (NPATMA) of 2000 (Pub. L. 106-181) and it's implementing

regulations (14 Code of Federal Regulation [CFR] part 136, Subpart B, *National Parks Air Tour Management*). Per section 40128(b)(1)(B) of NPATMA, the objective of an ATMP shall be to develop acceptable and effective measures to mitigate or prevent significant adverse impacts, if any, of commercial air tour operations upon the natural and cultural resources, visitor experiences and tribal lands within or abutting GGNRA and the Seashore. It should be noted that an ATMP has no authorization over other non-air-tour operations such as military and general aviation. In compliance with the National Environmental Policy Act of 1969 (NEPA) and FAA Order 1050.1E, an Environmental Assessment (EA) is being prepared.

The FAA has granted Interim Operating Authority (IOA) to two commercial air tour operators to conduct air tours over GGNRA, SF Maritime NHP, and the Seashore.

The FAA and NPS are now inviting the public, agencies, tribes, and other interested parties to provide comments, suggestions, and input on the scope of issues and range of alternatives to be addressed in the environmental process.

**DATES:** By this notice, the FAA is extending the public scoping comment period for the EA for the individual ATMPs at GGNRA and SF Maritime NHP, and the Seashore. The original date that the comment period would end was September 28, 2011. That date will now be extended until October 21, 2011.

**FOR FURTHER INFORMATION CONTACT:** Keith Lusk—Mailing address: P.O. Box 92007, Los Angeles, California 90009-2007. Telephone: (310) 725-3808. Street address: 15000 Aviation Boulevard, Lawndale, California 90261. Written comments on the scope of the EA should be submitted electronically via the electronic public comment form on the NPS Planning, Environment and Public Comment Web site at: [http://parkplanning.nps.gov/BayArea\\_ATMP](http://parkplanning.nps.gov/BayArea_ATMP) or sent to the mailing address above.

**SUPPLEMENTARY INFORMATION:** A public scoping packet that describes the project in greater detail is available at:

- [http://parkplanning.nps.gov/BayArea\\_ATMP](http://parkplanning.nps.gov/BayArea_ATMP).
- [http://www.faa.gov/about/office\\_org/headquarters\\_offices/arc/programs/air\\_tour\\_management\\_plan/](http://www.faa.gov/about/office_org/headquarters_offices/arc/programs/air_tour_management_plan/).

**Notice Regarding FOIA:** Individuals may request that their name and/or address be withheld from public disclosure. If you wish to do this, you must state this prominently at the beginning of your comment. Commentators using the Web site can

make such a request by checking the box "keep my contact information private." Such requests will be honored to the extent allowable by law, but you should be aware that pursuant to the Freedom of Information Act, your name and address may be disclosed. We will make all submissions from organizations, businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses available for public inspection in their entirety.

Issued in Hawthorne, CA on September 29, 2011.

**Larry Tonish**,

*Program Manager, Special Programs Staff, Western-Pacific Region.*

[FR Doc. 2011-25906 Filed 10-6-11; 8:45 am]

**BILLING CODE 4910-13-P**

## DEPARTMENT OF TRANSPORTATION

### Federal Highway Administration

#### Notice of Final Federal Agency Actions on a Local Arterial in California

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

**ACTION:** Notice of Limitation on Claims for Judicial Review of Actions by Caltrans.

**SUMMARY:** This notice announces actions taken by the California Department of Transportation (Caltrans) pursuant to its assigned responsibilities under 23 U.S.C. 327 that are final within the meaning of 23 U.S.C. 139(J)(1). The actions relate to a proposed highway project—Grand Avenue Widening Project, City of Santa Ana, in the County of Orange, State of California. Those actions grant licenses, permits, and approvals for the project.

**DATES:** By this notice, Caltrans is advising the public of final agency actions subject to 23 U.S.C. 139(J)(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 April 4, 2012. 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:** Charles Baker, Senior Environmental Planner, California Department of Transportation, 3347 Michelson Drive, Suite 100, Irvine, CA 92612-1692; office hours Monday through Friday, 8 a.m. to 5 p.m., (949) 724-2552; and [Charles\\_Baker@dot.ca.gov](mailto:Charles_Baker@dot.ca.gov).

**SUPPLEMENTARY INFORMATION:** Notice is hereby given that Caltrans, pursuant to

its assigned responsibilities under 23 U.S.C. 327 has taken final agency actions subject to 23 U.S.C. 139(J)(1) by approving the following highway project in the State of California: The project proposes to widen a segment of Grand Avenue between First Street and Fourth Street in the City of Santa Ana from two to three lanes of through travel and to provide left-turn and right-turn lanes at major intersections, and install a raised landscaped center median. The actions by Caltrans, and the laws under which such actions were taken, are described in the Final Environmental Assessment (FEA) and Finding of No Significant Impact (FONSI) for the project, both approved on September 1, 2011, and in other documents in Caltrans' project records. The FEA and other project records are available by contacting the California Department of Transportation at the address provided above. This notice applies to all 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. 4321–4351]; Federal-Aid Highway Act (FAHA) [23 U.S.C. 109 and 23 U.S.C. 128].
2. *Air*: Clean Air Act (CAA) [42 U.S.C. 7401–7671(q)].
3. *Land*: Section 4(f) of the Department of Transportation Act of 1966 (4f) [49 U.S.C. 303].
4. *Wildlife*: Endangered Species Act (ESA) [16 U.S.C. 1531–1544 and Section 1536]; Migratory Bird Treaty Act (MBTA) [16 U.S.C. 703–712].
5. *Historic and Cultural Resources*: Section 106 of the National Historic Preservation Act of 1966, as amended (106) [16 U.S.C. 470(f) *et seq.*]; Archeological Resources Protection Act of 1977 (ARPA) [16 U.S.C. 470(aa)–470(ll)]; Archeological and Historic Preservation Act (AHPA) [16 U.S.C. 469–469(c)].
6. *Social and Economic*: Civil Rights Act of 1964 (Civil Rights) [42 U.S.C. 2000(d)–2000(d)(1)].
7. *Wetlands and Water Resources*: Clean Water Act (Section 404, Section 401, Section 319) [33 U.S.C. 1251–1377]; Rivers and Harbors Act of 1899 (RHA) [33 U.S.C. 401–406]; Wetlands Mitigation (Sections 103 and 133) [23 U.S.C. 103(b)(6)(M) and 133(b)(11)].
8. *Executive Orders*: E.O. 11990 Protection of Wetlands; E.O. 11988 Floodplain Management; E.O. 11514 Protection and Enhancement of Environmental Quality; E.O. 12898, Federal Actions to Address Environmental Justice in Minority

Populations and Low Income Populations.

(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(J)(1).

Issued on: October 3, 2011.

**Jacob Waclaw,**

*Senior Transportation Engineer, Local Agency Programs, Federal Highway Administration, Los Angeles, CA.*

[FR Doc. 2011–25982 Filed 10–6–11; 8:45 am]

**BILLING CODE 4910–RY–P**

## DEPARTMENT OF TRANSPORTATION

### Federal Motor Carrier Safety Administration

[Docket No. FMCSA–2006–26367]

#### Motor Carrier Safety Advisory Committee Series of Public Subcommittee Meetings

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

**ACTION:** Notice of meeting.

**SUMMARY:** The FMCSA's Motor Carrier Safety Advisory Committee (MCSAC) will hold working group and subcommittee meetings on Monday–Thursday, October 24–27, 2011. The meetings will be open to the public for their duration. During the first two days, Monday–Tuesday, October 24–25, 2011, a working group of the subcommittee will discuss with FMCSA technical specifications related to wireless communications protocols that may be needed to ensure successful and secure transmission of data from electronic on-board recorders (EOBRs) to enforcement officials. The next two days, Wednesday–Thursday, October 26–27, 2011, will be devoted to a meeting of the full MCSAC EOBR subcommittee. The working group and subcommittee will discuss technical issues the full MCSAC should consider in providing input to the Agency as it develops functional specifications for EOBRs used in lieu of handwritten records of duty status (RODS).

**Time and Dates:** The meetings will be held Monday–Thursday, October 24–27, 2011, from 8:30 am to 5 pm, E.T. at the Sheraton Crystal City, 1800 Jefferson Davis Highway, Arlington, VA, 22202, in meeting rooms Crystal V and VI.

**Matters To Be Considered:** The subcommittee will continue its review of the functional specifications for EOBRs published by FMCSA as part of

its final rule concerning EOBRs on April 5, 2010 (75 FR 17208), but subsequently vacated by the United States Court of Appeals for the Seventh Circuit (Seventh Circuit), and will provide suggestions to address stakeholder concerns about new specifications.

**FOR FURTHER INFORMATION CONTACT:** Ms. Shannon L. Watson, Senior Adviser to the Associate Administrator for Policy, Federal Motor Carrier Safety Administration, U.S. Department of Transportation, 1200 New Jersey Avenue, SE., Washington, DC 20590, (202) 385–2395, [mcsac@dot.gov](mailto:mcsac@dot.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

###### MCSAC

Section 4144 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA–LU) (Pub. L. 109–59, 119 Stat. 1144, August 10, 2005) required the Secretary of Transportation to establish a Motor Carrier Safety Advisory Committee. The committee provides advice and recommendations to the FMCSA Administrator on motor carrier safety programs and regulations and operates in accordance with the Federal Advisory Committee Act (5 U.S.C. App 2).

###### EOBRs

On April 5, 2010, FMCSA issued a final rule that required the use of EOBRs by motor carriers with significant hours-of-service violations, as determined through an on-site enforcement intervention (75 FR 17208). The rule also set forth new technical requirements or functional specifications for EOBRs used in lieu of handwritten RODS. The compliance date for the rule was June 4, 2012.

The Owner-Operator Independent Drivers Association (OOIDA) filed a petition for judicial review of the EOBR final rule with the Seventh Circuit. On August 26, 2011, the Seventh Circuit vacated the final rule because the Agency failed to consider a statutory mandate to “ensure that [EOBRs] are not used to harass vehicle operators” (49 U.S.C. 31137(a)). [*Owner-Operator Indep. Drivers Ass'n., et al. v. Fed. Motor Carrier Safety Admin.*, No. 10–2340 (7th Cir. 2011).]

The Agency will not appeal the court's decision and will issue a final rule at a later date to remove all regulatory text from the Code of Federal Regulations related to the vacated April 5, 2010, final rule. However, the MCSAC subcommittee will continue its review of the technical specifications