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FOR FURTHER INFORMATION CONTACT: Jake Troutman, 202-683-7788, Office of Rulemaking, Federal Aviation Administration, 800 Independence Avenue SW, Washington, DC 20591.

This notice is published pursuant to 14 CFR 11.85.

Issued in Washington, DC, on October 6, 2023.

Brandon Roberts,

Executive Director, Office of Rulemaking.

Petition for Exemption

Docket No.: FAA-2023-1833.

Petitioner: Hyllo Inc.

Section(s) of 14 CFR Affected:

§§ 61.3(a)(1)(i), 91.7(a), 91.119(c), 91.121, 91.151(b), 91.403(b), 91.405(a), 91.407(a)(1), 91.409(a)(1), 91.409(a)(2), 91.417(a), 91.417(b), 137.19(c), 137.19(d), 137.19(e)(2)(ii), 137.19(e)(2)(iii), 137.19(e)(2)(v), 137.31, 137.33, 137.41(c), and 137.42.

Description of Relief Sought: Hyllo Inc., seeks an exemption from 14 CFR to operate multiple unmanned aircraft systems (UAS) under one operator, weighing over 55 pounds (lbs.), closer than 500 feet of vehicles, vessels, and structures, during night, and without a visual observer (VO), within visual line of site (VLOS) of the pilot in command (PIC), for agricultural aircraft operations.

[FR Doc. 2023-22636 Filed 10-12-23; 8:45 am]

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DEPARTMENT OF TRANSPORTATION

Federal Highway Administration

Notice of Final Federal Agency Actions on Proposed Highway Projects in Texas

AGENCY: Texas Department of Transportation (TxDOT), Federal Highway Administration (FHWA), U.S. Department of Transportation.

ACTION: Notice of limitation on claims for judicial review of actions by TxDOT and Federal agencies.

SUMMARY: This notice announces actions taken by TxDOT and Federal agencies that are final. The environmental review, consultation, and other actions required by applicable Federal environmental laws for these projects are being, or have been, carried out by TxDOT pursuant to an assignment agreement executed by FHWA and

TxDOT. The actions relate to various proposed highway projects in the State of Texas. These actions grant licenses, permits, and approvals for the projects.

DATES: By this notice, TxDOT is advising the public of final agency actions subject to 23 U.S.C. 139(l)(1). A claim seeking judicial review of TxDOT and Federal agency actions on the highway projects will be barred unless the claim is filed on or before the deadline. For the projects listed below, the deadline is March 11, 2024. If the Federal law that authorizes judicial review of a claim provides a time period of less than 150 days for filing such a claim, then that shorter time period still applies.

FOR FURTHER INFORMATION CONTACT:

Patrick Lee, Environmental Affairs Division, Texas Department of Transportation, 125 East 11th Street, Austin, Texas 78701; telephone: (512) 416-2358; email: Patrick.Lee@txdot.gov. TxDOT's normal business hours are 8 a.m.–5 p.m. (central time), Monday through Friday.

SUPPLEMENTARY INFORMATION: The environmental review, consultation, and other actions required by applicable Federal environmental laws for these projects are being, or have been, carried out by TxDOT pursuant to 23 U.S.C. 327 and a Memorandum of Understanding dated December 9, 2019, and executed by FHWA and TxDOT.

Notice is hereby given that TxDOT and Federal agencies have taken final agency actions by issuing licenses, permits, and approvals for the highway projects in the State of Texas that are listed below.

The actions by TxDOT and Federal agencies and the laws under which such actions were taken are described in the Categorical Exclusion (CE), Environmental Assessment (EA), or Environmental Impact Statement (EIS) issued in connection with the projects and in other key project documents. The CE, EA, or EIS and other key documents for the listed projects are available by contacting the local TxDOT office at the address or telephone number provided for each project below.

This notice applies to all TxDOT and 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. 4321–4351]; 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 [49 U.S.C. 303]; Landscaping and Scenic Enhancement (Wildflowers) [23 U.S.C. 319].

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 [54 U.S.C. 300101 *et seq.*]; Archeological Resources Protection Act of 1977 [16 U.S.C. 470(aa)–11]; Archeological and Historic Preservation Act [54 U.S.C. 312501 *et seq.*]; Native American Grave Protection and Repatriation Act (NAGPRA) [25 U.S.C. 3001–3013].

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

7. *Wetlands and Water Resources:* Clean Water Act [33 U.S.C. 1251–1377] (Section 404, Section 401, Section 319); Land and Water Conservation Fund (LWCF) [16 U.S.C. 4601–4604]; Safe Drinking Water Act (SDWA) [42 U.S.C. 300(f)–300(j)(6)]; Rivers and Harbors Act of 1899 [33 U.S.C. 401–406]; Wild and Scenic Rivers Act [16 U.S.C. 1271–1287]; Emergency Wetlands Resources Act [16 U.S.C. 3921, 3931]; TEA-21 Wetlands Mitigation [23 U.S.C. 103(b)(6)(m), 133(b)(11)]; Flood Disaster Protection Act [42 U.S.C. 4001–4128].

8. *Executive Orders:* E.O. 11990 Protection of Wetlands; E.O. 11988 Floodplain Management; E.O. 12898 Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations; E.O. 11593 Protection and Enhancement of Cultural Resources; E.O. 13007 Indian Sacred Sites; E.O. 13287 Preserve America; E.O. 13175 Consultation and Coordination with Indian Tribal Governments; E.O. 11514 Protection and Enhancement of Environmental Quality; E.O. 13112 Invasive Species. (Catalog of Federal Domestic Assistance Program Number 20.205, Highway Planning and Construction.)

The projects subject to this notice are:

1. Loop 9, Segment A from US 67 to IH 35E in Dallas and Ellis Counties, Texas. The project will construct a six-lane new location frontage road system between US 67 and IH 35E. The frontage roads will consist of three 12-foot lanes, an 8-foot inside shoulder, and an 8-foot outside shoulder. The project right-of-way will include a median that will accommodate the future construction of

an ultimate access-controlled mainlane facility. The project is approximately 9.4 miles in length. The actions by TxDOT and Federal agencies and the laws under which such actions were taken are described in the Final Environmental Impact Statement (EIS), the Record of Decision (ROD) issued on September 22, 2023, and other documents in the TxDOT project file. The EIS, ROD, and other documents in the TxDOT project file are available by contacting the TxDOT Dallas District Office at 4777 E. Highway 80, Mesquite, TX 75150; telephone: (214) 320-4480.

2. US 380 from Coit Road to FM 1827 in Collin County, Texas. The project will provide a new location, eight-lane, controlled access freeway with two-lane, one-way frontage roads on each side from Coit Road and existing US 380 to the eastern terminus at existing US 380 and FM 1827. Depending on the location, the typical freeway section will consist of four 12-foot-wide travel lanes in each direction with 10- to 17-foot-wide inside and outside shoulders and two-lane (each 12 feet wide), one-way frontage roads on either side of the mainlanes. Shared-use paths built along the outside of the frontage roads will provide bicycle and pedestrian accommodations. The project is approximately 15.6 miles in length. The actions by TxDOT and Federal agencies and the laws under which such actions were taken are described in the Final Environmental Impact Statement (EIS), the Record of Decision (ROD) issued on September 27, 2023, and other documents in the TxDOT project file. The EIS, ROD, and other documents in the TxDOT project file are available by contacting the TxDOT Dallas District Office at 4777 E. Highway 80, Mesquite, TX 75150; telephone: (214) 320-4480.
Authority: 23 U.S.C. 139(l)(1).

Michael T. Leary,

*Director, Planning and Program Development,
Federal Highway Administration.*

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DEPARTMENT OF TRANSPORTATION

Federal Transit Administration

FY 2022 and 2023 Competitive Funding Opportunity: Accelerating Advanced Digital Construction Management Systems Program

AGENCY: Federal Transit Administration (FTA), Department of Transportation (DOT).

ACTION: Notice of funding opportunity (NOFO).

SUMMARY: The Federal Transit Administration (FTA) announces the opportunity to competitively apply for \$5,093,000 under the Fiscal Year (FY) 2022 and 2023 Public Transportation Innovation Program to serve as the Program Lead for the Accelerating Advanced Digital Construction Management Systems (“ADCMS”) program.

DATES: Complete proposals must be submitted electronically through the *Grants.gov* “APPLY” function by 11:59 p.m. Eastern time on February 12, 2024.

FOR FURTHER INFORMATION CONTACT: ADCMS Program Team, FTA Office of Research, Demonstration, and Innovation, by email at ADCMS@dot.gov or by phone at (202) 366-2182.

Prospective applicants should initiate the process by registering on the *Grants.gov* website promptly to ensure completion of the application process before the submission deadline. Instructions for applying can be found on FTA’s website at <https://www.transit.dot.gov/howtoapply> and in the “FIND” module of *Grants.gov*. The *Grants.gov* funding opportunity ID is FTA-2023-012-TRI-ADCMS. Mail and fax submissions will not be accepted.

SUPPLEMENTARY INFORMATION:

Table of Contents

- A. Program Description
- B. Federal Award Information
- C. Eligibility Information
- D. Application and Submission Information
- E. Application Review Information
- F. Federal Award Administration Information
- G. Federal Awarding Agency Contacts
- H. Other Information

A. Program Description

1. Background

FTA’s Public Transportation Innovation Program (49 U.S.C. 5312) supports research and demonstrations to develop and deploy ideas, practices, and approaches that improve public transportation. This Notice (Federal Assistance Listing 20.526) will establish a program to plan, deploy, evaluate, and promote ADCMS technologies under 49 U.S.C. 5312(b)(4).

Construction is often the costliest and potentially most disruptive phase of any public transportation infrastructure project. Effective and efficient management of all elements and life cycle phases of infrastructure construction is key to on-time and on-budget project delivery. Project teams must know how and why specific changes or improvements are being made, ideally in real-time, and be aware of variations in methods of construction,

delays, and stakeholder inputs. Public transportation infrastructure projects could have delays, cost overruns, avoidable revisions and change orders, worker injuries, or substandard build quality without effective and efficient infrastructure construction management strategies.

The Infrastructure Investment and Jobs Act, Public Law 117-58 (also called the Bipartisan Infrastructure Law (BIL)), prioritizes the modernization of public transportation systems and acknowledges that the successful implementation of the ADCMS program relies on creating a new digital solution for the infrastructure construction industry. BIL codified 49 U.S.C. 5312(b)(4), which requires FTA to accelerate the implementation and deployment of ADCMS in the public transportation industry. ADCMS is broadly defined as empowering more timely and productive information sharing among stakeholders through reduced reliance on outdated pen-and-paper methods. ADCMS potentially makes modern digital technology available to infrastructure construction employees and enables them to perform tasks faster, more safely, smartly, and accurately, and with reduced oversight and supervision.

Section 5312(b)(4) lists nine goals for the accelerated implementation and deployment of ADCMS technologies in the public transportation industry. They are:

1. Accelerated adoption of advanced digital systems applied throughout the lifecycle of transportation infrastructure (including through the planning, design and engineering, construction, operations, and maintenance phases) that maximize interoperability with other systems, products, tools, or applications; boost productivity; manage complexity; reduce project delays and cost overruns; enhance safety and quality; and reduce total costs for the entire lifecycle of transportation infrastructure assets.

2. More timely and productive information sharing among stakeholders through reduced reliance on paper to manage construction processes and deliverables such as blueprints, design drawings, procurement and supply-chain orders, equipment logs, daily progress reports, and punch lists.

3. Deployment of digital management systems that enable and leverage the use of digital technologies on construction sites by contractors, such as state-of-the-art automated and connected machinery and optimized routing software that allows construction workers to perform tasks faster, more safely, more