

FTA reserves the right to reopen any docket and reconsider any decision made pursuant to these emergency procedures based upon its own initiative, based upon information or comments received subsequent to the three business day comment period, or at the request of a grantee or subgrantee upon denial of a request for relief. FTA shall notify the grantee or subgrantee if it plans to reconsider a decision. FTA decision letters, either granting or denying a petition, shall be posted in the Emergency Relief Docket and shall reference the document number of the petition to which it relates.

Issued in Washington, DC, this 29 day of January 2010.

**Peter Rogoff,**  
Administrator.

[FR Doc. 2010-2312 Filed 2-2-10; 8:45 am]

BILLING CODE P

## DEPARTMENT OF TRANSPORTATION

### Federal Railroad Administration

[Docket Number FRA-2009-0086]

#### Petition for Waiver of Compliance; Notice of Petition for Statutory Exemption

In accordance with 49 U.S.C. 21102(b), the American Short Line and Regional Railroad Association (ASLRRA), on behalf of its members, has petitioned the Federal Railroad Administration (FRA) for an exemption from certain provisions of the hours of service laws (HSL) (49 U.S.C. Chapter 211). Specifically, ASLRRA has requested an exemption from the requirements of 49 U.S.C. 21103(a)(1) and 49 U.S.C. 21103(a)(4)(a) for certain of its member railroads that have 15 or less employees covered by the HSL.

ASLRRA notes that its petition for exemption in this docket is related to its waiver petition in Docket Number FRA-2009-0078, except that its exemption request is limited to certain member railroads that have 15 or less employees covered by the HSL. In its waiver petition, ASLRRA seeks a waiver of the statutory requirement contained in 49 U.S.C. 21103(a)(1), limiting train employees to 276 hours per calendar month for member railroads' management employees who perform limited service as train employees for not more than 25% of their monthly hours in the service to the railroads. In its waiver petition, ASLRRA also seeks relief from 49 U.S.C. 21103(a)(4)(a), which requires railroads to provide train employees 48 hours of rest after an employee has initiated an on-duty

period on 6 consecutive days and 72 hours of rest after an employee has initiated an on-duty period on 7 consecutive days. In its petition for exemption in this docket, ASLRRA further notes that the railroads that are the subject of its exemption request are the "smallest of the small railroads." ASLRRA further expresses the view that in 49 U.S.C. 21102(b), "Congress granted FRA the broad power simply to exempt these small carriers" from the HSL. The entire ASLRRA petition may be reviewed online at <http://www.regulations.gov> under Docket Number FRA-2009-0086.

As ASLRRA notes in its petition, 49 U.S.C. 21102(b) provides that the Secretary of Transportation (Secretary) may, with certain limitations, exempt a railroad carrier having not more than 15 employees covered by the HSL from the requirements of Chapter 211. Specifically, 49 U.S.C. 21102(b) provides that the Secretary may allow the exemption after a full hearing, for good cause shown, and on deciding that the exemption is in the public interest and will not affect safety adversely. The exemption must be for a specific period of time and subject to review at least annually. This authority is delegated to FRA pursuant to 49 CFR 1.49.

Interested parties are invited to participate in these proceedings by submitting written views, data, or comments. FRA does not anticipate scheduling a public hearing in connection with these proceedings, however, if any interested party desires an opportunity for oral comment, they should notify FRA, in writing, before the end of the comment period and FRA will provide such an opportunity.

All communications concerning these proceedings should identify the appropriate docket number (e.g., Docket Number FRA-2009-0086) and may be submitted by any of the following methods:

- **Web site:** <http://www.regulations.gov>. Follow the online instructions for submitting comments.
- **Fax:** 202-493-2251.
- **Mail:** Docket Operations Facility, U.S. Department of Transportation, 1200 New Jersey Avenue, SE., W12-140, Washington, DC 20590.
- **Hand Delivery:** 1200 New Jersey Avenue, SE., Room W12-140, Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

Communications received within 45 days of the date of this notice will be considered by FRA before final action is taken. Comments received after that date will be considered as far as practicable. All written communications

concerning these proceedings are available for examination during regular business hours (9 a.m.-5 p.m.) at the above facility. All documents in the public docket are also available for inspection and copying on the Internet at the docket facility's Web site at <http://www.regulations.gov>.

Anyone is able to search the electronic form of any written communications and comments received into any of our dockets 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 19477-78).

Issued in Washington, DC on January 28, 2010.

**Grady C. Cothen, Jr.,**

*Deputy Associate Administrator for Safety Standards and Program Development.*

[FR Doc. 2010-2246 Filed 2-2-10; 8:45 am]

BILLING CODE 4910-06-P

## DEPARTMENT OF TRANSPORTATION

### Pipeline and Hazardous Materials Safety Administration

[Docket No. PHMSA-2008-0211]

#### Pipeline Safety: Implementation of Revised Incident/Accident Report Forms for Distribution Systems, Gas Transmission and Gathering Systems, and Hazardous Liquid Systems

**AGENCY:** Pipeline and Hazardous Materials Safety Administration (PHMSA), DOT.

**ACTION:** Notice; Issuance of Advisory Bulletin.

**SUMMARY:** This notice advises owners and operators of gas pipeline facilities and hazardous liquid pipeline facilities that the incident/accident report forms for their pipeline systems were recently revised and should be used for all incidents and accidents occurring on or after January 1, 2010.

**FOR FURTHER INFORMATION CONTACT:** Jamerson Pender, Information Resources Manager, 202-366-0218 or by e-mail at [Jamerson.Pender@dot.gov](mailto:Jamerson.Pender@dot.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Background

The Pipeline and Hazardous Materials Safety Administration (PHMSA) requires that an operator of a covered pipeline facility file a written report within 30 days of certain adverse events, defined by regulation as either

an incident or accident, 49 CFR 191.1–191.27, 195.48–195.63 (2008).<sup>1</sup> PHMSA further requires that those reports be submitted to the agency on one of three standardized forms: (1) PHMSA Form F 7100.1, Incident Report—Gas Distribution Pipelines, (2) PHMSA Form F 7100.2, Incident Report—Gas Transmission and Gathering Systems, and (3) PHMSA Form F 7000–1—Accident Report for Hazardous Liquid Pipeline Systems. PHMSA uses the information collected from these forms to identify trends in the occurrence of safety-related problems, to appropriately target its performance of risk-based inspections, and to assess the overall efficacy of its regulatory program.

PHMSA published a Federal Register notice on September 4, 2008 (73 FR 51697) inviting public comment on a proposal to revise the incident/accident report forms. PHMSA stated that the proposed revisions were needed to make the information collected more useful to all those concerned with pipeline safety and to provide additional, and in some instances more detailed, data for use in the development and enforcement of its risk-based regulatory program. PHMSA published a subsequent **Federal Register** notice on October 30, 2008 (73 FR 64661) to extend the comment period to December 12, 2008.

On August 17, 2009, PHMSA published a **Federal Register** notice (74 FR 41496) to respond to comments, provide the public with an additional 30 days to comment on the proposed revisions to the incident/accident report forms, including the form instructions, and announce that the revised Information Collections would be submitted to the Office of Management and Budget (OMB) for approval. Several comments were received in response to the August 17, 2009, notice. PHMSA reviewed the comments and revised the forms as applicable.

PHMSA has recently received OMB approval to use the newly revised forms that are incorporated under OMB Control No. 2137–0522, “Incident and Annual Reports for Gas Pipeline Operators” and OMB Control No. 2137–0047, “Transportation of Hazardous Liquids by Pipeline: Recordkeeping and Accident Reporting.” The revised forms reflect comments that were received throughout the notice and comment periods. These forms should be used for all incidents/accidents that have occurred on or after January 1, 2010.

<sup>1</sup> Reportable events are referred to as “incidents” for gas pipelines, 49 CFR 191.3, and “accidents” for hazardous liquid pipelines, 49 CFR 195.50. An operator may also be required to file a supplemental report in certain circumstances.

## Advisory Bulletin (ADB–2010–01)

**To:** Owners and Operators of Gas Pipeline Facilities and Hazardous Liquid Pipeline Facilities.

**Subject:** Implementation of PHMSA’s Revised Incident/Accident Report Forms for Gas Distribution Systems, Gas Transmission and Gathering Systems, and Hazardous Liquid Systems.

**Advisory:** This notice advises owners and operators of gas pipeline facilities and hazardous liquid pipeline facilities that the incident/accident report forms for their pipeline systems were recently revised and should be used for all incidents/accidents occurring on or after January 1, 2010. Until PHMSA completes development of a new electronic online data entry system for the new forms (approximately March 1, 2010) operators should file hard copy forms for incidents/accidents occurring on or after January 1, 2010. Copies of the new forms and instructions are available at <http://phmsa.dot.gov/pipeline/library/forms> or <http://opsweb.phmsa.dot.gov/>. Hard copy forms should be submitted to the attention of the Information Resources Manager at the address listed in the instructions. As an alternative, completed forms that include signatures may be submitted to the Information Resources Manager by e-mail to [Jamerson.Pender@dot.gov](mailto:Jamerson.Pender@dot.gov). Any questions regarding this new requirement can be directed to the Office of Pipeline Safety operator helpline at 202–366–8075.

Issued in Washington, DC on January 25, 2010.

**Jeffrey D. Wiese,**

*Associate Administrator for Pipeline Safety.*

[FR Doc. 2010–2240 Filed 2–2–10; 8:45 am]

**BILLING CODE 4910–60–P**

## DEPARTMENT OF THE TREASURY

### Office of the Comptroller of the Currency

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

**AGENCY:** Office of the Comptroller of the Currency (OCC), Treasury.

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

**SUMMARY:** The OCC, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on a continuing information collection, as required by the Paperwork Reduction Act of 1995. An agency may

not conduct or sponsor, and a respondent is not required to respond to, an information collection unless it displays a currently valid OMB control number. The OCC is soliciting comment concerning its information collection titled, “Notice Regarding Unauthorized Access to Customer Information.”

**DATES:** You should submit comments by April 5, 2010.

**ADDRESSES:** Communications Division, Office of the Comptroller of the Currency, Mailstop 2–3, Attention: 1557–0227, 250 E Street, SW., Washington, DC 20219. In addition, comments may be sent by fax to (202) 874–5274 or by electronic mail to [regs.comments@occ.treas.gov](mailto:regs.comments@occ.treas.gov). You may personally inspect and photocopy the comments at the OCC, 250 E Street, SW., Washington, DC. For security reasons, the OCC requires that visitors make an appointment to inspect comments. You may do so by calling (202) 874–4700. Upon arrival, visitors will be required to present valid government-issued photo identification and to submit to security screening in order to inspect and photocopy comments.

Additionally, you should send a copy of your comments to: OCC Desk Officer, 1557–0227, by mail to U.S. Office of Management and Budget, 725 17th Street, NW., #10235, Washington, DC 20503, or by fax to (202) 395–6974.

**FOR FURTHER INFORMATION CONTACT:** You can request additional information or a copy of the collection from Mary H. Gottlieb, OCC Clearance Officer, (202) 874–5090, Legislative and Regulatory Activities Division, Office of the Comptroller of the Currency, 250 E Street, SW., Washington, DC 20219.

**SUPPLEMENTARY INFORMATION:** The OCC is proposing to extend, without revision, the approval of the following information collection:

**Title:** Notice Regarding Unauthorized Access to Customer Information.

**OMB Control No.:** 1557–0227.

**Description:** Section 501(b) of the Gramm-Leach-Bliley Act (15 U.S.C. 6901) requires the OCC to establish standards for national banks relating to administrative, technical, and physical safeguards to: (1) Insure the security and confidentiality of customer records and information; (2) protect against any anticipated threats or hazards to the security or integrity of such records; and (3) protect against unauthorized access to, or use of, such records or information that could result in substantial harm or inconvenience to any customer.

The Interagency Guidelines Establishing Information Security